

CITY COUNCIL PROCEEDINGS

City Council Chambers, Municipal Building, 123 South Lincoln, Aberdeen, South Dakota, July 12, 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, Jeff Mitchell, Clint Rux and Jennifer Slight-Hansen and Laure Swanson. Staff members present were Lynn Lander, Adam Altman, Robin Bobzien, Brett Bill, Karl Alberts, Dave Osborn and Shirley Arment.

Mayor Levsen led the Pledge of Allegiance.

MINUTES

Mitchell moved, Kraft seconded to approve the minutes of July 6, 2010 as circulated. All voting aye, motion carried.

OPEN FORUM – Eric Vetter was present to invite everyone to attend activities this weekend and upcoming week relating to the 20th Anniversary of the Americans with Disabilities Act.

OLD BUSINESS

APPOINT NEW & REPLACEMENTS – CITY BOARDS

Rux moved, Bunsness seconded to ratify Mayoral appointments as follows: PLANNING & ZONING COMMISSION – reappoint Mike Jung and Rich Kezar, new appointment Rachael Woodward – 5 year terms ending June 30, 2015; BOARD OF ZONING ADJUSTMENT – reappoint Joe VanDeRostyne, new appointment Don Weigel – 3 year terms ending June 30, 2013, reappointment Mark Musel as an alternate serving 2 years to complete 3 year term ending June 30, 2013; BID #2 BOARD – all one year terms ending June 30, 2011 – Jon Hoffman, Mike Russell, Acacia Faught, Michelle Jones, Nate Kessler, Chris Podoll, Bruce Kiefer, Jason Welk and Randy Grismer; BID #1 BOARD – Len Ivey (expiring 6/30/12), Jon Webb (expiring 6/30/12), Jim Kaiser (expiring 6/30/11), Mark Malchow (expiring 6/30/13), Rod Tobin (expiring 6/30/11), Greg Sander (expiring 6/30/11), Sue Gates (expiring 6/30/11), Matt Zeller (expiring 6/30/13), Bryan Samson (expiring 6/30/12), Randy Grismer (expiring 6/30/11); PARKING BOARD – new appointment Scott Mosey – 3 year term ending June 30, 2013. All voting aye, motion carried.

Mitchell moved, Agnitsch seconded to ratify City Council appointments as follows: BOARD OF HEALTH – reappoint Dr. Arlin Myrmoe and Dr. Harvey Hart for one year terms ending June 30, 2011; LIBRARY BOARD OF TRUSTEES – reappoint Linda “Cec” Peters and new appointment Troy McQuillen for 3 year terms ending June 30, 2013. All voting aye, motion carried.

Swanson moved, Bunsness seconded to ratify City Manager appointments as follows: AIRPORT BOARD – reappointment Michael Erickson – 5 year term ending June 30, 2015; PARKS & RECREATION BOARD – reappointment of Paul Fauth and new appointment of Brenda Stapp – 5 year terms ending June 30, 2015; PLUMBERS EXAMINING BOARD – reappoint Rory Harr – 4 year term ending 2014. All voting aye, motion carried.

Swanson moved, Kraft seconded to assign the following Liaison positions to various city boards – Airport Board – Mr. Mitchell; Bid #1 – Mr. Bunsness; Bid #2 – Ms. Swanson; Library board – Mr. Rux; Parking Board – Mr. Bunsness; Convention & Visitors Bureau – Mr. Mitchell and Park & Recreation – Mr. Agnitsch and Mr. Campbell. All voting aye, motion carried.

CONSENT CALENDAR

Mitchell moved, Rux seconded to approve the following items on the consent calendar:
SET HEARING DATE – July 19, 2010 at 5:30 p.m. for application for Special One-Day Retail On-Off Sale Malt Beverage License on July 24, 2010 for NESD Celtic Faire and Games, Inc dba SD Total Combat Cage Fight Event, Fossum Field at 8th Avenue and County HWY #19.
TAX ABATEMENT - \$258.56 for James Valley Coop, 704 North 4th Street.
STREET USE REQUEST – Priscilla Nelson – block party on 18th Avenue NE.
LOTTERY NOTICE – Aberdeen Lions Club – receive and place on file.

All voting aye, motion carried.

NEW BUSINESS

RESOLUTION NO. 10-07-01 R

Bunsness moved, Rux seconded to approve the following resolution:

RESOLUTION TO VACATE PUBLIC RIGHT-OF-WAY

BE IT RESOLVED by the Aberdeen City Council, Brown County, Aberdeen, South Dakota that the Petition to Vacate the Public Right-of-Way filed by Lynn Lander, City Manager of the City of Aberdeen, SD and Peter and Tina Andrew, is hereby granted and the public right-of-way is hereby vacated for the following described areas:

That portion of the Right-of-Way adjacent to the South Boundary Line of Lot 3 and Lot 4 of B.B. Ward's First Subdivision of Lots 1, 2, and 3; Block 6, Original Plat of Aberdeen, Brown County, South Dakota

BE IT FURTHER RESOLVED by the Aberdeen City Council, Brown County, Aberdeen, South Dakota, that a certified copy of this Resolution shall be filed for record and duly recorded in the Office of the Register of Deeds in Brown County.

All voting aye, motion carried.

ABERDEEN REGIONAL AIRPORT

Bunsness moved, Mitchell seconded to approve and authorize the City Manager to sign agreement for professional services with Helms and Associates for GA Apron Rehabilitation and Expansion, AIP Project #3-46-0001-030-2010. All voting aye, motion carried.

Bunsness moved, Agnitsch seconded to approve and authorize the City Manager to sign Change Order #3 to Hangar Taxilane Improvements AIP #3-46-0001-029-2009 – add item for surface painted hold signs and eliminate the radio equipment in Lift Station Control Panel – Dakota Contracting Corporation – an increase in the amount of \$9,915.00 and an increase in the contract time by 31 calendar days for painting of hold signs. All voting aye, motion carried.

SUPPLEMENTAL STREET PATCHING

Mitchell moved, Kraft seconded to increase budget for street patching project by \$150,000.00. All voting aye, motion carried.

8TH AVENUE NE STREET IMPROVEMENTS (PROJECT ST-2010-2)

Bunsness moved, Rux seconded to approve and authorize the City Manager to sign the following: Change Order #1 – remove concrete and saw cutting driveways – T & R Contracting – an increase in the amount of \$43,547.50 and Pay Est #1 – work completed on project – T & R Contracting - \$207,908.96. Upon roll call, all voting aye, motion carried.

N STATE ST ROADWAY IMPROVEMENTS (PROJECT ST-2010-3)

Bunsness moved, Rux seconded to approve and authorize the City Manager to sign the following: Change Order #1 – repair work 5' near curb – Lien Transportation – an increase in the amount of \$142,646.51 and Pay Est #1 – work completed on project – Lien Transportation - \$293,816.34. Upon roll call, all voting aye, motion carried.

PAY ESTIMATE

Mitchell moved, Bunsness seconded to approve payment and authorize City Manager to sign Pay Est. #4 – Eighth Avenue Intersection Improvements – Ringgenberg Electric in the amount of \$190,742.60. Upon roll call, all voting aye, motion carried.

BILLS

Bunsness moved, Agnitsch seconded to approve the following audited claims for services, supplies, repairs and maintenance: Dakotacare Administrative Services 50,826.00; J & K Mowing Service 966.66; NVC 55.58; FSH Communications 60.00; American News 1,014.05; Aberdeen

Chamber of Commerce 24,950.00; Aberdeen Development Corp 64,166.67; Aberdeen School District 1,662.28; Praxair Distribution 664.69; Beadle Floral 2,620.64; Helms & Associates 5,119.05; Best Business Products 117.69; Bonnie Bitz 2,860.00; RDO Equipment 723.35; Kone Inc 168.21; City Treasurer 54.84; Interior Design Concepts 317.77; Dakota Electronics 3,541.40; Vosika Fencing 7,462.00; Don's Builders Hardware 272.75; Cole Paper 1,397.43; Farm Power Mfg 1,230.60; Jensen Rock & Sand 333.04; Carquest Auto Parts 1,098.46; Graham Tire Co 5,328.48; South Brown Conservation District 50.00; Hedahl's Inc 152.18; CWD Aberdeen 3,610.43; House of Glass 198.25; Greg Larson 1,158.75; Inman & McDowell Inc 70.00; Nelson Sales & Service 125.91; Janitor Supply 86.50; Kessler's Inc 222.11; Klein's Dollar Store 1,169.90; New Dimensions 319.16; Mac's Inc 518.33; RDO Equipment Aberdeen 106.68; Sewer Duck 69.00; Office Equipment 89.95; Overhead Door Company 97.96; Pantorium 18.25; Rob Keil 50.00; Dakota Supply Group 942.46; Lorie Johnson 250.00; Midstates Printing 3,890.54; Aberdeen Catholic Schools 220.00; CI Sport Inc 1,671.90; Vantek Communications 42.00; Avera St Luke's Hospital 320.00; Schwan Electric 767.87; Schwan Welding & Boiler 1,098.17; Mobridge Tribune 300.00; Crawford Truck Sales 114.37; Sodak Sport & Bait 33.99; SD Federal Property Agency 1,400.00; CD Exchange 25.98; Sportsman Sales Service 251.90; J & K Mowing Service 200.00; Town & Country Lumber 546.00; Academy Trophy Co 255.00; Pro Build 106.21; Weismantel Rent All 117.50; Woodman Refrigeration 540.09; Hannah Lagerquist 36.63; Ben Meadows Co 90.46; Aberdeen Lawn Care 74.20; Gayle Neuhardt 630.00; Mac's Electric 68.94; Baker & Taylor Inc 2,962.47; Demco Inc 78.71; Gale 389.05; Grabar Voice & Data 2,446.33; Highsmith Co Inc 230.23; Fastenal Company 579.53; Quality Books Inc 51.26; Dan Pirlet 615.00; Travelers Directory Service 215.00; Marie Cleveland 100.00; Midland Press 584.00; Information Today Inc 328.05; Dickey County Leader 75.00; Gumdrop Books 841.74; Taylor Music 99.00; Jerke Irrigation 86.35; Upstart 24.15; Redfield Press 110.00; SD Dept of Health 438.00; Dependable Sanitation 340.00; Dakota Ink & Toner 2,205.34; Hauff Mid-America Sports 1,303.80; Aberdeen Community Theatre 4,600.00; Janitor's Closet 156.47; Taylor Laundry 77.00; Dash Medical Gloves Inc 99.80; Performance Ag Services 99.75; Fordham Signs 118.00; Pepsi Americas Inc 510.55; The Wolf Stop 15.00; Country Road Customs 320.00; Village Bowl 330.00; Coca-Cola Bottling Company 2,392.51; SD Dept Health Lab 74.00; YMCA Aberdeen Family 480.00; Gary Nelson 7,422.99; Pauer Sound & Music 918.00; Titan Access Account 591.90; Hub City Radio 1,040.00; Executive Management 14.57; Beacon Athletics 1,388.48; Dakota Outdoors 1,050.00; Toysmith 1,003.32;

Trisha Waldron 459.50; paper House Productions 177.63; West Payment Center 526.50; North Central Farmers Elevator 17,360.44; Parkview Nursery Inc 509.74; SD Dept of Revenue 24,616.37; Active Data Systems Inc 880.00; Susan Bostian 50.00; Mid-Am Research Chemical 138.89; Dakota Broadcasting LLC 812.00; Univar USA Inc 13,806.00; Northwestern Energy 60,017.87; Streicher's Inc 959.69; Livestock Specialist Inc 110.75; David Osborn 88.00; Neil Bittner 129.42; Northern Valley Communications 282.61; MTI Distributing 1,059.08; Lien Transportation 1,972.17; Shopko LLC 14.99; Katie Peterson 417.50; Debi Rogers 500.00; Jerry DeWald 562.50; Jeff Koval 36.00; Carlsen Funeral Home 200.00; Sioux Falls Shopping News 185.00; M & K Tree Transplanting LLC 130.00; Rockett Entertainment 1,500.00; Sweet G's Inflatables 250.00; Firewood & Company 700.00; Nick Yockim 300.00; Premier Auto 96.99; Horizon Charters 4,034.00; Famous Enterprises 240.00; Child's World 335.00; Jennifer Schell 156.00; Rourke Publishing 262.44; Weigl Publishers Inc 180.84; Ramada Mitchell 580.65; Standard And Poors 4,500.00; Clarke Mosquito Control 894.98; Art Russo 50.00; Fire Safety First 199.49; Floormax 2,138.16; Quill Corporation 270.90; Federal Express Corp 11.20; Ken's Superfair Foods 4,792.73; Zenith Cutter Co 131.92; Jerome Wild 135.00; Bob Anderson 875.00; M & N International 45.75; Century Business Products 46.62; Karl Alberts 167.00; Double L Ice 544.35; Combined Pool & Spa 104.92; West River Beverage Inc 863.18; The Boston Fern 304.50; Menards Aberdeen 3,667.04; Window Cleaning & Janitor Service 80.00; Ken's Major Appliance 68.00; NW Blade 60.00; Reuers Auto Service 279.33; Ray Studnicka 100.00; Convention Visitors Bureau 35,983.65; Dakota Fluid Power 441.76; Turfwerks 150.94; Harve's Pro Prints 3,061.44; Renaissance Artist 50.00; Spectrum Sports 1,709.00; Sheryl Erickson 50.00; Ferguson Waterworks 1,882.41; Raco Stained Glass 157.00; Shirley Arment 33.62; Dr Thomas Flamboe 200.00; NSU Finance & Adminis 1,566.00; Helena Chemical Company 1,315.60; Van Diest Supply Co 52,929.73; Minitex CPP 5,350.00; Spotslam 84.00; Camby's Pass Inc 333.70; Carlson & Stewart Refrigeration Inc 287.08; Musel Enterprises LLC 825.00; Handi Mart 2,680.00; John W Hock Co 310.09; Push, Pedal, Pull 245.00; American Red Cross 92.00; Genesis Lamp Corp 593.02; Learning Opportunities 63.31; Christopher Gross 216.00; Plunkett's Pest Control 167.00; Aberdeen Plumbing & Heating 62.38; Carmike Cinemas Inc 1,410.00; Cunningham Electric 213.59; Mike Opp 100.00; Pro Ag Supply Inc 204.95; Palmer Distributing 73.00; Ann Taecker 221.25; Aberdeen Chrysler Center 38.00; Midwest Tape 29.99; Derksen Floors Inc 300.00; Dacotah Bank Aberdeen 271.25; Midco Communications 427.60; Paul Fauth 200.00; Wausau Tile Inc 5,047.97; Phil Baker 600.00; Butler Machinery Co 33.65; Border City Tool & Mfg

429.60; Grainger 285.54; Geffdog Designs 814.58; Ameripride Services 1,325.38; Crescent Electric Supply 594.97; D'Luxe Car Wash 27.81; Treeline Tree Service 2,235.00; J Gross Equipment 79.86; Associated Supply Co 6,814.08; A-1 Sanitation 2,316.53; Bonn Express LLC 100.00; Swanson Electric 1,383.90; Dean's Upholstery 176.10; SD Amateur Softball Assn 415.00; Hillyard Sioux Falls 6,841.25; Aberdeen Senior Center 760.00; Wyss Associates Inc 9,267.15; Miltona Turf Products 124.73; Specialty Mfg Co 32.11; Runnings Supply Inc 4,642.30; Interstate Battery System SD 155.90; Gary's Engine & Repair 13.46; Uniform Center 21.98; Lakewood Mall 580.00; Court Street Lighting 153.00; Sports Connection 240.00; Eide Bailly LLP 9,300.00; Cass Clay Creamery Inc 997.40; Bob Wilson 50.00; Duane Donat 50.00; Amazing Budabi Brothers 750.00; Richard Osborn 36.04; Pat Gross 24.68; Laura Nelson 75.00; Andrew Fischer 70.00; Lola Gelling 53.00. Upon roll call, all voting aye, motion carried.

EXECUTIVE SESSION

Bunsness moved, Kraft seconded to move into executive session to discuss legal matters. All voting aye, motion carried.

Bunsness moved, Rux seconded to move out of executive session. 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 Cathy Feickert
For the Finance Office

Finance Office