

CITY COUNCIL PROCEEDINGS

City Council Chambers, Municipal Building, 123 South Lincoln, Aberdeen, South Dakota, September 22, 2008, 5:30 p.m., regular meeting, Mayor Mike Levensen presiding. Present at roll call were Council Members Tom Agnitsch, Nancy Aman, David Bunsness, Todd Campbell, Lloyd Hodgins, Jim Kraft, Jeff Mitchell and Clint Rux.

Mayor Levensen led the Pledge of Allegiance.

MINUTES

Mitchell moved, Kraft seconded to approve the minutes of September 15, 2008 as circulated. All voting aye, motion carried.

CONSENT CALENDAR

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

STREET USE REQUESTS – Simmon's Middle School.

LICENSES – Motor Bus Driver – Adam J Plooster; Private Security – Shaan A McNeely.

LOTTERY NOTICES – Northern State University Baseball Team and Aberdeen Fire & Rescue Pipe & Drum Corps.

PLATS – Lamont Eighth Addition to Aberdeen in the NE ¼ of Section 20, T123N, R63W of the 5th P.M., Brown County, SD; Dean Addition to the City of Aberdeen, SD, located in the NE ¼ of Section 19, T123N, R63W of the 5th P.M., Aberdeen, Brown County, SD; McDowell Paramount Second Addition to the City of Aberdeen, Brown County, SD, located in the SW ¼ of Section 17, T123N, R63W of the 5th P.M., Aberdeen, Brown County, SD; Dell Fairgrounds Road Addition in the SW ¼ of Section 6, T123N, R63W of the 5th P.M., City of Aberdeen, Brown County, SD; Professional Group's Third Subdivision in Aberdeen, SD, located in the SW ¼ of Section 12, T123N, R64W of the 5th P.M., Aberdeen, Brown County, SD; Dok-B Second Subdivision in the SE ¼ of Section 22, T123N, R64W of the 5th P.M., Brown County, SD.

All voting aye, motion carried.

NEW BUSINESS

EXPANSION PLANS FOR WYLIE PARK CAMPGROUND

A request from Parks and Recreation Board to proceed with expansion plans for Wylie Park Campground was presented. Mitchell moved, Campbell seconded to approve Resolution No. 08-09-01 R. Discussion followed. Mitchell then moved, Campbell seconded to call the question. Upon roll call, all voting aye with the exception of Hodgin, voting nay, motion carried and the following resolution was approved:

RESOLUTION NO. 08-09-01 R

WHEREAS: The City of Aberdeen through the Aberdeen Park and Recreation Board operates and manages Wylie Park for the public's enjoyment; and

WHEREAS: A public campground has been developed at Wylie Park and serves as an important asset for the community and region; and

WHEREAS: The Aberdeen Park and Recreation Board has evaluated the need for additional campground facilities and has developed a master plan for expanding the campground and has considered various options available for expanding the campground and recommends that Option B which includes developing 23 RV sites, 22 cabins, tent areas and related improvements, be implemented and financed through appropriating a minimum of \$200,000 from the Wylie Park Enterprise Fund and issuing a maximum of \$1,900,000 in Revenue Bonds with bond payments to be paid from net revenues from the campground operations and the Park and Recreation Board also recommends that should net revenues from campground operations be insufficient to cover the revenue bond payment the shortfall in revenue should be covered through the Wylie Park Enterprise Fund unexpended balance or through the Aberdeen Parks, Recreation and Forestry Department allocation from the second penny sales tax fund.

NOW, THEREFORE, be it resolved that after considering the recommendation of the Park and Recreation Board that Expansion Option B be developed, that the Park and Recreation Board be authorized to proceed with expansion plans.

REQUEST BY SCOTT & LAURIE BLACK – NUMBER OF ANIMALS

A request by Scott and Laurie Black to consider changing Section 6-44 of the Municipal Code regarding the number of animals allowed in one residence was presented. Considerable discussion followed, no action was taken.

ORDINANCE NO. 08-09-01

An Ordinance amending Ordinance No. 1164 to rezone certain described property from Section 710 (I-2) and Section 705 (R-3) to Section 705 (R-3) Lot 3, K.O. Lee Plant First Addition to Aberdeen in the SW ¼ of Section 18, T123N, R63W was presented. Mitchell moved, Rux seconded to approve first reading of Ordinance No. 08-09-01. Upon roll call, all voting aye, motion carried.

AWARD CITY MANAGER CONTRACT

Bunsness moved, Hodgins seconded to award City Manager Search Contract to The Brimeyer Group, Hopkins, Minnesota and authorize initial payment of \$4,833.00. Upon roll call, all voting aye, motion carried.

TAX INCREMENT DISTRICT NO. 11

Campbell moved, Aman seconded to approve Developer's Agreement for TIF 11 and approve bid of Dahme Construction in the amount of \$393,101.00 for TIF 11 Improvements. All voting aye, motion carried.

TAX INCREMENT DISTRICT NO. 12

Bunsness moved, Agnitsch seconded to approve Developer's Agreement for TIF 12 and approve bid of HF Jacobs & Son Construction in the amount of \$351,744.00 for TIF 12 Improvements. All voting aye, motion carried.

RECOMMENDATION ON BIDS – NORTH JACKSON STREET

Rux moved, Kraft seconded to accept the bid for North Jackson Street Water Main Improvements (W-2008-1), as recommended by the Engineering Department, and award the bid to Dahme Construction in the amount of \$127,778.81. All voting aye, motion carried.

PAY REQUEST

Bunsness moved, Mitchell seconded to approve payment for pay request for upsizing water main for Brown County #19 – D & S Investments in the amount of \$33,090.40. Upon roll call, all voting aye, motion carried.

ELM LAKE WATERSHED FLAKOLL EARTHEN DAM CONSTRUCTION PROJECT

Aman moved, Bunsness seconded to approve and authorize the Mayor to sign and approve payment for Change Order #1 – additional fencing – A.P. & Sons

Construction – an increase in the amount of \$547.50; and Pay Estimate #3 (Final) – work on project – A.P. & Sons Construction in the amount of \$14,921.28. Upon roll call, all voting aye, motion carried.

PAY ESTIMATES

Mitchell moved, Aman seconded to approve Pay Estimate #3 – Public Safety Bldg Site Work – Dahme Construction in the amount of \$27,582.75. Upon roll call, all voting aye, motion carried.

Rux moved, Bunsness seconded to approve and authorize the Mayor to sign and approve payment of Pay Estimate #44 – engineering for WWTPF Improvements 1 – Banner Associates in the amount of \$978.00; and Pay Estimate #18 – engineering for WWTPF Improvements II – Banner Associates in the amount of \$6,612.23. Upon roll call, all voting aye, motion carried.

BILLS

Bunsness moved, Campbell seconded to approve the following audited claims for services, supplies, repairs and maintenance: United Parcel Service 56.87; Dakotacare Admin Services Inc 29,714.77; Alltel 1,713.30; Northwestern Energy 10,745.64; Northwestern Energy 7,515.63; Verizon Wireless 47.14; Mary Alice Jensen 17.38; Marvin Graves 15.20; Robert Imberi 19.57; Arnie Bain 12.27; Ramona Kelsey 66.35; Wayne Davies 61.73; Dennis Kamen 59.65; Marcella Coats 67.40; Joe T Biegler 19.34; Keith Peterson 70.50; Miranda Dobrick 40.18. Upon roll call, all voting aye, motion carried.

OLD BUSINESS

REMOVE FROM TABLE – ORDINANCE NO. 08-08-05

Bunsness moved, Mitchell seconded to remove from the table, Ordinance No. 08-08-05 – 2009 Annual Appropriation Ordinance. All voting aye, motion carried.

Mitchell moved, Bunsness seconded to call the question on the original motion to approve second reading and final adoption of Ordinance No. 08-08-05. All voting aye, motion carried. Upon roll call vote on the original motion, all voting aye, motion carried.

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

Prepared by Cathy Feickert
For the Finance Office

Finance Officer