

REGULAR MEETING OF THE CITY COUNCIL
COUNCIL CHAMBERS, CITY HALL
MITCHELL, SOUTH DAKOTA

February 5, 2018
6:00 P.M.

PRESENT: Dan Allen, Marty Barington John Doescher, Kevin McCardle, Mel Olson,
Steve Rice, Jeffrey Smith, Susan Tjarks

PRESIDING Mayor Jerry Toomey

AGENDA:

Council Member Tjarks removed Item “d” from the consent agenda to the formal agenda.

Moved by Tjarks, seconded by Rice, to approve the following items on the consent agenda:

- a. City Council Minutes
 1. Council Minutes January 16, 2018.
- b. Committee Meeting Minutes
 1. Planning Commission January 8, 2017.
- c. Raffle Permits
 1. Gertie Belle Rogers PTA with the drawing to be held on March 24, 2018,
 2. Mitchell Skating & Hockey Association-State Boys JV Tournament with the drawing to be held on March 3 or 4, 2018,
 3. American Legion Post #18 with the drawing to be held on April 29, 2018,
 4. VFW Post #2750 with the drawing to be held when the tickets are sold, and
 5. Mitchell Lions Club with the drawing to be held on April 21, 2018.
- e. Change Order #5 for Mitchell Aquatics Center City Project #2016-11 increasing contract amount by \$5,918.00 for upgraded starter blocks for the competitive pool contracted to Puetz Construction, adjust contract amount to \$7,622,828.00.
- f. Approve property tax abatements for 2017 taxes payable in 2018.
The property tax abatements will be on file for review in the Finance Office at City Hall.
- g. Authorize the purchase of a 2013 D6 Cat Dozer City Project #2018-19 off the NJPA used equipment contract.
- h. Request for approval to apply for Homeland Security Grant funds.
- i. Salvage Scrap Metal Quotations

<u>Salvage Company</u>	<u>Per Ton</u>
H & R Salvage	\$100.00
Petrik Sanitation	\$105.00

Accepted Petrik Sanitation bid at \$105.00 per ton for the period of January 17th – June 30th, 2018.

- j. Pay Estimates February 5, 2018

Pay Estimate #23 in the amount of \$10,957.24 for Mitchell Aquatic Center #2016-11 contracted to MSH Architects,

Pay Estimate #8 in the amount of \$2,880.00 for Mitchell Aquatics Center #2016-11 contracted to Core Engineering,

Pay Estimate #3 in the amount of \$14,147.20 for Forcemain - Phase III #2017-12 contracted to Metro Construction, Inc., and

Pay Estimate #8 in the amount of \$951.01 for New Landfill Monitoring #2017-29 contracted to WSP US (former LBG).

- k. Approve Bills, Payroll, Salary Adjustments and New Employee Hires and Authorize Payment of Recurring and other expenses in advance as approved by the Finance Officer

PAYROLL DECEMBER 31, 2017 – JANUARY 13, 2018: City Council \$3,016.00, Mayor \$1,255.00, City Administrator \$4,808.42, Attorney \$3,871.18, Finance \$13,025.98, Human Resources \$3,382.92, Municipal Building \$3,202.54, Information Technology \$2,363.92, Police \$67,803.43, Traffic \$4,023.82, Fire \$50,176.45, Street \$30,579.28, Public Works \$14,991.08, Cemetery \$3,566.88, Animal Control \$1,591.92, Emergency Medical Services \$12,388.45, Library \$13,313.59, Recreation & Aquatics \$6,958.93, Recreation Center \$10,035.25, Sports Complexes \$10,972.17, Parks \$8,804.28, Supervision \$4,990.08, E911 \$24,988.23, RSVP \$5,502.30, Palace Transit \$19,363.20, JVCC \$1,466.25, Nutrition \$1,312.78, Water \$6,603.03, Water Distribution \$8,597.52, Sewer \$13,043.78, Airport \$2,698.36, Waste Collection \$10,789.05, Landfill \$8,479.69, Corn Palace \$21,536.74, Golf Course \$5,478.07.

NEW HIRES:

RECREATION & AQUATICS: Alexis Elfstrand-\$8.85, Maya Voelzke-\$8.85, Esther Witte-\$9.35, Amy Uher-\$8.85.

FIRE: McKenzy Young-\$16.36.

SALARY ADJUSTMENTS:

RECREATION CENTER: Amanda Oelfke-\$9.35, Pat Dockendorf-\$10.35, Lexi Fredricksen-\$9.35, Grant Uecker-\$9.85, Lori Jones-\$9.35, Ron Roth-\$10.35.

RECREATION & AQUATICS: Gayle Klein-\$10.85, Rickey Nelsen-\$11.85, Deb Thill-\$10.35, Brady Bollinger-\$9.35, Christian Buhler-\$9.35, Zachary Kughn-\$8.85, Carter Cavanaugh-\$8.85, Ron Hill-\$9.85, Brain Daughters-\$10.35, Roxanne Ross-\$9.35, Brooke Flemmer-\$9.85, Sage Jorgensen-\$9.85, Lesley VanDrongelen-\$9.35, Elijah Pommer-\$15.00, Jessica Kolar-\$15.00, Riley O'Neill-\$8.85, Baley Miller-\$9.85, Devon Munsen-\$8.85.

FINANCE: Sandi Hieb-\$20.906, Sheila Loecker-\$16.94.

POLICE: Pete Arnold-\$25.85, Brodie Long-\$8.85, Michael Zemina-\$8.85.

WATER: Randy Wittstruck-\$25.488.

LANDFILL: James Zwinger-\$23.664.

STREET: Kevin Hughes-\$21.700, Michael Stark-\$11.35.

SANITATION: Scott Dey-\$21.439.

TRAFFIC: Dick Figland-\$27.104.

FIRE: Thomas Schaffner-\$18.993, Kathy Brink-\$20.64, Erika Helleloid-\$20.64, Daniel Esh-\$16.36.

CORN PALACE: Dennis Geidel-\$20.393, Indica Barnhart-\$8.85, Thelma Larson-\$10.85, Halle Mickelson-\$8.85, Alexzander Kremer-\$8.85, Grace Werkmeister-\$8.85, Olivia Vermeulen-\$9.35, Cooper Vermeulen-\$8.85, Caitlyn Vaughan-\$9.35, Hannah Sibson-\$8.85, Ethan Price-\$8.85, Joanna Muilenburg-\$8.85, Chloe Mikuska-\$9.35, Erika Helleloid-\$9.35, Haley Jonnassen-\$10.85, Nicholas Hanson-\$9.35, Trina Frey-\$10.85, Allie Jenkins-\$9.85, Caleb Jarding-\$8.85, Kala Hughes-\$9.35, Jamison Gross-\$9.85, Mary Clarambeau-\$10.35, Berkleigh Eldeen-\$9.35, Kendra Cheeseman-\$11.35, Patti Brewster-\$11.35, Alexis Boddicker-\$10.35, Kathryn Belford-\$8.85, Mary Johnson-\$10.85, Zachary Ryherd-\$9.35, Gage Renken-\$9.35, Betty Anderson-\$12.15, Janice Anderson-\$11.35, Renner Mickelson-\$11.85, Thomas Shoemaker-\$12.20, Skyler Mickelson-\$12.85.

COMMUNITY SERVICES: Daniel Vandersteen-\$10.35, Diane Schulz-\$9.85, Marge Novak-\$10.85, Elaine Schaefer-\$9.35, Darlys Kruse-\$8.85, Carmen Granger-\$9.85, Nancy Knight-\$8.85, Alice Claggett-\$10.35, Kim Burg-\$12.75, Maria Payne-\$12.75, Rodney Bollack-\$16.936, John Bumgardner-\$16.936, James Kropenske-\$16.936, Bob Kroger-\$16.936, Larry Kunkel-\$16.936, Patrick Leach-\$16.936, Gilberto Luis-\$16.936.

NUTRITION: Mary Birmingham-\$10.35.

WARRANTS: Second Wind Exercise, Supplies-\$49,916.31; A & B Business Solutions, Supplies-\$3,925.31; A & G Diesel, Supplies-\$74.14; A-Ox Welding Supply, Supplies-\$188.95; AAA Collections, Contract Services-\$25.00; Accounts Management, Garnishment-\$265.66; Adam Fosness, Contract Services-\$3,285.50; Advance Auto Parts, Parts-\$9.99; AFLAC, Aflac Withholding-\$10,763.38; Aflac Group, Critical Care-\$1,506.10; AFSCME Council 65, Union Dues-\$1,061.10; AM Distributing, Supplies-\$94.08; Ameripride Services, Supplies-\$255.54; AOSNC,

Maintenance-\$3,645.00; Apco International, 2018 Dues-\$92.00; Applied Concepts, Equipment-\$19,045.20; Aqua-Pure, Service Contract-\$1,562.50; Aramark, Supplies-\$139.90; Arctic Refrigeration, Repairs-\$55.50; Assetworks, Software-\$1,000.00; Auto Body Specialties, Supplies-\$31.00; Avera Heart Hospital of South Dakota, Supplies-\$14,984.00; Avera Occupational Medicine, Contract Services-\$102.00; Bailey Metal Fabricators, Repairs-\$666.84; Baker Bros Electric, Repair-\$1,222.60; BBBB's of South Dakota, Supplies-\$551.03; Ben Vanden Hoek, Travel-\$64.00; Bender's Sewer Cleaning, Repairs-\$345.00; Big Daddy D's, Contract Services-\$6,190.00; BMI, 2018 Fee-\$314.10; Bound Tree Medical, Supplies-\$729.68; Brown & Saenger, Supplies-\$2,215.40; BSN Sports, Supplies-\$518.40; C & B Operations, Supplies-\$801.67; Campbell Supply, Supplies-\$1,555.53; Carquest Auto Parts, Supplies-\$9.99; Central Electric, Utilities-\$13,522.79; Century Link, Utilities-\$1,253.44; CHR Solutions, Contract Services-\$2,991.29; Coca Cola Bottling, Supplies-\$3,090.15; Core Engineering & Consulting, 2016-11 P.E. #8-\$2,880.00; Core-Mark Midcontinent, Supplies-\$7,805.74; Corn Palace Concessions, Supplies-\$7.50; Counsilman Hunsaker Operation, Professional Services-\$5,048.00; Country Pride Coop, Supplies-\$15,531.78; County Fair, Supplies-\$127.14; Crystal Van Sickle, Reimbursement-\$49.99; Dakota Fluid Power, Supplies-\$878.54; Dakota Heartland Development, 2018 Allocation-\$30,000.00; Dakota Pump, Supplies-\$305.00; Dakota Retail Technologies, Repairs-\$25.00; Dakota Supply Group, Supplies-\$16.95; Daktronics, Maintenance-\$1,010.00; Dale Steffen, Service-\$180.00; Danko Emergency Equipment, Supplies-\$638.14; Davison County Register of Deeds, Copies-\$30.00; Davison County Search and Rescue, 2018 Allocation-\$1,750.00; Delta Dental Plan of South Dakota, Delta Dental Plan of South Dakota-\$14,223.16; Dennis Schrank, Membership Dues-\$203.00; Dependable Sanitation, Contract Services-\$23,800.00; Department of Social Services, Child Support-\$2,295.98; Diesel Machinery, Supplies-\$1,269.42; Ditch Witch of South Dakota, Utilities-\$6,771.27; Don Everson, Reimbursement-\$100.00; Dakota Wesleyan University Women's Soccer Program, Sports Authority Promotion-\$4,000.00; Emergency Education, Training-\$105.00; Eric Hieb, Contract Services-\$4,239.67; EZ Facility, Supplies-\$400.00; Farmers Alliance, Supplies-\$460.79; Fastenal, Supplies-\$342.43; Fedex, Transportation Charges-\$27.16; First National Bank Omaha, Loan Payment-\$7,830.09; Fischer, Rounds - Mitchell, Liability-\$5,422.00; Frito-Lay, Supplies-\$264.54; Frontier Precision, Travel-\$23,214.36; Galls, Supplies-\$175.05; GCR Tires & Service, Supplies-\$923.09; Gerald Fradet, Reimbursement-\$100.00; Goverlan, 2018 Support-\$200.00; Graham Tire, Repairs-\$32.49; H & R Salvage, Supplies-\$174.00; Hanson School District, Corn Palace games-\$23,656.55; Happy Memories Band, Contract Services-\$150.00; Harve's Pro Prints, Supplies-\$36.00; Headsets Direct, Supplies-\$466.62; Heartland Paper, Supplies-\$235.14; Henry Schein, Supplies-\$381.62; Hillyard, Supplies-\$220.08; Honda of Mitchell, Supplies-\$96.00; Identisys, Supplies-\$338.72; Integrity Transcription, Transcribing Service-\$482.85; Interstate Office Products, Supplies-\$502.54; JCL Solutions, Supplies-\$3,359.80; Joe Dolezal, Travel-\$85.00; Joey Degen, Travel-\$144.64; Johnson Controls, Contract Service-\$4,663.67; Jon Rehfeldt, Travel-\$61.00; Justin Adams, Travel-\$75.00 K-Scale, Repairs-\$759.88 Karl's, Supplies-\$2,464.92; Karol Iburg,

Renewal-\$33.00; Kimball-Midwest, Supplies-\$796.55; Krohmer Plumbing, Maintenance-\$413.93; Kyle McLaughlin, Travel-\$271.00; Law Enforcement Seminars, Registration-\$350.00; Lawson Products, Supplies-\$217.96; LSC Environmental Products, Supplies-\$20,028.97; Lynn Peavey, Supplies-\$28.75; Make It Mine Designs, Supplies-\$472.00; Malloy Electric Bearing, Maintenance-\$70.00; Marilee Johnson-Geary, Contract Services-\$270.00; McFarland Supply, Supplies-\$51.69; Menard's, Supplies-\$1,425.90; Metro Construction, 2017-12 P.E #3-\$14,147.20; Meyers Oil, Supplies-\$1,847.30; Microsoft, Supplies-\$911.70; Midwest Fire & Safety, Maintenance-\$381.50; Midwest Gym Supply, Repair-\$334.00; Mitchell Area Chamber of Commerce, Annual Banquet-\$380.00; Mitchell Area Development, 1st 1/4 2018 Allocation-\$35,750.00; Mitchell Baseball, Sports Authority Promotion-\$3,000.00; Mitchell Concrete Product, Supplies-\$490.00; Mitchell Iron & Supply, Supplies-\$5.91; Mitchell Main Street and Beyond, 2018 Allocation-\$35,000.00; Mitchell Music Boosters, Show Choir Classic-\$1,650.00; Mitchell Park & Recreation, Youth Wrestling Revenue-\$250.00; Mitchell Plumbing & Heating, Supplies-\$775.26; Mitchell Rotary Club, Dues-\$120.00; Mitchell Telecom, Utilities-\$156.90; Mitchell United Way, United Way-\$343.34; Mitchell Wrestling, Instructor Fee-\$1,450.00; MSH Architects, 2016-11 P.E. #23-\$10,957.24; Mitchell Technical Institute, Equipment-\$12,000.00; Mueller Lumber, Supplies-\$219.12; Muth Electric, Supplies-\$3,888.61; Napa Auto Parts, Supplies-\$596.97; Nepstads Flower Shop, Supplies-\$45.00; New Deal Tire, Supplies-\$3,504.00; National Fire Protection, Renewal-\$175.00; Northern Truck Equipment, Supplies-\$244.58; Northwestern Energy & Communications, Utilities-\$46,386.79; Office of Weights & Measurers, Test Report-\$103.00; Ontogolf, Repairs-\$995.00; Palace City Pawn, Supplies-\$80.00; Patrick Marler, Reimbursement-\$100.00; Paul's Towing, Police Tow-\$170.00; Penguin Management, Supplies-\$1,417.50; Pepsi Cola Company, Supplies-\$1,213.78; Planning & Development District, Service Contract-\$12,750.00; Premier Pest Control, Contract Services-\$175.00; Public Safety Center, Supplies-\$85.00; Qualified Presort, Mailing Service-\$732.88; Reporting Systems, Supplies-\$2,976.00; Rob Parker, Travel-\$153.00; Ron's Bicycle and Locksmith, Supplies-\$3.00; S & M Printing, Printing-\$239.00; Santel Communications, Utilities-\$1,688.00; South Dakota City Management, Dues-\$150.00; South Dakota Department of Public Safety, Service Contract-\$2,108.00; South Dakota Fire Chiefs, Membership-\$100.00; South Dakota Firefighters, Membership-\$725.00; South Dakota Newspaper Services, Advertising-\$2,480.27; South Dakota One Call, Professional Services-\$58.80; South Dakota Public Assurance Alliance, Auto Coverage-\$1,459.62; South Dakota Retirement System, South Dakota Retirement Systems-\$101,153.79; South Dakota-Supplemental Retirement, Supplemental Retirement-\$8,619.45; South Dakota-Supplemental Roth 457, Roth 457 Contributions-\$800.00; Sherwin-Williams, Supplies-\$40.79; Sign Pro, Supplies-\$75.60; Sirchie Finger Print Labor, Supplies-\$694.29; Standard Insurance Company, Insurance-\$2,523.66; Standard Insurance Company, Life Insurance-\$415.49; Stu Campbell, Books-\$55.04; Sturdevant's Auto Parts, Supplies-\$1,810.31; Subway, Meals-\$52.00; Sun Gold Sports, Supplies-\$54.00; Target Solutions, Membership-\$2,672.00; Teamsters Local No. 120, Union Dues -\$807.00; Terry Johnson, Travel-\$11.00; Tessier's, Supplies-\$992.57; Thune True

Value Hardware, Supplies-\$144.00; TK Electric, Repairs-\$206.34; TMA Stores, Supplies-\$1,308.22; Tractor Supply Credit Plan, Supplies-\$64.98; Traffic Control, Maintenance-\$4,636.00; Transource, Supplies-\$691.30; Trittech Software Systems, Service Contract-\$2,934.48; Ultramax, Supplies-\$1,104.00; United States Postal Service, Supplies-\$200.00; USA Blue Book, Supplies-\$983.26; Vallen Distribution, Supplies-\$319.33; Variety Foods, Supplies-\$211.45; Verizon Wireless, Utilities-\$641.19; Vern Eide Chevrolet Buick, Supplies-\$422.54; Walmart, Supplies-\$89.95; Well Beats, Supplies-\$199.00; Wheelco Brake & Supply, Supplies-\$123.07; Wholesale Electronics, Supplies-\$38.60; Woelfel Jewelry Store, Supplies-\$75.00; WSP USA, 2017-29 P.E. #8-\$951.01; Xtreme Cheer & Dance, Sports Authority Promotion-\$800.00; Xtreme Fire Protection, Repair-\$740.98; Zoll Medical, Supplies-\$1,566.93; Wellmark of South Dakota, Administration, Prescriptions, Medical-\$140,729.81; DakotaCare, Flex Expense-\$2,455.53; DakotaCare, Flex Expense-\$13.21; Wellmark of South Dakota, Administration, Prescriptions, Medical-\$20,479.74; Wage Works, Flex Expense Posting-\$1,987.20; Wage Works, Flex Expense Posting-\$842.82; South Dakota Department of Revenue, Sales Tax Payment-\$16,147.78; US Bank, 2002 B-Y Water-\$51,934.64; US Bank, 2003 Landfill Construction-\$23,071.40; US Bank, 2009 Water Tower-\$27,733.56; US Bank, 2009 Foster Street Lift Station \$23,315.66; US Bank, 2009 Gabions-\$2,296.23.

Members present voting aye: Allen, Barington, Doescher, McCardle, Olson, Rice, Smith, Tjarks. Members present voting nay: none. Motion carried.

CONSIDER APPROVAL:

Consent Agenda Item d. Moved by Rice, seconded by Doescher to approve the taxicab license of Thomas Schaffner dba as LYFT. Motion carried with Olson voting nay.

ORDINANCE:

Moved by Allen, seconded by Rice, to place Ordinance #2018-01 An Ordinance of the City of Mitchell, that changes the Zoning District Classification of the real property legally described as; SE 1/4 including Lot A of Moneke's Subdivision, Ex. H2 & Schlaffman Tract 1, Mitchell Twp. 26-103-60 & SW 1/4 Ex H2 & H2 & Lot A of Mitchell Landfill 1st Addition, Mitchell Twp. 25-103-60, Davison County, SD from UD Urban Development District to Highway Oriented Business District (HB) and the Official Zoning Map be Changed to Reflect the same on second reading. Motion carried. Moved by Rice, seconded by Olson, to adopt Ordinance #O2018-01, as follows:

ORDINANCE NO. #O2018-01

AN ORDINANCE OF THE CITY OF MITCHELL, THAT CHANGES THE ZONING DISTRICT CLASSIFICATION OF THE REAL PROPERTY LEGALLY DESCRIBED AS; SE ¼ including Lot A of Moneke’s Subdivision, Ex. H2 & Schlaffman Tract 1, Mitchell Township 26-103-60 and SW ¼ Ex H2 & Ex H2 & Ex Lot A of Mitchell Landfill 1st Addition, Mitchell

Township 25-103-60 Davison County, SD from UD Urban Development District to Highway Oriented Business District AND THE OFFICIAL ZONING MAP BE CHANGED TO THE REFLECT THE SAME.

BE IT ORDAINED BY THE CITY OF MITCHELL, DAVISON COUNTY, SOUTH DAKOTA:

Section 1: THE ZONING DISTRICT CLASSIFICATION OF THE REAL PROPERTY LEGALLY DESCRIBED AS; SE ¼ including Lot A of Moneke's Subdivision, Ex. H2 & Schlaffman Tract 1, Mitchell Township 26-103-60 and SW ¼ Ex H2 & Ex H2 & Ex Lot A of Mitchell Landfill 1st Addition, Mitchell Township 25-103-60 Davison County, SD from UD Urban Development District to Highway Oriented Business District AND THE OFFICIAL ZONING MAP BE CHANGED TO THE REFLECT THE SAME.

Section 2. The City Finance Officer shall publish notice of this ordinance and the same shall be effective 20 days after the completed publication thereof, unless the referendum shall be invoked as provided by law.

Motion carried and ordinance declared duly adopted.

BOARD OF ADJUSTMENT:

Moved by Allen, seconded by Rice, for the City Council to recess and sit as the Board of Adjustment. Motion carried.

HEARING:

It was advised that this is the date and time set for hearing on the application of Gary & Margaret Schlaffman for a conditional use/variance to replace existing off-premise signs (11 billboards) and increase the size more than 300 square feet in sign area, but less than 600 square feet on the property legally described as SE 1/4 including Lot A of Moneke's Subdivision, Ex H2 & Schlaffman Tract 1, Mitchell Township, Section 26-103-60 and SW 1/4 Ex H2 & H2 & Ex Lot A of Mitchell Landfill 1st Addition, Mitchell Township, 25-103-60, Davison County, South Dakota. The property is in the process of being rezoned. Notice of hearing has been given according to statute and affidavit of publication is on file. The Planning Commission recommended approval of said application. Moved by Allen, seconded by McCardle, to approve said application. Motion carried.

Moved by Tjarks, seconded by Smith, for the Board of Adjustment to adjourn and the City Council to reconvene in regular session. Motion carried.

CONSIDER APPROVAL:

Moved by Olson, seconded by Tjarks, to approve the request of H & R Salvage, LLC to haul garbage in the City of Mitchell. Motion carried.

Moved by Rice, seconded by Barington, to authorize the replacement of a boiler in the Public Safety Department up to the estimated amount of \$24,900.00 using contingency funds only if needed at the end of 2018. Motion carried.

Moved by Tjarks, seconded by Olson, to approve Cadwell Stadium light fixtures and bulbs project in the amount of \$8,750.00 using contingency funds only if needed at the end of 2018. Motion carried.

Moved by Smith, seconded by Barington, to approve and authorize the Mayor and the Chief of Public Safety to sign Agreement #A2018-03 James Valley Multi-Jurisdictional Drug Task Force Joint Powers Agreement. Motion carried.

Moved by McCardle, seconded by Barington, to approve and authorize the Mayor to sign Agreement #A2018-06 South Dakota Public Assurance Alliance Intergovernmental contract. Motion carried.

RESOLUTIONS:

Moved by Allen, seconded by Tjarks, to approve Resolution #R2018-06, A Plat of Lot 7 in the Replat of Tract E, Wild Oak Golf Club Addition, City of Mitchell, Davison County, South Dakota, as follows:

RESOLUTION #R2018-06

WHEREAS, it appears that the City Planning Commission of the City of Mitchell, South Dakota, did duly consider and did recommend the approval and adoption of the hereinafter described plat, at its meeting held on the 22th day of January, 2018, and

WHEREAS, it appears from an examination of the plat of LOT 7 IN THE REPLAT OF TRACT E, WILD OAK GOLF CLUB ADDITION TO THE CITY OF MITCHELL, DAVISON COUNTY, SOUTH DAKOTA, that said plat is in accordance with the system of streets and alleys set forth in the Master Plan adopted by the City Planning Commission of the City of Mitchell, South Dakota, and that such plat has prepared according to law;

THEREFORE, be it resolved by the City Council of Mitchell, South Dakota, that the plat LOT 7 IN THE REPLAT OF TRACT E, WILD OAK GOLF CLUB ADDITION TO THE CITY OF MITCHELL, DAVISON COUNTY, SOUTH DAKOTA, be and the same is approved and the description set forth therein and the accompanying surveyor's certificate shall prevail.

Motion carried and resolution declared duly adopted.

Moved by Rice, seconded by Tjarks, to approve Resolution #R2018-07, Approval of Local Infrastructure Program Grant Agreement #A2018-05 & Authorizing the Execution of Related Documents for the Grant, as follows:

RESOLUTION #R2018-07

A RESOLUTION APPROVING A LOCAL INFRASTRUCTURE GRANT PROGRAM AGREEMENT #A2018-05 & AUTHORIZATION TO EXECUTE RELATED DOCUMENTS.

WHEREAS the City of Mitchell has identified the need to make infrastructure improvements to attract and retain businesses along East Havens Street;

WHEREAS the City of Mitchell City Council approved Resolution #R2017-65: A resolution of local commitment for the application for a Local Infrastructure Improvement Grant;

WHEREAS the City has been approved for a grant for up to 50% of the project costs not to exceed \$200,000.

THEREFORE BE IT IS RESOLVED by the City Council of the City of Mitchell, SD that the City Approves the Grant Agreement for the Local Infrastructure Improvement Program, and the Mayor is hereby authorized to execute the necessary documentation in order to effectuate such action.

Motion carried and resolution declared duly adopted.

CONSIDER APPROVAL:

Moved by Barington, seconded by Smith, to approve and authorize the Mayor to sign Agreement #A2018-04, An Agreement for Engineering Services for East Havens Water Loop (Performance Pet) between the City of Mitchell and SPN & Associates. The grant will match up to 50% of the cost of the construction project with an estimated cost of \$167,000.00 with \$83,500.00 to be paid by the City of Mitchell. Motion carried.

RESOLUTION:

Moved by Tjarks, seconded by Barington, to approve Resolution #R2018-08, A Resolution Amending City of Mitchell Water Rates & Fees effective April 1, 2018, as follows:

RESOLUTION #R2018-08

A RESOLUTION AMENDING CITY OF MITCHELL WATER RATES AND FEES

IT IS RESOLVED by the City Council of the City of Mitchell, SD that effective April 1, 2018, water rates shall be set at \$3.90 per unit (one unit equals 100 cubic feet of water). The base charge of \$3.00 per month shall remain unchanged by this resolution.

IT IS FURTHER RESOLVED by the City Council of the City of Mitchell, SD that effective April 1, 2018, water user accounts with mechanical meters which do not have transmitters, and not meeting the specifications of the City of Mitchell's new meter program, shall be charged, in addition to the monthly and per unit price, a fee of \$50.00 per month.

Motion carried and resolution declared duly adopted.

ORDINANCES:

Moved by Rice, seconded by McCardle, to place Ordinance #O2018-02, An Ordinance Amending Section 7-8-3 (C) of the Mitchell City Code Regarding the Riding of Bicycles, Skateboards or Inline Skates on Sidewalks on first reading. Motion carried.

Moved by Rice, seconded by Tjarks to amend Ordinance #O2017-17, Amending Sidewalk Snow and Ice Removal Ordinance by adding that, for 2018 and 2019, all sidewalks in the Burr Street right of way area between Kay Avenue and Spruce Street shall be cleared of snow and ice by the City and to keep a full accounting of total costs related thereto in order to get accurate costs relating to the completed construction project. Motion carried. Ordinance #O2017-17 as amended to be presented to council at its next meeting for Second Reading/Adoption.

EXECUTIVE SESSION:

Moved by Allen, seconded by McCardle, to go into Executive Session as permitted by SDCL 1-25-2 (5) Discussing Marketing or Pricing Strategies by a Board or Commission of a Business owned by the State or any of its Political Subdivisions, Where Public Discussions would be harmful to the competitive position of the business, and SDCL 1-25-2 (4) Preparing for Contract Negotiations or Negotiating with Employees or Employee Representatives. Motion carried.

Mayor Toomey declared the board out of executive session at 8:54 p.m. and the City Council to reconvene in regular session at 8:55 p.m.

ADJOURN:

There being no further business to come before the meeting, it was moved by Rice and seconded by Barington to adjourn the meeting. Motion carried.

Michelle Bathke
Finance Officer

Published once at the approximate cost of _____.