

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

**March 4, 2019  
6:00 P.M.**

**PRESENT:** Dan Allen, Marty Barington, John Doescher, Kevin McCardle, Steve Rice,  
Dan Sabers, Susan Tjarks

**ABSENT:** Jeffrey Smith

**PRESIDING:** Mayor Bob Everson

**AGENDA:**

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

- a. City Council Minutes
  1. City Council February 19, 2019.
- b. Committee Meeting Minutes
  1. Traffic February 19, 2019.
- c. 2018 Annual Report.
- d. Raffle Permits
  1. Ducks Unlimited with the drawing to be held on April 4, 2019, and
  2. Pheasant Country, Mitchell Area Youth Shooters with the drawing to be held on June 10, 2019.
- e. Set date for 03-18-2019 for hearings
  1. On the application to transfer Retail (On-Off Sale) Malt Beverage License RB-25873, from Jay Ambe-1 LLC DBA Freedom Valu Center, 512 South Sanborn, Mitchell, SD to I Mart Stores LLC DBA I Mart Stores, 512 South Sanborn, Mitchell, SD (This license is not eligible for lottery), and
  2. On the application to transfer Retail (Off Sale) Package Liquor License PL-4686, from Jay Ambe-1 LLC DBA Freedom Valu Center, 512 South Sanborn, Mitchell, SD to I Mart Stores LLC DBA I Mart Stores, 512 South Sanborn, Mitchell, SD.
- f. Authorization to Accept Homeland Security Grant Funds.
- g. Pay Estimates March 4, 2019
  - Pay Estimate #5 in the amount of \$3,210.00 for Waste Water Collection Evaluation #2018-34 contracted to SPN & Associates,
  - Pay Estimate #14 in the amount of \$6,800.00 for East Central Drainage-Waste Water #2018-39 contracted to SPN & Associates,
  - Pay Estimate #15 in the amount of \$19,560.00 for East Central Drainage- Storm Sewer #2018-39 contracted to SPN & Associates,
  - Pay Estimate #16 in the amount of \$4,800.00 for East Central Drainage-Water #2018-39 contracted to SPN & Associates,

Pay Estimate #6 in the amount of \$800.00 for Sanborn Phases II & III – Water #2019-22 contracted to SPN & Associates, and

Pay Estimate #7 in the amount of \$3,200.00 for Sanborn Phases II & III – Waste Water #2019-22 contracted to SPN & Associates.

- m. 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 JANUARY 27, 2019 – FEBRUARY 9, 2019:** City Council \$3,106.48, Mayor \$1,292.65, City Administrator \$5,008.15, Attorney \$4,037.15, Finance \$13,561.18, Human Resources \$3,527.96, Municipal Building \$3,589.31, Information Technology \$2,465.29, Police \$72,151.63, Traffic \$4,464.54, Fire \$48,631.56, Street \$27,006.67, Public Works \$19,940.72, Cemetery \$3,830.11, Animal Control \$1,466.24, Emergency Medical Services \$8,837.67, Library \$14,134.96, Recreation & Aquatics \$5,527.26, Recreation Center \$15,827.08, Sports Complexes \$10,797.58, Parks \$8,997.95, Supervision \$5,225.02, E911 \$23,362.52, RSVP \$5,694.84, Palace Transit \$19,342.06, JVCC \$1,424.38, Nutrition \$999.13, Water Distribution \$11,973.87, Sewer \$12,482.76, Airport \$2,814.04, Waste Collection \$10,709.20, Landfill \$9,680.37, Corn Palace \$18,174.24, Golf Course \$5,712.94.

**NEW HIRES:**

LANDFILL: Stephen Laughlin-\$20.230.

**SALARY ADJUSTMENTS:**

FIRE: Daniel Esh-\$17.064.

E-911: Dawn Niehoff-\$27.909, Kyleena Dumas-\$23.497.

**WARRANTS:** A & B Business Solutions, Contract-\$4,024.49; A & G Diesel, Supplies-\$7.00; AAA Collections, Garnishment-\$354.30; Adam Fosness, Contract Services-\$260.00; AFSCME Council 65, Union Dues-\$613.60; Al's Engraving, Supplies-\$35.50; Ameripride Services, Supplies-\$126.81; Andrew Becker, Travel-\$79.00; American Public Words, Renewal-\$680.00; Aramark, Supplies-\$17.92; Avera Occupational Medicine, Contract Services-\$2,265.45; Bailey Metal Fabricators, Repairs-\$186.91; Big Daddy D's, Contract Services-\$4,084.50; BNSF Railway, Contract Fee-\$4,966.00; Bound Tree Medical, Supplies-\$99.79; Boyer Trucks Sioux Falls, Supplies-\$456.75; Bryce Holter, Corn Palace Games-\$75.00; Butler Machinery, Supplies-\$125.65; C & B Operations, Repair-\$304.29; Campbell Supply, Supplies-\$518.83; Carquest Auto Parts, Supplies-\$472.72; Central Electric, Utilities-\$948.24; Century Link, Repair-\$4,458.51; Chad Cody, Reimbursement-\$100.00; Cherrybee's, Supplies-\$66.00; CHR Solutions, Contract Services-\$2,922.00; Coca Cola Bottling, Supplies-\$1,996.70; Core & Main, Supplies-\$695.99; Core-Mark Midcontinent,

Supplies-\$4,843.26; Corn Palace Concessions, Supplies-\$12.00; Crystal Schlimgen, Reimbursement-\$30.00; Cummins Sales and Service, Supplies-\$2,230.19; Dakota Fluid Power, Supplies-\$1,642.91; Dakota Supply Group, Supplies-\$7,906.11; Dale Steffen, Testing-\$90.00; Davison County Register of Deeds, Supplies-\$60.00; Dependable Sanitation, Contract Services-\$23,800.00; Department of Social Services, Child Support-\$1,275.22; Dice Benefits Consulting, January Fees-\$510.00; Dustin Rhoades, Travel-\$71.40; Eric Hieb, Contract Services-\$4,371.26; Erika Helleloid, Travel-\$98.00; Farmers Alliance, Supplies-\$2,288.92; Fastenal, Supplies-\$32.85; Fedex, Professional Service-\$28.84; First National Bank Omaha, Loan Payment-\$9,344.41; Forum Communications, Publishing-\$265.00; Geocomm, Maintenance-\$6,405.00; Golden West Technologies, Maintenance-\$35.00; Happy Memories Band, Contract Services-\$150.00; Hawkins, Supplies-\$3,253.64; Henry Schein, Supplies-\$281.50; Innovative Office Solution, Supplies-\$87.84; Integrity Transcription, Transcribing Service-\$465.45; Johnson Controls, Repairs-\$1,476.64; Jones Supplies, Supplies-\$1,803.42; Kimball-Midwest, Supplies-\$161.34; Kimball/White Lake School, Corn Palace Games-\$1,194.90; Krohmer Plumbing, Repairs-\$316.67; Lab LLC Digital Media, Advertising-\$915.00; Larry's I-90 Service, Supplies-\$173.52; Lawson Products, Supplies-\$664.77; Lori Schmidt, Corn Palace Games-\$120.00; Make it Mine Designs, Supplies-\$130.00; McLeod's Printing, Supplies-\$517.10; Menard's, Supplies-\$868.07; Meyers Oil, Supplies-\$917.38; Michael Todd & Company, Supplies-\$483.80; Midwest Fire & Safety, Maintenance-\$223.50; Midwest Turf & Irrigation, Supplies-\$645.31; Mitchell Recreation Center, Tournament-\$2,000.00; Mitchell United Way, United Way Deductions-\$188.11; Mueller Lumber, Supplies-\$18.69; Muth Electric, Supplies-\$1,736.05; Napa Auto Parts, Supplies-\$9,789.98; Northwestern Energy & Communications, Utilities-\$17,372.16; O'Connor and Son Trucking, Maintenance-\$1,500.00; Penguin Management, Service-\$567.00; Pepsi Cola, Supplies-\$387.50; Premier Equipment, Supplies-\$626.40; Puetz, Construction-\$82,618.38; Qualified Presort, Mailing Service-\$410.68; Rink-Tec International, Maintenance-\$6,864.00; Ron's Bicycle and Locksmith, Supplies-\$111.50; S & M Printing, Supplies-\$104.00; Schmucker Paul & Nohr, 2018-34 P.E. #5-\$38,370.00; School of EMS - South Dakota, Registration-\$1,500.00; South Dakota Department of Public Safety, Service Contract-\$2,108.00; South Dakota Department Environment & Natural Resources, Storm Drainage-\$250.00; South Dakota Federal Property Agency, Supplies-\$4,700.00; South Dakota Newspaper Services, Advertising-\$630.96; South Dakota One Call, Professional Service-\$24.15; South Dakota Retirement System, Retirement Contributions-\$52,056.36; South Dakota-Supplemental Retirement, Supplemental Retirement Contributions-\$2,313.83; South Dakota-Supplemental Roth 457, Roth 457 Contributions-\$425.00; Shannon Sandoval, Supplies-\$100.00; Sherwin-Williams, Supplies-\$186.79; Sign Pro, Supplies-\$34.30; Sirchie Finger Print Labor, Supplies-\$54.09; Standard Insurance Company, Insurance Premium-\$409.07; Staples Advantage, Supplies-\$262.73; State of South Dakota, Utilities-\$12.00; Sturdevant's Auto Parts, Supplies-\$911.07; Sun Gold Sports, Supplies-\$42.00; Teamsters Local No. 120, Union Dues-\$906.00; Tessier's, Repairs-\$660.38; Thomas L Price,

Professional Service-\$350.00; Three-D Specialties, Supplies-\$169.88; Thune True Value Hardware, Supplies-\$29.54; Titze Electric & Remodeling, Contract Services-\$160.58; Tractor Supply Credit Plan, Supplies-\$354.96; Traf-Sys Inc., Maintenance-\$1,020.00; Traffic Control, Maintenance-\$348.00; Transource, Supplies-\$1,924.58; True North Steel, Supplies-\$9,434.70; United Parcel Service Store #4227, Shipping-\$45.90; Verizon Wireless, Utilities-\$192.92; Vern Eide Ford Lincoln, Supplies-\$16.57; Wheelco Brake & Supply, Supplies-\$90.23; Wholesale Electronics, Supplies-\$10.68; Security Card Services, Supplies-\$633.05.

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

**CITIZENS INPUT:**

Council Member Susan Tjarks asked Street Superintendent Kevin Roth for an update on the snow removal in Mitchell. Roth informed the City Council and the public that snow removal has been challenging with the amount of snowfall, equipment breakdowns, the strong winds, and the hours that the employees have worked.

**HEARINGS:**

It was advised that this is the date and time set for hearing on the application to transfer Retail (On-Off Sale) Malt Beverage License RB-2838, Meyers Oil Company Inc. DBA All Star Sports Bar, 1510 South Burr Street to Meyers Oil Company Inc. DBA Dakota Sunset Shell, 1524 West Havens Avenue, Mitchell, SD. Notice of hearing has been given and affidavit of publication is on file. Moved by Barington, seconded by McCardle, to approve said application. Motion carried.

It was advised that this is the date and time set for hearing on the proposed resolution of necessity to construct the Alley in the 1500 Block of East 2nd and 3rd (Between Taylor and Wallace). Terry Johnson, Engineering Project Supervisor, reviewed the area for the proposed construction. Discussion continued with property owners in the proposed project area.

**RESOLUTION:**

Moved by McCardle, seconded by Rice, to deny Resolution #R2019-19, Declaring the Necessity to construct Alley in the 1500 Block of East 2nd and 3rd Avenues (Between Taylor and Wallace). Motion carried.

**CONSIDER APPROVAL:**

Moved by Barington, seconded by McCardle, to approve and authorize the Mayor to sign Agreement #A2019-09, SDDOT for snow removal on 38P East 1st Street from Matte Street to SR 38. Motion carried.

Moved by Barington, seconded by Rice, to approve and authorize the Mayor to sign Agreement #A2019-10, Agency Agreement with SDDOT Air, Rail, and Transit for Airport Projects. Motion carried.

Moved by Rice, seconded by Tjarks, to table Agreement #A2019-11, Update to Axon Body Camera Contract to the next City Council meeting on March 18, 2019. Motion carried.

**EXECUTIVE SESSION:**

Moved by Rice, seconded by Tjarks, to go into Executive Session as permitted by SDCL 1-25-2 (3) Consulting with legal counsel or reviewing communications from legal counsel about proposed or pending litigation or contractual matters. Motion carried.

Mayor Everson declared the board out of executive session at 7:12 p.m. and the City Council to reconvene in regular session at 7:13 p.m.


**CONSIDER APPROVAL:**

Moved by Rice, seconded by Sabers, to approve and authorize the Mayor to sign Agreement #A2019-12, 301 North Main Settlement Agreement.

Roll call vote: Members present voting aye: Barington, Rice, Sabers. Members present voting nay: Allen, Doescher, McCardle, Tjarks. Motion denied.

**ADJOURN:**

There being no further business to come before the meeting, Mayor Everson adjourned the meeting.

  
Michelle Bathke  
Finance Officer

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