

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

**April 5, 2021  
6:00 P.M.**

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

**ABSENT:**

**PRESIDING:** Mayor Bob Everson

**AGENDA:**

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

- a. City Council Minutes
  1. City Council March 15, 2021 and
  2. Work Session March 29, 2021.
- b. Committee Meeting Minutes
  1. Planning Commission March 8, 2021.
- c. Automatic Supplement to the Park Fund in the amount of \$2,600.00 from a donation of funds.
- d. Close Fund #720-Street Construction and transfer remaining funds to Fund #216-Special Assessment Revolving Fund.
- e. Surplus 10 Self-Contained Breathing Apparatus packs and 1 Rapid Intervention Team to be sold to a governmental entity.
- f. Special Event application for The Back 40-Third Friday Bike Night including reserved parking and a noise permit on May 21, June 18, July 16, August 20, and September 17.
- g. Corn Palace Parking Lot Closure for DWU graduation on May 9, 2021.
- h. Special Event application for The Big Friend Little Friend of the Mitchell Area for the Annual Street Festival on May 29, 2021 including parking lot closures, parade permit, noise permit, consumption permit, and a reduction of fees.
- i. Raffle Permit
  1. Palace City Lions Club with the drawing to be held on May 1, 2021,
  2. Mitchell Regional Habitat for Humanity with the drawings to be held on June 4, 2021 and June 9, 2021,
  3. Mitchell Area Safehouse with the drawing to be held every Friday starting April 30, 2021,
  4. Heart & Sole with the drawing to be held on June 18, 2021,
  5. VFW Post #2750 with the drawing to be held on July 15, 2021,
  6. MHS Football with the drawing to be held on October 8, 2021, and
  7. Mitchell Masonic Lodge with the drawing to be held on October 29, 2021.
- j. Set date of 04-19-21 for hearings

1. On the application to transfer RB-26523 Retail (On-Off Sale) Malt Beverage & SD Farm Wine license from West Coast Tacos, 108 N Main St to Jose L Haro Valencia dba La Catrina LLC, 108 N Main St,
  2. On the application of Jose L Haro Valencia dba La Catrina LLC for a new Retail (On-Off Sale) Wine and Cider license located at 108 N Main St, and
  3. On the application of Logan Luxury Theatres Corporation for a new Retail (On-Off Sale) Malt Beverage and SD Farm Wine license located at 209 N Lawler St.
- k. Pay Estimates April 5, 2021
- Pay Estimate #4 in the amount of \$34,140.00 for Northwest Drainage Study #2020-1 contracted to McLaury Engineering,
  - Pay Estimate #28 in the amount of \$549.14 for Crafty Fox Window Repairs #2020-24 contracted to Custom Carpentry/Doug Driggs,
  - Pay Estimate #3 in the amount of \$2,569.52 for Norway/S Rowley Bike Path/Sidewalk #2021-1 contracted to HDR Engineering, Inc.,
  - Pay Estimate #1 in the amount of \$31,371.25 for 9<sup>th</sup>-Sanborn to Lawler & 5<sup>th</sup>-Sanborn to Main #2021-7 contracted to McLaury Engineering, Inc., and
  - Pay Estimate #1 in the amount of \$103.01 for 2020 Bridge Inspections contracted to SD Department of Transportation.
- l. 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 MARCH 7, 2021 – MARCH 20, 2021:** City Council \$3,303.68, Mayor \$1,374.69, City Administrator \$5,446.46, Attorney \$4,401.38, Finance \$12,565.97, Human Resources \$3,542.93, Municipal Building \$3,003.28, Information Technology \$2,687.67, Police \$68,651.32, Traffic \$3,300.56, Fire \$32,089.09, Street \$31,060.82, Public Works \$23,285.62, Cemetery \$4,183.21, Animal Control \$1,559.28, Library \$14,055.66, Recreation & Aquatics \$5,510.09, Recreation Center \$18,299.99, Sports Complexes \$8,613.48, Parks \$9,679.58, Supervision \$5,696.46, E911 \$20,173.49, MVP \$777.55, Palace Transit \$23,873.04, JVCC \$1,074.75, Nutrition \$3,356.20, Water Distribution \$12,656.93, Sewer \$13,289.02, Airport \$3,067.96, Recycling Program \$5,999.63, Waste Collection \$6,362.08, Landfill \$9,607.98, Corn Palace \$15,641.71, Golf Course \$2,823.58, Emergency Medical Services \$30,348.28.

**NEW HIRES:**

FIRE: Dillon Coughlin-\$17.923

LIBRARY: Allerie Loof-\$9.95

PARKS: Isaiah Glanzer-\$20.478

RECREATION & AQUATICS: Isaac Kitchens-\$12.45

**SALARY ADJUSTMENTS:**

FIRE: Tiffany Boehmer-\$20.791, Mason Bruns-\$19.783

STREET: Troy Kokesh-\$26.905.

WASTEWATER: Loren Skinner-\$31.977, Eugene Wagaman-\$31.977

**TERMINATIONS:**

FIRE: Matthew Rector

RECREATION & AQUATICS: Devin Rihanek

RECREATION CENTER: Lynnette Schilling

CORN PALACE: Mary Clarambeau

**WARRANTS:**

A-Ox Welding Supply, Supplies-\$279.30; AAA Collections, Contract-\$669.87; Advance Auto Parts, Supplies-\$268.57; AFLAC, Aflac Withholding-\$10,199.54; AFLAC Group, Critical Care-\$714.04; AFSCME Council 65, Union Dues-\$479.00; Agronomy Plus, Professional Service-\$900.00; Al's Engraving, Supplies-\$14.60; Alex Young, Reimbursement-\$45.00; Altec Industries, Repairs-\$11,423.91; Amazon Capital Services, Supplies-\$790.22; Andrea Hamilton, Reimbursement-\$45.00; Andrew Schneider, Reimbursement-\$45.00; Aqua-Pure, Supplies-\$4,818.75; Aramark, Supplies-\$344.51; AT&T Mobility, Utilities-\$911.11; ATV Holdings, Mitchell Telecom, Utilities-\$151.12; Austin Resick, Supplies-\$107.98; Avera Occupational Medicine, Contract Services-\$3,526.35; Avera Queen of Peace Hospital, Supplies-\$147.20; Baker & Taylor, Supplies-\$38.15; Big Daddy D's, Contract Services-\$3,860.28; Blackstone Publishing, Books-\$97.84; Boyer Trucks, Supplies-\$330.12; Brad Gates, Reimbursement-\$45.00; Bruce Kleinsasser, Registration-\$360.00; Bryce Holter, Corn Palace Games-\$80.00; Buckin' Wild Ranch, Sports Authority Promotion-\$1,500.00; Butler Machinery, Supplies-\$1,091.33; C & B Operations, Supplies-\$1,353.10; Carquest Auto Parts, Supplies-\$51.15; CDW Government, Supplies-\$3,857.52; Cengage Learning Gale, Books-\$1,205.53; Center Point Large Print, Books-\$89.28; Central Electric, Utilities-\$1,203.83; Century Link, Utilities-\$13.61; CHR Solutions, February Billing-\$3,096.80; City of Mitchell, Utilities-\$2,229.60; Claims Associates, Liability-\$1,645.74; CAN Surety Direct Bill, Supplies-\$50.00; Coca Cola Bottling, Supplies-\$4,067.60; Conrad Repair, Labor-\$42.61; Core & Main, Supplies-\$20,989.99; Core-Mark Midcontinent, Supplies-\$11,231.87; Corn Palace Concessions, Supplies-\$24.00; Corporate Translation Service, Translation Service-\$52.95; Daily Republic, Renewal-\$223.08; Dakota Fluid Power, Supplies-\$626.90; Dakota Gamber, Supplies-\$87.58; Dakota Pump, Supplies-\$904.25; Dakota Supply Group, Supplies-\$1,393.24; Daniel Fechner, Meals-\$9.54; Darrell Hartmann, Training-\$2,296.00; Darrington Water Conditioning, Rent-\$21.00; Davison County Register of Deeds, Deed-\$30.00; Dean Knippling, Supplies-\$214.00; Delta Dental Plan of South Dakota, Dental Insurance-\$13,790.64; Dennis Geidel, Reimbursement-\$45.00; Department of Social Services, Child Support-\$831.64; Direct Digital Control, Repairs-\$220.00; Doug Greenway, Reimbursement-\$45.00; Doug L Driggs, 2020-24 P.E. #28-\$549.14; Educational Development, Book-\$14.99; Elaine Joramo, Snow Removal-\$25.00; Emergency Education, Training-\$200.00; Environmental Equipment & Service, Supplies-\$614.04; Eric Hieb, Contract

Services-\$7,021.21; Evident, Supplies-\$18.50; Extractor, Supplies-\$1,259.00; Farmers Alliance, Supplies-\$1,474.87; Fastenal, Supplies-\$628.36; Fedex, Express Services-\$29.60; First National Bank Omaha, Loan Payment-\$7,380.17; Fisher Scientific, Supplies-\$1,305.59; Floor Tec, Professional Service-\$79.95; Floor to Ceiling Store, Supplies-\$109.08; Forum Communications, Advertising-\$756.52; Galls, Supplies-\$290.00; Gary Walton, Reimbursement-\$45.00; Golden West Technologies, Utilities-\$35.00; Grainger, Parts-\$182.12; Great Western Tire, Supplies-\$839.62; Greenwood Cleaning, Maintenance-\$450.00; Harve's Sport Shop, Supplies-\$43.58; HDR Engineering, 2021-1 P.E. #3-\$2,569.52; Hennen Equipment, Supplies-\$621.86; Henry Schein, Supplies-\$2,735.69; Hillyard/Sioux Falls, Supplies-\$256.24; Hohbach Electric, Supplies-\$2,855.06; Honda of Mitchell, Supplies-\$37.34; Houchen Bindery, Binding Minutes-\$106.00; Howes Oil, Supplies-\$20,263.67; Ingram Library Services, Books-\$551.02; Interstate Office Products, Supplies-\$619.84; Iverson Chrysler Center, Rental-\$49.95; Jacki Larson, Reimbursement-\$45.00; Jamie Henkel, Reimbursement-\$45.00; Jaylon Tollefson, Reimbursement-\$45.00; JCL Solutions, Supplies-\$186.34; Jeff Hanson, Reimbursement-\$45.00; Joe Galpin, Reimbursement-\$45.00; Joe Haiar, Reimbursement-\$45.00; Joe Schroeder, Reimbursement-\$45.00; John Hegg, Reimbursement-\$45.00; Johnson Controls, Repairs-\$5,521.03; Johnstone Supply of Sioux Falls, Supplies-\$118.04; Jon Vermeulen, Reimbursement-\$45.00; Jones Supplies, Supplies-\$2,745.50; Kara Rose, Refund-\$200.00; Kathy Hanks, Reimbursement-\$45.00; Kay Korsgaard, Refund-\$200.00; Kelly Thompson, Training-\$250.00; Kevin Devries, Reimbursement-\$45.00; Kevin Dykes, Reimbursement-\$45.00; Kevin Kenkel, Reimbursement-\$45.00; Kevin Roth, Reimbursement-\$45.00; Kim Derouchey, Corn Palace Games-\$80.00; Krohmer Plumbing, Repair-\$281.73; Kyle Croce, Reimbursement-\$45.00; Kyle McLaughlin, Reimbursement-\$129.99; Larry's I-90 Service, Service-\$728.92; Lawrence Wind, Refund-\$39.00; Lawson Products, Supplies-\$610.39; Leighton Family Farms, Supplies-\$500.00; Light & Siren, Equipment-\$3,989.00; Liz Kitchens, Reimbursement-\$45.00; Lori Schmidt, Corn Palace Games-\$520.00; Los 3 Amigos, Reimbursement-\$27.00; Make It Mine Designs, Signs-\$664.56; Marco Technologies, Supplies-\$204.17; Masimo Americas, Repair-\$498.00; Master Blaster Cleaning, Maintenance-\$632.45; McLaury Engineering, 2020-1 P.E. #4-\$65,511.25; McLeod's Printing, Supplies-\$901.57; Menard's, Supplies-\$12,272.76; Meyers Oil, Equipment-\$3,768.98; Michael Leach, Reimbursement-\$15.00; Michelle Bathke, Reimbursement-\$45.00; Midcontinent Communication, Utilities-\$226.18; Millennium Recycling, Contract Service-\$2,830.80; Mitchell Convention & Visitors Bureau, Advertising Contract-\$150.00; Mitchell Iron & Supply, Supplies-\$3,145.98; Mitchell Plumbing & Heating, Supplies-\$2,242.12; Mitchell School District, Corn Palace Games-\$6,193.90; Mitchell United Way, United Way Deductions-\$195.00; Mitchell Wrestling, Corn Palace Games-\$4,401.40; Mount Vernon School District, Reimbursement-\$150.00; Mueller Lumber, Supplies-\$183.31; Muth Electric, Repair-\$2,628.64; Napa Auto Parts, Parts-\$466.52; Nate Hegg, Reimbursement-\$45.00; Nathan Powell, Reimbursement-\$45.00; Nick Bakhtiari, Reimbursement-\$45.00; North Central Seed, Supplies-\$180.00; Northwestern Energy & Communications, Utilities-\$48,544.14; Odeys, Supplies-\$606.00; Overdrive, Supplies-\$28.00; Pat Dockendorf, Corn Palace Games-\$440.00; Paulson Sheet Metal, Repairs-\$360.90; Pepsi Cola, Supplies-\$1,493.62; Pomp's Tire Service, Supplies-\$3,784.52; Premier Pest Control, Contract Service-\$200.00; Public Health Laboratory, Lab-\$120.00; Qualified Presort, Mailing Service-\$452.35; Quick Med Claims, Contract Service-\$4,319.37; Reel Sharp, Repairs-\$10,915.90; Riverside Technologies, Supplies-\$9,001.92; Roger Prewett II, Reimbursement-\$45.00; Ron's Bicycle and Locksmith, Supplies-\$3.00; Rowman &

Littlefield Publishing, Book-\$52.25; Runnings Supply, Supplies-\$1,245.18; S & M Printing, Supplies-\$48.00; Sanitation Products, Supplies-\$1,540.55; Santel Communications, Utilities-\$106.16; Schemmer, Capital Improvements-\$8,250.00; Schoenfelder Portables, Rental-\$140.00; Schumacher Elevator, Maintenance-\$9,601.25; Scott Supply, Supplies-\$33.75; South Dakota Building Officials, Registration-\$82.00; South Dakota Department of Environment & Natural Resources, Permit-\$138.00; South Dakota Department of Transportation, 2020 Brdge P.E. #1-\$103.01; South Dakota Federal Property Agency, Supplies-\$69.00; South Dakota Newspaper Services, Advertising-\$458.88; South Dakota Retirement System, Retirement Contributions-\$51,333.25; South Dakota Sheriff's Association, Registration-\$230.00; South Dakota Supplemental Retirement, Supplemental Retirement-\$2,879.80; South Dakota Supplemental Roth 457, Roth 457 Contributions-\$1,208.50; Seth Vandenhoeck, Travel-\$131.04; Sherwin-Williams, Supplies-\$372.44; Shive-Hattery, Improvements-\$2,200.00; Sign Pro, Supplies-\$36.95; Sioux Equipment, Supplies-\$174.50; South Dakota 811, Professional Service-\$22.05; Standard Insurance, Life Insurance contributions-\$2,082.08; Staples, Supplies-\$356.26; Stephanie Ellwein, Reimbursement-\$45.00; Steve Anderson, Reimbursement-\$45.00; Steve Stanforth, Corn Palace Games-\$440.00; Stitchtogether, Uniforms-\$36.00; Sturdevants, Supplies-\$2,071.10; Subway, Meals-\$54.02; Sun Gold Sports, Supplies-\$337.00; Terry Johnson, Reimbursement-\$45.00; Tessier's, Maintenance-\$890.31; Texas Refinery, Supplies-\$468.16; Three-D Specialties, Supplies-\$876.73; Thune True Value Hardware, Supplies-\$405.31; TK Electric, Supplies-\$194.68; TMA Stores, Repair-\$23.47; Todd Cavanaugh, Reimbursement-\$45.00; Tyler Technologies, Maintenance-\$1,491.97; Tyler Vetch, Reimbursement-\$45.00; United Laboratories, Supplies-\$579.75; United Rotary Brush, Supplies-\$1,260.33; Verizon Wireless, Utilities-\$318.31; Wade London, Reimbursement-\$45.00; Walmart, Supplies-\$335.97; Watertown Wholesale, Supplies-\$184.03; Wellmark Blue Cross Blue Shield, Processing Fee-\$2,622.00; Wheelco Brake & Supply, Supplies-\$1,604.71; Wholesale Electronics, Supplies-\$199.89; William Lutjen, Reimbursement-\$129.99; South Dakota Department of Revenue, Sales Tax Payment-\$14,909.87; Wage Works, Flex Expense-\$13,932.47; Wellmark, Administration, Prescription, Medical-\$233,055.42.

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

### **CITIZENS INPUT:**

Mayor Everson read a proclamation for the Exchange Club promoting Child Abuse Prevention Month for the month of April.

Chief of Fire & EMS Marius Laursen stated the department received 2 saws that were needed from the Mitchell Township Board valued at nearly \$4,000.00.

### **BOARD OF ADJUSTMENT:**

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

It was advised that this is the date and time set for hearing on the application of Nancy Getty for a conditional use permit to operate a family residential childcare center in her home at 1511 Pebble Beach Road, legally described as Lot 6, Block 5, Lakeview 1<sup>st</sup> Addition, City of Mitchell, Davison County, South Dakota. The said real property is zoned R2 Single Family Residential District. Notice of hearing has been given and affidavit of publication is on file. Planning Commission approved said application with two conditions, the permit is not transferable and if the business ceases for a period of six months or longer, a new permit is required. Moved by McCardle, seconded by Tjarks, to approve said application with the recommendations of the Planning Commission. Motion carried.

It was advised that this is the date and time set for hearing on the application of Ryan Kirkpatrick for a side-yard on a corner variance of 11 feet vs 20 feet as required to construct a new home located at 823 East 5<sup>th</sup> Avenue, legally described as Lot 1, Block 11, F.M. Greene Addition, City of Mitchell, Davison County, South Dakota. The said real property is zoned R2 Single Family Residential District. Notice of hearing has been given and affidavit of publication is on file. Moved by Allen, seconded by Barington, to approve said application. Motion carried.

Moved by Rice, seconded by Tjarks, to set date for April 19, 2021 on the application of Darin Richey for a side-yard on a corner variance of 13 feet vs 20 feet and a height variance of 25 feet vs 22 feet as required to construct a detached garage at 801 East Hanson Avenue, legally described as Lot 6, Block 5, Applegate Addition, City of Mitchell, Davison County, South Dakota. The property is zoned R2 Single Family Residential District. Motion carried.

Moved by Barington, seconded by McCardle, to set date for April 19, 2021 on the application of Gregory and Kerry Brosz for a backyard variance of 7 feet vs 25 feet as required for construction of an attached garage located at 409 South Wallace Street, legally described as Parcel A in Lot A of Section 23, T 103 N, R 60 W of the 5<sup>th</sup> P.M., Davison County, South Dakota and Lot 3, Block 6, Sunnybrook Estates, City of Mitchell, Davison County, South Dakota. The property is zoned R2 Single Family Residential District. Motion carried.

Moved by Allen, seconded by Rice, to set date for April 19, 2021 on the application of Abbott House Inc. for a side-yard on a corner variance of 8 feet vs 20 feet as required for the construction of a detached garage located at 1001 South Main Street, legally described as Lots 1 and 2 and North 50 feet of Lot 3, Block 14, University Addition, City of Mitchell, Davison County, South Dakota. The property is zoned R3 Medium Density Residential District. Motion carried.

Moved by Rice, seconded by McCardle, to set date for April 19, 2021 on the application of Mueller Lumber Company for a backyard variance of 24 feet vs 25 feet as required for the construction of a twin home with attached garages located at 804 and 806 West Pine Avenue, legally described as Lot 5 and West 42 feet of Lot 4, Block 6, MLC Addition, a Subdivision of Lot 4A, Morningview Addition, City of Mitchell, Davison County, South Dakota. The property is zoned Planned Development District. Motion carried.

Moved by Tjarks, seconded by Smith, to set date for April 19, 2021 on the application of Paul Groeneweg for a conditional use permit for the construction of a building, housing a

childcare/preschool, at 1101 Commerce Street, legally described as Lot 5-B, Block 7, Westwood First Addition, a Subdivision of the SW ¼ of Section 16, T 103 N, R 60 W of the 5<sup>th</sup> P.M., City of Mitchell, Davison County, South Dakota. The property is zoned TWC Transportation, Warehousing, and Commercial District. Motion carried.

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

**HEARING:**

It was advised that this is the date and time set for hearing on the application of The Mitchell Area Big Friend Little Friend for a Special Event Liquor/Malt Beverage License located on Main Street for the May 29, 2021 Memorial Weekend in Mitchell event. Notice of hearing has been given and affidavit of publication is on file. Moved by Rice, seconded by Sabers, to approve said application. Motion carried.

**CONSIDER APPROVAL:**

Moved by Allen, seconded by McCardle, to approve designating \$2,590,837.00 in the General Fund reserves for Community Projects-Capital Improvements. Motion carried.

**UPDATE:**

City Engineer Joe Schroeder gave a project update for the Davison County Pre-Disaster Mitigation Plan. The plan is updated every five years. The following projects are considered as potential future Pre-Disaster Mitigation improvements and will be included in the plan.

1. Wise Mobile Home Park Buy-Out - \$175,000
2. Dry Run Creek Evaluation – The evaluation is ongoing and project costs are to be determined after the evaluation is complete.
3. Sunnyside and University Additions – Storm Water Evaluation - The evaluation is ongoing and project costs are to be determined after the evaluation is complete.
4. Northwest Drainage Storm Water Evaluation - The evaluation is ongoing and project costs are to be determined after the evaluation is complete.
5. City Campground Storm Shelter - \$675,000
6. Soccer Field Storm Shelter - \$675,000
7. Storm Siren Northwest of Lake Mitchell – 249th St and 406th Ave - \$40,000
8. Storm Siren at Highway 37 and 256th St – New Ground Storage Tank Site - \$40,000
9. Storm Siren at Highway 37 and N Harmon - \$40,000
10. Detention Pond South of Main Street and Norway Avenue - \$450,000
11. The City is also reviewing additional locations for potential detention ponds.
12. The City accepts buy outs for any properties in the flood plain willing to participate in the FEMA program.

**CONSIDER APPROVAL:**

Moved by Tjarks, seconded by Rice, to approve Agreement #A2021-18, Construction Observation for East Central Drainage Phase II with IDG, Project #2019-39, in an amount not to exceed \$336,885.00. Motion carried.

Moved by Sabers, seconded by Barington, to approve Agreement #A2021-20, Asbestos Remediation at 124 East 1<sup>st</sup> with Horsley Specialties in the amount of \$15,060.00. Motion carried.

Moved by Allen, seconded by Rice, to approve Agreement #A2021-21, P25 Radios and Tower Upgrade Equipment and Installation from the State of South Dakota Purchasing Agreement from Motorola. The P25 radios are being purchased using the state bid contract at a price of \$201,992.00 from Motorola Solutions at 500 West Monroe Street Ste 4400, Chicago, Il 60661. The tower and installation upgrades must be compatible with the radio equipment and, therefore Motorola Solutions, as the provider of the compatible equipment, is clearly and justifiably the only practicable source of the supplies and services due to the uniqueness of the equipment requirements. As such, the tower and installation upgrades necessary for the P25 radio system to function are a sole source procurement from Motorola Solutions in the amount of \$85,436. A discount was given by Motorola Solutions in the amount of \$37,428 for the complete purchase of radios and tower upgrades bringing the total price to \$250,000.00. Motion carried.

Moved by McCardle, seconded by Rice, to approve Agreement #A2021-22, Sewer Televising Service with Bender Sewer and Drain, Project #2021-40, in an amount not to exceed \$100,000.00. Motion carried.

**RESOLUTIONS:**

Moved by Allen, seconded by Rice, to approve Resolution #R2021-18, A Plat of Lot 1, Block 5A, a Subdivision of Block 4 of Westwood First Addition in the NW ¼ of Section 16, T 103 N, R 60 W of the 5<sup>th</sup> P.M., City of Mitchell, Davison County, South Dakota, as follows:

**RESOLUTION NO. R2021-18**

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 22<sup>nd</sup> day of March, 2021; and

WHEREAS, it appears from an examination of the plat LOT 1, BLOCK 5A, A SUBDIVISION OF BLOCK 4 OF WESTWOOD FIRST ADDITION IN THE NW ¼ OF SECTION 16, T 103 N, R 60 W OF THE 5<sup>TH</sup> P.M., CITY OF MITCHELL, DAVISON COUNTY, SOUTH DAKOTA, as prepared by Paul J. Reiland, a duly licensed Land Surveyor in and for the State of South Dakota, that said 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 been prepared according to law;



THEREFORE, be it resolved by the City Council of Mitchell, South Dakota that the plat LOT 1, BLOCK 5A, A SUBDIVISION OF BLOCK 4 OF WESTWOOD FIRST ADDITION IN THE NW ¼ OF SECTION 16, T 103 N, R 60 W OF THE 5<sup>TH</sup> P.M., CITY OF MITCHELL, DAVISON COUNTY, SOUTH DAKOTA, prepared by Paul J. Reiland, 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 Allen, to approve Resolution #R2021-19, A Plat of Tract 1 of Carstensen Addition, an Addition in the Northeast Quarter (NE ¼) of Section 2, T 103 N, R 61 W of the 5<sup>th</sup> P.M., Davison County, South Dakota, as follows:

#### **RESOLUTION NO. R2021-19**

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 22<sup>nd</sup> day of March, 2021; and

WHEREAS, it appears from an examination of the plat TRACT 1 OF CARTENSEN ADDITION AN ADDITION IN THE NORTHEAST QUARTER (NE ¼) OF SECTION 2, TOWNSHIP 103 NORTH, RANGE 61 WEST OF THE 5<sup>TH</sup> P.M., DAVISON COUNTY, SOUTH DAKOTA, that said 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 been prepared according to law;

THEREFORE, be it resolved by the City Council of Mitchell, South Dakota that the plat TRACT 1 OF CARTENSEN ADDITION AN ADDITION IN THE NORTHEAST QUARTER (NE ¼) OF SECTION 2, TOWNSHIP 103 NORTH, RANGE 61 WEST OF THE 5<sup>TH</sup> P.M., 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 McCardle, seconded by Barington, to approve Resolution #R2021-20, Authorizing Agreement #A2021-17, Agreement with SDDOT for General Sidewalk, as follows:

#### **RESOLUTION #R2021-20**

**A RESOLUTION AUTHORIZING AGREEMENT A2021-17 WITH THE SOUTH DAKOTA DEPARTMENT OF TRANSPORTATION, AND DESIGNATING AN AUTHORIZED REPRESENTATIVE TO EXECUTE AND SIGN ALL DOCUMENTS**

WHEREAS, the City of Mitchell (the "City") has determined it is in the City's best interest to proceed with a Sidewalk Improvement Project in conjunction with the South Dakota Department of Transportation (State); and

WHEREAS, the State wishes to construct a sidewalk on Norway Avenue, from SD 37 bypass to Edgerton Street, and perform sidewalk repairs within the SD DOT Mitchell Region Compound as the State Project 0009-252 PCN I6EW; and

WHEREAS, the City will let the State Project and the City shall provide bid and construction administration; and

WHEREAS, the State will reimburse the City for actual costs within 30 days of receipt of invoice from the CITY; and

WHEREAS, The City will provide all constructing engineering for the project, including all construction supervision and inspection, physical testing, measuring in-place quantities, and documenting locations for as-built records; and

WHEREAS, it is necessary to designate an authorized representative to execute and submit applications on behalf of the City and to certify and sign payment requests,

NOW THEREFORE BE IT RESOLVED by the City as follows:

1. The City hereby approves Agreement A2021-17 as attached to this resolution.
2. The Mayor of the City of Mitchell is hereby authorized to execute and deliver such documents and perform all acts necessary to effectuate the proposed work.
3. The Mayor of the City of Mitchell is hereby designated as the authorized representative of the City to do all things on its behalf to certify and sign documents for the Project.

Motion carried and resolution declared duly adopted.

Moved by Rice, seconded by Tjarks, to approve Resolution #R2021-21, A Resolution Amending Resolution #R2020-82, The 2021 Compensation Plan for the City of Mitchell, as follows:

**RESOLUTION #R2021-21**  
**A RESOLUTION AMMENDING RESOLUTION 2020-82: THE 2021 COMPENSATION**  
**PLAN FOR THE CITY OF MITCHELL**

BE IT RESOLVED, THAT THE FOLLOWING COMPENSATION PLAN FOR THE CITY OF MITCHELL BE APPROVED FOR FY2021. The purpose of the salary schedule is to establish the base compensation for employees, officers, and elected officials. Each approved grade that contains steps, allow employees to progress through the wage range annually, based on performance. The adopted compensation plan is the base pay provisions for the City of Mitchell, and does not reflect additional agreements made as part of collective bargaining unit agreements approved by the City of Mitchell.

**APPOINTED/ HIRED FULL TIME POSITIONS**

<b>Dept</b>	<b>Job Title</b>	<b>Wage Grade</b>	<b>FLSA Status</b>
PW	Mechanic (2 FTE)	13	N
PW	Oil & Lube Technician (1 FTE)	10	N

**GRADED PART TIME / SEASONAL POSITIONS**

<b>Dept</b>	<b>Job Title</b>	<b>Grade</b>
CS- NUT/TRN	Office Assistant (1 PT) **	2
PR-CAMP	Grounds Maintenance I (4 PT)	3
CS- NUTR	Nutrition Hot Shot Driver (1PT)	3
PR- R&AQ	Aquatic Center Assistant Manager (1PT)	4
PR- REC	After School Program Supervisor (1PT)	4
PR- SPORT	Concession Managers (1 PT)	4
PR-PARK	Park Explorer Supervisor (1 PT)	4
PR- REC	Program Supervisors (2 PT)	4
CS- JVCC	Activity Coordinator (2 PT) **	5
PR- REC	Aquatic Center Manager (1 PT)	5
PR- PARKS	Mosquito Control (1 PT)	5

\*\*PT positions that qualify for SDRS

**NON- GRADED PART TIME / SEASONAL POSITIONS**

PR-PARK	Park Explorers (2nd year) (1 PT)	\$9.45
PR-PARK	Park Explorers (ages 15-16) (3 PT)	\$7.60
PR-REC	Basketball Officials (25 PT)	\$15-\$25/game
PR-REC	Fitness Instructors (4 PT)	\$13-15/hour
CS-TRAN	Transit Operators (8 PT)	Grade 10 (FT Plan) step A only
FIN	Finance Office Assistant (1 PT)	Grade 10,(FT Plan) step A only
PD	Evidence Technician (1 PT)	Grade 10 (FT Plan) step A only

\*\*PT positions that qualify for SDRS

Motion carried and resolution declared duly adopted.

Moved by McCardle, seconded by Smith, to approve Resolution #R2021-22, Annexation of Real Property for the Ethan Co-op Lumber Project (Fosness Property), as follows:

**RESOLUTION NO. # R2021-22**

**ANNEXATION OF THE REAL PROPERTY LEGALLY DESCRIBED AS:**

Whereas: Chris R & Laura Kay Fosness and Ethan Co-op Lumber Co. have petitioned to annex the real property legally described as; **That Portion of Irregular Tract No. 1 Lying East of Lot H2, Except the West 400 Feet Thereof; and that Portion of Irregular Tract No. 2 Lying East of Lot H2, Except the West 400 Feet Thereof, and Except the East 1,075 Feet of the South 290 Feet Thereof; All in the NW ¼ of Section 10, T 103 N, R 60 W of the 5<sup>th</sup> P.M., Davison County, South Dakota**

Whereas: The petitioners is the sole owners of the real property, and

Whereas: There are no improvements on the real property and no persons reside on said real property thus there a no registered voters on said real property, and

Whereas: The real property is contiguous to the corporate limits of the City of Mitchell, South Dakota and Exhibit A identifies the area to be annexed, and

Therefore, be it resolved that the City Council of the City of Mitchell, do hereby annex the real property legally described in this resolution into the corporate limits of the City of Mitchell, Davison County, South Dakota.

Motion carried and resolution declared duly adopted.

Moved by Allen, seconded by Barington, to approve Resolution #R2021-23, Residential City Wide Cleanup, as follows:

### **RESOLUTION #R2021-23**

#### **A RESOLUTION ESTABLISHING SPRING CLEANUP FEES FOR RESIDENTIAL PROPERTIES WITHIN THE CITY OF MITCHELL, SD**

WHEREAS Resolution R2019-85 set the Spring Cleanup fee at \$10.00 for residences with a sanitation accounts; and

WHEREAS the Spring Cleanup program was available only to residences with a sanitation account; and

WHEREAS the Spring Cleanup program will be expanding to allow participation by residences without a sanitation account; and

WHEREAS the City desires to establish a uniform charge for all participants in the Spring Cleanup program.

THEREFORE, BE IT RESOLVED by the City Council of the City of Mitchell, SD that the Spring Cleanup fee shall be \$10.00 per Spring Cleanup program pickup at a participating residence.

Motion carried and resolution declared duly adopted.

**ORDINANCES:**

Moved by Sabers, seconded by Rice, to place Ordinance #O2021-03, An Ordinance Changing the Name of Home Federal Avenue to Iverson Avenue on second reading. Motion carried. Moved by Smith, seconded by McCardle, to adopt Ordinance #O2021-03, An Ordinance Changing the Name of Home Federal Avenue to Iverson Avenue, as follows:

**ORDINANCE NO. O2021-03**

**AN ORDINANCE CHANGING THE NAME OF THE STREET KNOWN AS HOME FEDERAL AVENUE TO IVERSON AVENUE, CITY OF MITCHELL, DAVISON COUNTY, SOUTH DAKOTA**

Be it ordained by the City Council of the City of Mitchell, South Dakota:

Section 1: That 8-1C-2-E of the City of Mitchell Municipal Code is to be amended by adding the following:

- 8. The public right-of-way now named "Home Federal Avenue" and dedicated and identified on the Plat Book 21, Page 5 that is recorded with the Davison County Register of Deeds is hereby changed to "Iverson Avenue".

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

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

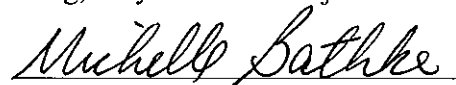
Moved by Allen, seconded by Rice, to place Ordinance #O2021-04, Supplemental Appropriation Ordinance on first reading. Motion carried.

**CONSIDER APPROVAL:**

Moved by Rice, seconded by Sabers, to approve Agreement #A2021-23, Preliminary Design with Barr Engineering for the Lake Mitchell Development Project in the amount of \$339,000.00. Motion carried.

**ADJOURN:**

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

  
 Michelle Bathke  
 Finance Officer

Published once at the approximate cost of \_\_\_\_\_.