

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

**July 1, 2019  
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

**APPOINT DEPARTMENT HEADS:**

Mayor Bob Everson recommended the following appointments for City Department Heads.

For a 3 year appointment:

Michelle Bathke	Finance Officer
Kyle Croce	Public Works Director
Justin Johnson	City Attorney
Billie Kelly	Human Resources Director
Jessica Pickett	Community Services Director
Nathan Powell	Parks and Recreation Director
Scott Schmidt	Corn Palace Director
Kevin Thurman	Golf Course and Cemetery Director

Moved by Allen, seconded by Rice, to accept the recommendation of Mayor Everson for the appointments of Department Heads. Motion carried.

Mayor Everson issued the Oath of Office to City Department Heads.

**ELECTION OF OFFICERS:**

Mayor Everson called for nominations for President and Vice-President of the City Council. Moved by Smith, seconded by Tjarks, to nominate Kevin McCardle as President. Motion carried. Moved by Tjarks, seconded by Sabers, to nominate Dan Allen as Vice-President. Motion carried with Allen abstaining.

**AGENDA:**

Mayor Everson removed Item "g" from the consent agenda and from the formal agenda.

Moved by Tjarks, seconded by McCardle, to approve the following items on the consent agenda as amended.

- a. City Council Minutes
  - 1. City Council June 17, 2019.
- b. Committee Meeting Minutes
  - 1. Planning Commission June 10, 2019,
  - 2. Traffic Commission June 17, 2019, and
  - 3. Public Health & Safety June 17, 2019.
- c. Raffle Permits
  - 1. Moose Lodge with the drawing to be held on July 20, 2019,
  - 2. Palace City Pedalers with the drawing to be held on August 17, 2019,
  - 3. Mitchell Friends of NRA with the drawing to be held on September 7, 2019,
  - 4. Mitchell High School Football with the drawing to be held on October 16, 2019, and
  - 5. Davison County Democrats with the drawing to be held on October 15, 2019.
- d. Set date of 07-15-19 for hearing
  - 1. On the application of The Back 40 for a Retail (On-Off Sale) Malt Beverage License located at 511 North Main Street, Mitchell, South Dakota (Video Lottery is not included).
- e. Set date of 1:30 p.m., July 29, 2019 for bid opening for Rock Salt Supply Project #2019-27.
- f. Set date of 1:30 p.m., July 9, 2019 for Waste Tire Collection & Disposal Project #2019-44.
- h. Appoint City Council Members to serve as Members, Liaisons, or Ex-Officios on Volunteer Boards.
  - 1. Steve Rice to the Chamber of Commerce Board,
  - 2. John Doescher to the Community Services Board,
  - 3. Susan Tjarks to the Convention & Visitors Bureau Board,
  - 4. Jeff Smith to the Corn Palace Events & Entertainment Board,
  - 5. Steve Rice to the Golf & Cemetery Board,
  - 6. Jeff Smith to the Mitchell Area Development Corporation Board,
  - 7. Susan Tjarks to the Mitchell Main Street & Beyond Board,
  - 8. Marty Barington to the Parks & Recreation Board,
  - 9. Dan Allen to the Planning & Zoning Board, and
  - 10. Jeff Smith to the Sports & Events Authority Board.
- i. Declare Surplus Chief of Public Safety Badges, Name Tag and Handgun.
- j. Fuel Quotes

<u>Howes Oil Company</u>	<u>Requested Gallons</u>	<u>Bid Gallons</u>	<u>Price per Product</u>	<u>Total Bid</u>
On Road Diesel-#2	2,400	2,400	\$2.295	\$ 5,508.00*
Off Road Diesel-#2	5,100	5,100	\$2.020	\$10,302.00*
<b>Total Bid:</b>				<b>\$15,810.00*</b>

**Howes Oil was the only bidder for items marked with an asterisk.**

- k. Pay Estimates 07-01-19

Pay Estimate #6 in the amount of \$2,827.65 for South Side Water Tower Coating #2018-1R contracted to SPN & Associates,  
 Pay Estimate #26 in the amount of \$6,500.00 for E Central Drainage-Phase I-SS #2018-39 contracted to SPN & Associates,  
 Pay Estimate #27 in the amount of \$8,172.65 for E Central Drainage-Phase I-SS #2018-39 contracted to SPN & Associates,  
 Pay Estimate #28 in the amount of \$1,300.00 for E Central Drainage-Phase I-WW #2018-39 contracted to SPN & Associates,  
 Pay Estimate #1 in the amount of \$393,452.85 for E Central Drainage-Phase I #2018-39 contracted to Menning Backhoe, LLC,  
 Pay Estimate #16 in the amount of \$5,330.00 for Sanborn Phases II & III-WW & SS #2019-22 contracted SPN & Associates,  
 Pay Estimate #17 in the amount of \$13,692.75 for Sanborn Phases II & III-WW & SS #2019-22 contracted SPN & Associates,  
 Pay Estimate #18 in the amount of \$725.00 for Sanborn Phases II & III-Water #2019-22 contracted SPN & Associates,  
 Pay Estimate #3 in the amount of \$471,615.24 for Sanborn Phases II & III #2019-22 contracted to H&W Contracting, LLC,  
 Pay Estimate #4 in the amount of \$960.00 for E Central Drainage-Phase II Water #2019-39 contracted SPN & Associates,  
 Pay Estimate #5 in the amount of \$3,120.00 for E Central Drainage-Phase II WW #2019-39 contracted SPN & Associates,  
 Pay Estimate #6 in the amount of \$10,848.00 for E Central Drainage Phase II WW & SS #2019-39 contracted SPN & Associates, and  
 Pay Estimate #1-Final in the amount of \$132,512.00 for Backhoe for WWTP #2019-41 contracted Butler Machinery Company.

1. 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 JUNE 2, 2019 – JUNE 15, 2019:** City Council \$3,106.48, Mayor \$1,292.65, City Administrator \$4,858.15, Attorney \$4,037.15, Finance \$13,604.07, Human Resources \$3,527.96, Municipal Building \$3,432.76, Information Technology \$2,465.28, Police \$68,770.55, Traffic \$4,682.32, Fire \$47,996.28, Street \$29,758.03, Public Works \$24,293.54, Cemetery \$6,440.17, Animal Control \$1,473.11, Emergency Medical Services \$9,272.14, Library \$14,802.32, Recreation & Aquatics \$10,955.35, Recreation Center \$17,198.35, Sports Complexes \$16,044.26, Parks \$21,296.04, Supervision \$5,225.01, E911 \$23,678.57, RSVP \$5,586.88, Palace Transit \$19,747.57, JVCC \$1,484.00, Nutrition \$947.39, \$11,823.52, Sewer \$14,081.70, Airport \$2,434.35, Waste Collection \$10,400.77, Landfill \$9,003.14, Corn Palace \$20,528.48, Golf Course \$11,154.33, Campground \$2,074.80.

**NEW HIRES:**

RECREATION & AQUATICS: Chuck Jones-\$12.35, Makayla Grissom-\$10.35, Danielle Schnitker-\$10.35, Morgan Schneider-\$9.35, Jonah Schmidt-\$9.35, Madison Hetland-\$9.85, Kelsey Dahme-\$10.35, Rylie Eitemiller-\$10.35, Ashlin DeBoer-\$10.85, Sarah Moore-\$10.85, Nick Lord-\$9.35, Jacob Paulson-\$10.35, Steve Schoenfelder-\$20.00, Sky Weiss-\$11.35, Kent VanOverschelde-\$11.35, Jackson Sadler-\$9.85, Max Schoenfelder-\$9.85, Calvin Hegg-\$10.35, Brady Hawkins-\$9.85, Austin Kerr-\$9.85, Alyson VanderPol-\$10.35, Ashley Zimmer-\$11.85, Brian Daughters-\$20.00.

RECREATION CENTER: Adaya Plastow-\$10.85.

SPORTS COMPLEXES: Drew Kitchens-\$11.85, Peyton Smith-\$11.85, Jocelyn Prewett-\$9.10, Tanner Puetz-\$9.10.

LIBRARY: Thea Patrick-\$9.85.

CORN PALACE: Austin Kleinsasser-\$14.85, Miquel Reyes-\$10.85, Reese Sievert-\$10.85, Ella Mutziger-\$9.35, Anthony De La Torre-\$10.85, John Riggs-\$9.35, Alan Murtic-\$10.85, Drew Bollinger-\$10.85, Emma Christopherson-\$9.35, Brooke Feiner-\$9.35, Becca Lyn Feiner-\$9.35.

#### **SALARY ADJUSTMENTS:**

POLICE: Brad Buysse-\$31.182, Nicholas Jongeling-\$31.182.

FIRE: Luke Ruml-\$19.807, McKenzy Young-\$17.064.

**WARRANTS:** A & B Business Solutions, Contract Services-\$4,405.33; A-OX Welding Supply, Rental-\$70.75; AAA Lawn Care and Maintenance, Contract Service-\$605.00; Accounts Management, Garnishment-\$378.91; Adam Fosness, Contract Services-\$1,420.00; Advance Auto Parts, Supplies-\$228.98; AFLAC, Aflac Withholding-\$47.71; Amazon Capital Services, Supplies-\$2,684.17; Ameripride Services, Supplies-\$253.02; Aqua-Pure, Supplies-\$1,562.50; Arctic Refrigeration, Repairs-\$457.90; ATS, Supplies-\$4,832.00; Automatic Building Control, Maintenance-\$667.00; Avera Occupational Medicine, Contract Services-\$1,194.21; Axon Enterprise, Supplies-\$29.95; Bailey Metal Fabricators, Repairs-\$467.27; Beaver Valley Logistics, Shipping-\$550.00; Bender's Sewer Cleaning, Repairs-\$605.00; Bierschbach Equipment & Service, Supplies-\$143.94; Big Daddy D's, Contract Services-\$4,047.75; Boyer Trucks Sioux Falls, Supplies-\$56.22; Brett Lowrie, Contract Services-\$20,000.00; Builders Firstsource, Supplies-\$49.00; Butler Machinery, 2019-41 P.E. #1 Final-\$132,512.00; C & B Operations, Supplies-\$1,848.54; Campbell Supply, Supplies-\$826.83; Carquest Auto Parts, Supplies-\$1,239.01; CBRE Inc-Valuation & Advisory Services, Appraisal Report-\$5,500.00; CDW Government, Supplies-\$500.00; Central Electric Cooperative, Utilities-\$1,405.64; Century Link, Utilities-\$1,273.23; City of Mitchell, Utilities-\$9,643.43; Clubhouse Hotel & Suites, Travel-\$453.00; Coca

Cola Bottling, Supplies-\$1,690.40; Commercial Asphalt/Spencer Quarries, Supplies-\$9,618.00; Cook Implement, Supplies-\$762.00; Core & Main, Supplies-\$15,074.14; Core-Mark Midcontinent, Supplies-\$6,622.36; Corn Palace Concessions, Supplies-\$458.89; Corporate Translation Service, Language Translation-\$121.82; County Fair, Supplies-\$229.27; Dakota Counseling, 3rd 1/4 2019 Allocation-\$10,000.00; Dakota Diesel Service, Repair-\$724.04; Dakota Fluid Power, Supplies-\$295.75; Dakota Retail Technologies, Repairs-\$100.00; Dakota Supply Group, Supplies-\$6,969.76; Dakota Two-Way, Supplies-\$14.00; Darrington Water Conditioning, Rent-\$24.70; Davison County Treasurer, Refund-\$1,048.60; Davison Rural Water Systems, Utilities-\$44.75; Department of Environment and Natural Resources-\$5,861.21; Department of Social Services, Child Support-\$1,251.17; Diesel Machinery, Supplies-\$1,339.38; DMM Systems, 2019 Cornstalk Music Jam-\$21,800.00; Dakota Wesleyan University Track Program, Coaching Fees-\$1,857.90; Eric Hieb, Contract Services-\$6,997.91; Ethan Trail Riders, 2019 Cornstalk Music Jam-\$500.00; Farmers Alliance, Supplies-\$2,061.34; Fastenal Company, Supplies-\$96.31; Ferguson Waterworks #2516, Supplies-\$757.43; First Dakota National Bank, Woods-TID #17-\$251,882.40; First National Bank Omaha, Loan Payment-\$10,699.96; Fisher Scientific, Supplies-\$91.93; Foreup Golf Software Billing, Supplies-\$460.00; Forum Communications, Publishing-\$820.00; Gaylen's Homegrown Popcorn, Supplies-\$1,579.20; GCR Tires & Service, Supplies-\$1,931.88; Golden West Technologies, Utilities-\$35.00; Goldies Trailer Sales, Equipment-\$7,575.00; Graham Tire, Supplies-\$417.77; Great Western Bank, Loan Payment-\$171,849.21; Great Western Tire, Supplies-\$434.32; H & W Contracting, 2019-22 P.E. #3-\$471,615.24; Hach, Supplies-\$1,056.03; Hannah Willis, Travel-\$130.20; Happy Memories Band, Contract Services-\$150.00; Harlow's Bus Sales, Supplies-\$270.91; Harve's Pro Prints, Supplies-\$38.00; Helping Hand 4-H Club, 2019 Cornstalk Music Jam-\$350.00; Henry Schein, Supplies-\$250.00; Honda of Mitchell, Supplies-\$28.98; In The Swim, Supplies-\$366.31; Innovative Office Solution, Supplies-\$180.33; Insurance Benefits, Airport Renewal-\$2,045.00; Integrity Transcription, Transcribing Service-\$221.10; Interstate Glass & Door, Maintenance-\$195.40; Interstate Office Products, Supplies-\$61.13; James Valley Garden Center, Supplies-\$4,933.12; Jeri Mickelson, Reimbursement-\$14.90; Jessica Pickett, Travel-\$167.20; Jimmy Weber, 2019 Cornstalk Music Jam-\$3,000.00; Jones Supplies, Supplies-\$1,763.64; Kelly Hohn, Lawn Mowing-\$240.00; Kelly Loudenburg, Reimbursement-\$100.00; Kimball-Midwest, Supplies-\$270.84; Kiwanis Club of Mitchell, Sports Authority Promotion-\$1,000.00; Krohmer Plumbing, Repairs-\$1,532.19; KXRB-AM, Advertising-\$960.00; Lab LLC Digital Media, Advertising-\$850.00; Larry's I-90 Service, Supplies-\$20.00; LSQ Funding Group, Service Contract-\$148.00; LTS Distributing, Advertising-\$595.00; M & T Fire and Safety, Supplies-\$2,727.00; Matthew Kirkwood, Capital Improvement-\$473.40; Matthew Rector, Reimbursement-\$85.00; Maximum Promotions, Supplies-\$988.68; McLeod's Printing, Supplies-\$369.90; Menard's, Supplies-\$1,075.93; Menning Backhoe, 2018-39 P.E. #1-\$393,452.85; Meyers Oil, Supplies-\$4,914.78; Microsoft, Supplies-\$910.00; Midcontinent Communications, Utilities-\$53.56; Midcontinent

Communication, Advertising-\$1,156.00; Midwest Laboratories, Testing-\$1,072.35; Midwest Mini Melts, Supplies-\$3,608.00; Midwest Turf & Irrigation, Supplies-\$429.73; Dakota Custom Builder, Refund-\$13.52; Mitchell Aquatic Club, Supplies-\$2,000.00; Mitchell Area Chamber of Commerce, Supplies-\$7.98; Mitchell Concrete Product, Supplies-\$191.59; Mitchell Iron & Supply, Supplies-\$62.37; Mitchell Park & Recreation, Track-\$305.00; Mitchell Plumbing & Heating, Repairs-\$9,503.77; Mitchell Power Equipment, Supplies-\$112.95; Mitchell School District, Utilities-\$1,467.01; Mitchell Telecom, Utilities-\$71.53; Mitchell United Way, United Way Deductions-\$197.11; Mobotrex, Maintenance-\$678.00; Mitchell Technical Institute, 2019 Cornstalk Music Jam-\$5,000.00; Mueller Lumber, Supplies-\$14,800.59; Napa Auto Parts, Supplies-\$1,024.73; Nebraska Salt & Grain, Supplies-\$3,347.60; Nedved Media, Advertising-\$3,143.81; North Central Seed, Supplies-\$75.00; Northwestern Energy & Communications, Utilities-\$31,052.30; Palace Transit, Transportation-\$10,500.00; Papa Murphy's Pizza, Supplies-\$144.00; Pepsi Cola, Supplies-\$9,502.22; Porta Pros, Rentals-\$900.00; Powder Horn Ranch Regulators, Sports Authority Promotion-\$3,000.00; Premier Pest Control, Contract Services-\$75.00; Qualified Presort, Contract Services-\$709.00; Randy Kurth, 2019 Cornstalk Music Jam-\$250.00; Rapid City Journal, Advertising-\$150.00; Riverside Technologies, Supplies-\$11,477.65; Rob Parker, Reimbursement-\$25.00; Romeo Entertainment Group, 2019 Cornstalk Music Jam-\$11,000.00; Ron's Bicycle and Locksmith, Repairs-\$73.75; Ruth Daley, Retree Program-\$130.00; Ryan Patzer, Retree Program-\$80.00; S & M Printing, Supplies-\$304.00; S & S Willers, Supplies-\$2,268.58; Saga Communications of South Dakota, Advertising-\$1,733.00; Schmucker Paul & Nohr, 2018-1R P.E. #6-\$53,476.05; Scott Supply, Supplies-\$183.30; South Dakota Department of Health, Lab-\$707.00; South Dakota Department of Transportation, Supplies-\$765.40; South Dakota One Call, Professional Service-\$279.30; South Dakota Retirement System, Retirement Contributions-\$50,367.56; South Dakota Supplemental Retirement, Supplemental Retirement Contributions-\$53,907.64; South Dakota-Supplemental Roth 457, Roth 457 Contributions-\$425.00; Sherwin-Williams, Supplies-\$6,557.58; Sign Pro, Supplies-\$79.56; Siteone Landscape Supply, Supplies-\$2,278.63; Southeast South Dakota Tourism, Membership Dues-\$245.00; Staples Advantage, Supplies-\$105.02; Stephen Laughlin, CDL Reimbursement-\$93.00; Sturdevant's Auto Parts, Supplies-\$2,790.79; Subway, Meals-\$32.45; Sun Gold Sports, Supplies-\$4,743.00; Tessier's, Supplies-\$344.70; Thomas L Price, Professional Services-\$350.00; Three-D Specialties, Supplies-\$716.80; Thune True Value Hardware, Supplies-\$211.59; Tim's Towing & Recovery, Police Tow-\$150.00; TK Electric, Repairs-\$1,007.97; TMA Stores, Repairs-\$87.41; Tour De Corn, Sports Authority Promotion-\$1,500.00; Traditions Meal Solutions, Contract Services-\$2,079.40; Traffic Control, Repairs-\$150.00; Transource, Supplies-\$114.62; Trizetto Provider Solution, Service Contract-\$71.08; Two Way Solutions, Supplies-\$4,671.92; United Rentals (North America, Equipment-\$20,750.00; United Parcel Service Store #4227, Shipping-\$11.63; Van Diest Supply, Supplies-\$4,040.00; Verizon Wireless, Utilities-\$321.05; Vern Eide Chevrolet Buick, Supplies-\$113.74; Walmart, Supplies-\$475.64; Watertown Monument Works, Supplies-

\$250.00; Watertown Wholesale, Supplies-\$237.20; Wells Fargo Bank, TID #18-Starlite Estates/South-\$116,082.78; Wheelco Brake & Supply, Supplies-\$115.59; Wholesale Electronics, Supplies-\$78.84; Woelfel Jewelry Store, Supplies-\$150.00; Wright Brothers Aviation, Supplies-\$4.76.

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

### **CITIZENS INPUT:**

Mitchell resident Mel Olson requested to City Council that the one-way streets remain two-way streets after construction is completed.

Council Member Steve Rice asked Parks and Recreation Director Nathan Powell to look into the process and procedures of spraying for mosquitos.

Council Member Steve Rice said that Joel Reinesch from Dakota Wesleyan University and Cindy Schuch of Department Association of Health Care Organization is forming an opioid epidemic group in Davison County and will be meeting on July 24, 2019. They would like a representative from the City Council to join the group.

Council Member Kevin McCardle thanked Parks and Recreation Director Nathan Powell and staff on a great job of spraying for mosquitos.

### **HEARINGS:**

It was advised that this is the date and time set for hearing on the application of West Coast Tacos for a Retail (On-Off Sale) Malt Beverage License located at 108 North Main Street, Mitchell (Video Lottery is not included). 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.

It was advised that this is the date and time set for hearing on the application of Corn Palace Shrine Club for a Special Event Liquor License located at the Masonic Temple for July 28, 2019 for a banquet. Notice of hearing has been given and affidavit of publication is on file. Moved by Allen, seconded by McCardle, to approve said application. Motion carried.

It was advised that this is the date and time set for hearing on the application of Corn Palace Shrine Club for a Special Event Liquor License located at the Masonic Temple for August 2, 2019 for a golf banquet. Notice of hearing has been given and affidavit of publication is on file. Moved by Sabers, seconded by Barington, to approve said application. Motion carried.

It was advised that this is the date and time set for hearing on the application to transfer Retail (On-Sale) Liquor License RL-5771 from the American Legion Coacher-Goetsch Post 18, 107 North Main, Mitchell to Mitchell Area Development Corporation, 601 North Main Street,

Mitchell. Notice of hearing has been given and affidavit of publication is on file. Moved by Tjarks, seconded by McCardle, to approve said application. Motion carried.

**CONSIDER APPROVAL:**

Moved by Allen, seconded by Sabers, to approve the request for authorization of Contingency Funds to purchase two Tee-Mowers and Reels for Golf/Cemetery. Motion carried.

Moved by Barington, seconded by Allen, to approve the request for authorization of Contingency Funds to purchase two additional Basketball Hoops for the Corn Palace. Motion carried.

Moved by Tjarks, seconded by Rice, to approve the request for authorization of Contingency Funds for repairs of Innovative Drive & Country Drive Street Improvements Project #2019-42. Motion carried.

Moved by Smith, seconded by Rice, to approve the moving permit for Ryan Schoenfelder of an existing house to 24905 407th Avenue, Mitchell. Motion carried.

**BOARD OF ADJUSTMENT:**

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

**SET DATE:**

Moved by Allen, seconded by McCardle, to set date for July 15, 2019 on the application of Michele Hanten for a conditional use permit to operate an animal hospital, clinic, boarding and shelter facility located at 1104 W Havens, legally described as Irregular Tract 6 exc Lot ROW 6 & Irregular Tract 8 exc ROW 8, Platted Various, in the SW ¼ of Section 21, T 103 N, R 60 W, City of Mitchell, Davison County, South Dakota. The property is zoned HB Highway Oriented Business District. Motion carried.

Moved by Barington, seconded by Rice, to set date for July 15, 2019 on the application of Amanda Nava for a conditional use permit to operate a family residential child care business located at 516 W 10th Ave, legally described as Lot 8, Block 39, Capital Addition, City of Mitchell, Davison County, South Dakota. The property is zoned R2 Single Family Residential District. Motion carried.

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

**RESOLUTIONS:**

Moved by Allen, seconded by Tjarks, to approve Resolution #R2019-47, A Plat of Lot 10, Block 4A of Westwood First Addition, A Subdivision of a Portion of Tract A-2 and Block 4 of



Westwood First Addition in the NW ¼ of Section 16, T 103 N, R 60 W of the 5th P.M., City of Mitchell, Davison County, South Dakota, as follows:

**RESOLUTION #R2019-47**

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 24th day of June, 2019; and

WHEREAS, it appears from an examination of the plat of LOT 10, BLOCK 4A OF WESTWOOD FIRST ADDITION, A SUBDIVISION OF A PORTION OF TRACT A-2 AND 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 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 been prepared according to law.

THEREFORE, be it resolved by the City Council of Mitchell, South Dakota that the plat of LOT 10, BLOCK 4A OF WESTWOOD FIRST ADDITION, A SUBDIVISION OF A PORTION OF TRACT A-2 AND 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, be and the same is hereby 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 Sabers, to approve Resolution #R2019-48, A Plat of Lot 8, Block 9 of Westwood First Addition, A Subdivision of Block 4 of Westwood First Addition in the NW ¼ of Section 16, T 103 N, R 60 W of the 5th P.M., City of Mitchell, Davison County, South Dakota, as follows:

**RESOLUTION #R2019-48**

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 24th day of June, 2019; and

WHEREAS, it appears from an examination of the plat of LOT 8, BLOCK 9 OF WESTWOOD FIRST ADDITION, 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 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 been prepared according to law.

THEREFORE, be it resolved by the City Council of Mitchell, South Dakota that the plat of LOT 8, BLOCK 9 OF WESTWOOD FIRST ADDITION, 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, be and the same is hereby 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 Rice, to approve Resolution #R2019-49, A Resolution to Eliminate Listed City Committees, as follows:

### **RESOLUTION #R2019-49**

#### **A Resolution to Eliminate Listed City Committees**

**WHEREAS**, the City of Mitchell wishes to eliminate City Committees that are no longer necessary for the intended purpose when the Committee was established,

**WHEREAS**, the City of Mitchell believes that the functions of those committees can be accomplished by other means in a manner consistent with SD State Law,

**THEREFORE BE IT RESOLVED**, that the following boards be dissolved

- Finance Committee (moved to City Council)
- Public Health & Safety (moved to City Council)
- Public Properties (moved to City Council)
- Public Works Committee (moved to City Council)
- Sidewalk Committee (moved to City Council)
- Lake Committee

Motion carried and resolution declared duly adopted.

#### **CONSIDER APPROVAL:**

Moved by Allen, seconded by McCardle, to approve and authorize the Mayor to sign Agreement #A2019-27, Developers/Owners of D & D Long's 1<sup>st</sup> Addition for Utility Extension Project #2019-31. Motion carried.

#### **AWARD BID:**

Bids were opened and read on D & D Long's Utility Extension Project #2019-31 on the 18th day of June 2019 in the Council Chambers of City Hall. Moved by McCardle, seconded by Barington, to award as follows:

**D & D LONGS ADDITION UTILITY EXTENSION  
PROJECT #2019-31**

Metro Construction, Inc., 27308 Ponderosa Drive, Tea, South Dakota 57064.

Total Gross Base Bid with Alternate B \$181,888.00

Motion carried.

**CONSIDER APPROVAL:**

Moved by Tjarks, seconded by Barington, to approve and authorize the Mayor to sign Agreement #A2019-28, Professional Services Agreement for Corn Palace Plaza Phase II Design with Confluence. Motion carried.

**ORDINANCE:**

Moved by Allen, seconded by Smith, to place Ordinance #O2019-09, An Ordinance of the City of Mitchell that changes the Zoning District Classification of the Real Property legally described as Block 19, Home Park 1st Addition, Davison County, South Dakota from R4 High Density Residential District to TWC Transportation, Warehousing and Commercial District on first reading. Motion carried.

**EXECUTIVE SESSION:**

Moved by McCardle, seconded by Allen, to go into Executive Session as permitted by SDCL 1-25-2(4) Preparing for contract negotiations or negotiating with employees or employee representatives and 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 7:30 p.m. and the City Council to reconvene in regular session at 7:31 p.m.

**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 \_\_\_\_\_.