

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

**AUGUST 18, 2008
7:30 P.M.**

PRESENT: Dan Allen, Doug Backlund, Geri Beck, Travis Carpenter,
Scott Houwman, Allen Lepke, Jeffrey Smith

ABSENT: Marty Barington

PRESIDING: Mayor Lou Sebert

AGENDA:

Moved by Carpenter, seconded by Backlund, to approve the agenda as prepared with an addendum. Motion carried.

MINUTES:

Moved by Beck, seconded by Allen, to approve the minutes of the regular City Council meeting held on August 4, 2008. Motion carried.

CITIZEN'S INPUT:

Denny Kaemingk who owns apartments near Steak 'N' More informed Council that he disagrees with the decision of the City Council to approve the addition of Steak 'N' More's parking lot in the business's legal description. He said this opens up the potential for many laws to be violated in the parking area and hopes that the alcoholic beverage laws will be enforced.

BOARD OF ADJUSTMENT:

Moved by Smith, seconded by Carpenter, for the City Council to adjourn 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 Tom and Reeny Scott for a variance to construct an addition at 119 West Railroad, legally described as Lot A, KL Wallman's Addition, City of Mitchell, Davison County, South Dakota. Notice of hearing has been given according to statute and affidavit of publication is on file. The Planning Commission tabled said application. Moved by Carpenter, seconded by Allen, to table said application. Motion carried.

It was advised that this is the date and time set for hearing on the application of Justin Thiesse for a variance to construct a duplex at 117 & 119 Mattie Street, legally described as Lot 9, Block 1, Wood's Addition, City of Mitchell, Davison County, South Dakota. Notice of hearing has been given according to statute and affidavit of publication is on file. The Planning Commission approved said application. Moved by Lepke, seconded by Carpenter, to approve said application. Motion carried.

It was advised that this is the date and time set for hearing on the application of Scott and Carla Houwman for a variance to construct a garage at 1001 Indian Village Road, legally described as Tract 1B, Indian Village 1st Addition, City of Mitchell, Davison County, South Dakota. Notice of hearing has been given according to statute and affidavit of publication is on file. The Planning Commission approved said application. Moved by Carpenter, seconded by Allen, to approve said application. Houwman abstained. Motion carried.

It was advised that this is the date and time set for hearing on the application of Bobbie Sperlich for a conditional use permit to operate a daycare center in her home at 610 East 1st Avenue, legally described as Lot 10, Block 38, Cooley & Guernsey Addition, City of Mitchell, Davison County, South Dakota. Notice of hearing has been given according to statute and affidavit of publication is on file. The Planning Commission approved said application with the conditions that a fire inspection is passed, a fence is installed within sixty days, the permit is non-transferable, and the permit will expire if not operated for a period of six months. Moved by Carpenter, seconded by Beck, to approve said application subject to the Planning Commission recommendations. Motion carried.

It was advised that this is the date and time set for hearing on the application of Shelly Miller for a conditional use permit to operate a daycare center in her home at 1521 Kemper Avenue, legally described as Lot 3, Block 2, Lakeview 2nd Addition, City of Mitchell, Davison County, South Dakota. Notice of hearing has been given according to statute and affidavit of publication is on file. The Planning Commission approved said application with the conditions that a fire inspection is passed, a fence is installed within sixty days, the permit is non-transferable, and the permit will expire if not operated for a period of six months. Moved by Smith, seconded by Allen, to approve said application subject to the Planning Commission recommendations. Motion carried.

Moved by Beck, seconded by Lepke, that the 2nd day of September, 2008 at 7:30 p.m. in the Council Chambers of City Hall be the date and time set for hearing on the application of the Mitchell School District for a Conditional Use Permit to construct a 100' wind power turbine/tower at 1600 East Spruce Street, legally described as the SW ¼ of Section 26-103-60 and to direct the Finance Officer to give notice according to statute. Motion carried.

Moved by Allen, seconded by Backlund, that the 2nd day of September, 2008 at 7:30 p.m. in the Council Chambers of City Hall be the date and time set for hearing on the application of Fred Shank for a variance to construct a storage shed at 407 South Rowley, legally described as Lots 4, 5, & 6, Block 16, Railroad Addition and to direct the Finance Officer to give notice according to statute. Motion carried.

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

COMMITTEE REPORTS:

Traffic Commission:

The Traffic Commission met on August 18, 2008 at 5:15 p.m. in the Council Chambers of City Hall. The commission approved a request for a painted cross walk at the intersection of 1st and Lawler.

Sidewalk Committee:

The Sidewalk Committee met on August 18, 2008 at 5:20 p.m. in the Council Chambers of City Hall. The committee reviewed and discussed the 2008 Sidewalk Project, the ADA Transition Plan, and the future 2009 Sidewalk Project.

Moved by Carpenter, seconded by Backlund, to approve the committee reports. Motion carried.

DEPARTMENT REPORTS:

Moved by Smith, seconded by Lepke, to approve the following department reports: Building Permits Issued in July, Finance Department Cash Balances Report for June, Palace Transit Report for July, Water Department Report for July, Airport Report for July, Airport Report for July, Airport Board Minutes from July 8, 2008, and Lake Development Committee Minutes from July 29, 2008. Motion carried.

AWARD BID:

Bids were opened and read on the Waste Water Treatment Plant Lift Station Rehabilitation Project #2008-28 on the 11th day of August, 2008 in the Council Chambers of City Hall.

Moved by Lepke, seconded by Smith, to award as follows:

**WASTE WATER TREATMENT PLANT LIFT STATION REHABILITATION
PROJECT #2008-28**

A-Tech, 2936 4th Street NE, Watertown, SD 57201

Total Bid - \$138,670.00

Motion carried.

Bids were opened and read on the Soccer Complex Seeding Project #2007-1 on the 18th day of August, 2008 in the Council Chambers of City Hall.

Moved by Lepke, seconded by Allen, to award as follows:

SOCCER COMPLEX SEEDING PROJECT #2007-1

North Central Seed Co., PO Box 1008, Mitchell, SD 57301

Total Bid - \$21,797.50

Motion carried.

HEARING:

It was advised that this is the date and time set for hearing on the proposed Resolution of Necessity for Concrete Alley Construction. Engineering Supervisor Terry Johnson discussed the locations to be completed. Moved by Carpenter, seconded by Backlund, to approve the proposed Resolution of Necessity for Concrete Alley Construction. Motion carried.

RESOLUTIONS:

Moved by Allen, seconded by Smith, to adopt Resolution #2660, Declaring Necessity for Construction of Alleys. Motion carried.

This resolution will be published separately from these proceedings.

HEARING:

It was advised that this is the date and time set for hearing on the proposed Resolution of Necessity for Construction of Sidewalk. Engineering Supervisor Terry Johnson explained that there was an error on the assessment and the project will be added to next years. Moved by Lepke, seconded by Backlund, to table the proposed Resolution of Necessity for Construction of Sidewalks until next year. Motion carried.

RESOLUTIONS:

Moved by Smith, seconded by Carpenter, to table Resolution #2664, Declaring Necessity for Construction of Sidewalk until next year. Motion carried.

Moved by Lepke, seconded by Carpenter, to adopt Resolution #2666, Authorizing Bonds-TIF #10, as follows:

RESOLUTION NO. 2666

**RESOLUTION GIVING APPROVAL TO THE ISSUANCE AND SALE OF
TAX INCREMENTAL REVENUE BONDS IN AN AMOUNT NOT TO
EXCEED \$4,047,164.00 TO FINANCE LAND AND PUBLIC
IMPROVEMENTS, AUTHORIZING THE EXECUTION OF RELATED
DOCUMENTS**

NOW, THEREFORE, BE IT RESOLVED by the City Common Council of the City of Mitchell as follows:

1. Declaration of Necessity. The City of Mitchell (the "City") finds and declares a necessity to issue tax increment revenue bonds in connection with Tax Increment District Number Ten (10) and use the proceeds therewith to pay for land acquisition and public improvements (the "Project") which Project has been approved and copies of the tax incremental plan is on file with the Finance Officer open to public inspection.

2. Authority. The City is authorized to issue its tax increment revenue bonds to finance project costs pursuant to Section 11-9-33 of the South Dakota Codified Laws. Pursuant to Chapter 11-9 of the South Dakota Codified Laws (the "Act") the City proposes to issue municipal tax incremental revenue bonds (as herein authorized, the Tax Incremental Revenue Bonds, or the "Bonds") to finance a portion of the Project costs. The City is authorized by the Tax Incremental Act to pledge a special fund into which the City will deposit the tax increment (as defined by the Act).
3. Pledge of State of South Dakota. Pursuant to SDCL 11-9-39.1, the state of South Dakota does pledge to and agree with the holders of any obligations issued under 11-9 that the state will not alter the rights vested in the bond holders until such bonds, together with the interest thereon, with interest on any unpaid installments of interest, and all costs and expenses in connection with any action or proceeding by or on behalf of such holders, are fully met and discharged.
4. Authorization to issue the Bonds. The City does hereby authorize the issuance of the tax increment revenue bonds in an amount not to exceed \$4,047,164.00 (the "Bonds") in one or more series upon such terms and in such amounts as will be negotiated with the purchaser of the Bonds. The Mayor and Finance Officer are authorized to negotiate the sale or publicly bid the Bonds subject to the limitations of law and this resolution.
5. Negotiation and Sale of the Bonds. It is hereby determined to be necessary and in the best interests of the City and its inhabitants that this City Common Council authorize, issue and sell the Bonds. The finance officer shall send out a request for proposal to any financial entity interested in making a proposal. The Mayor and Finance Officer are authorized to negotiate the sale and terms of the Bonds subject to the limitations of the law and this resolution.
6. No Election Required. The Bonds may be issued by the City without an election pursuant to SDCL 11-9-34.
7. Form of Bonds. The Bonds shall be prepared in substantially the form as filed with the Finance Officer and open to public inspection.
 - 7.1. Terms of Bonds. The City Common Council hereby authorizes the issuance of the Bonds. The principal amount of the Bonds shall not exceed any statutory or constitutional debt limitation and be in such amounts as will be retired with the tax increment revenues. The Bonds shall have maturities and interest rates as negotiated by the Mayor and Finance Officer. The Bonds shall be prepared under the direction of the Finance Officer and shall be executed on behalf of the City by the facsimile or manual signatures of the Mayor and the Finance Officer and countersigned by the facsimile or manual signature of an attorney actually residing in the State of South Dakota and duly licensed to practice therein.
8. Registration. The City hereby appoints its the Finance Officer as paying agent, registrar and transfer agent (the "Registrar") for the Bonds. The City reserves the right to appoint a financial institution as Registrar upon thirty (30) days' notice. The effect of registration and the rights and duties of the City and the Registrar with respect thereto shall be as follows:

- 8.1.1. Register. The Registrar shall keep at its office a register (the "Register") in which the Registrar shall provide for the registration of ownership of the Bonds and the registration of transfers and exchanges of the Bonds entitled to be registered, transferred or exchanged.
- 8.1.2. Transfer of Bonds. When a Bond is surrendered for transfer it shall be duly endorsed by the registered owner thereof or accompanied by a written instrument of transfer in form satisfactory to the Registrar; duly executed by the registered owner thereof or by an attorney duly authorized by the registered owner thereof. If the Bond is properly surrendered as provided above, the Registrar shall authenticate and deliver, in the name of the designated transferee, a new Bond of a like aggregate principal amount and maturity. The Registrar may, however, close the books for registration of any transfer after the fifteenth day of the month preceding each interest payment date and until such interest payment date.
- 8.1.3. Exchange of Bonds. Whenever a Bond is surrendered by the registered owner for exchange the Registrar shall authenticate and deliver the new Bond of a like aggregate principal amount and maturity, as required by the registered owner or the owner's attorney in writing.
- 8.1.4. Cancellation. All Bonds surrendered upon any transfer or exchange shall be promptly canceled by the Registrar and thereafter disposed of as directed by the City.
- 8.1.5. Improper or Unauthorized Transfer. When any Bond is presented the Registrar may refuse to transfer the same until satisfied that the endorsement on such Bond or separate instrument of transfer is valid and genuine and that the requested transfer is legally authorized. The Registrar shall incur no liability for the refusal, in good faith, to make transfer which, in their judgment, are deemed improper or unauthorized.
- 8.1.6. Persons Deemed Owners. The City, Paying Agent and Registrar may treat the person whose name on any Bond is at any time registered in the Register as the absolute owner of such Bond, whether such Bond shall be overdue or not, for the purpose of receiving payment of or on account of, the principal of and interest on such Bond and for all other purposes, and all such payments so made to any such registered owner or upon the owner's order shall be valid and effectual to satisfy and discharge the liability upon such Bond to the extent of the sum or sums so paid.
- 8.1.7. Taxes, Fees and Charges. For every transfer or exchange of Bond, the Registrar may impose a charge upon the owner thereof sufficient to reimburse the Registrar for any tax, fee or other governmental charge required to be paid with respect to such transfer or exchange.
- 8.1.8. Mutilated, Lost, Stolen or Destroyed Bonds. In case any Bond shall become mutilated or be destroyed, stolen or lost, the Registrar shall deliver a new Bond of like amount, number, maturity date and tenor in exchange and

substitution for and upon cancellation of any such mutilated Bond or in lieu of and in substitution for any such Bond destroyed, stolen or lost, upon the payment of the reasonable expenses and charges of the Registrar in connection therewith; and, in the case of a Bond destroyed, stolen or lost, upon filing with the Registrar of evidence satisfactory that such Bond was destroyed, stolen or lost, and of the ownership thereof, and upon furnishing to the Registrar of an appropriate bond or indemnity in form, substance and amount satisfactory to the Registrar, in which the City and the Registrar shall be named as obligees. All Bonds so surrendered to the Registrar shall be canceled by him and evidence of such cancellation shall be given to the City. If the mutilated, destroyed, stolen or lost certificate has already matured or has been called for redemption in accordance with its terms it shall not be necessary to issue a new Bond prior to payment.

9. Security Provisions; Funds and Accounts and Other Covenants and Determinations.

9.1. Pledge Tax Increments. Pursuant to the Act, the City shall receive Tax Increments as defined by the Act. All Tax Increments shall be placed in the Tax Incremental Revenue Bond Fund Number Ten (10) (the "Bond Fund"). The Bond Fund is irrevocably pledged and appropriated to, and shall be deposited to the Bond Fund. For purposes of this Resolution, "Outstanding Bonds" shall mean these Bonds and any parity lien bonds herebefore or hereafter issued pursuant to this Resolution. The Bond Fund shall be used and applied only in the manner and order hereinafter set forth. The holders of the Outstanding Bonds shall have a lien against the Bond Fund for payment of the principal and interest and may either at law or in equity protect and enforce the lien.

9.2. Bond Fund. The Finance Officer is hereby authorized and directed to establish and shall maintain a special account, the Bond Fund, as a separate and special fund in the financial records of the City until all Bonds issued and made payable therefrom, and interest due thereon, have been duly paid or discharged. All collections of the Tax Increments, as hereinafter defined, shall be credited, as received, to the Bond Fund. Within the Bond Fund are various separate accounts to be maintained by the City.

9.2.1. Project Account. There is hereby created and established as an account of the Bond Fund, a "Project Account". There shall be credited to the Project Account the proceeds from the sale of the Bonds remaining after payment of the expenses of issuing the Bonds. All moneys credited to the Project Account shall be applied solely to the payment of the costs of the Project. For the purposes of this Resolution, "costs of the Project" shall include costs of acquiring, construction, and installing the Project including cost of labor, services, materials and supplies, financial, architectural, engineering, legal, accounting and other professional expenses relating to the Project, the costs of acquisition or properties, rights, easements, or other interest in properties, insurance premiums, and the costs of publishing, posting or mailing notices in connection with the Project. All sums derived from the investment of moneys in the Project Account shall remain in and become part of such account. Upon completion of the Project and when all costs of the Project have been

paid, any balance remaining in the Project Account shall be credited to the Principal and Interest Account hereinafter established.

9.2.2. Principal and Interest Account. There is hereby created and established as an account of the Bond Fund, a "Principal and Interest Account." Immediately upon delivery of the Bonds, there shall be credited to the Principal and Interest Account the amount of any accrued interest received from the Purchaser. Periodically, as needed there shall be withdrawn from the Bond Fund Number Ten (10) and credited to the Principal and Interest Account an amount which will equal at least the next principal and interest payment. In all events there shall be credited to the Principal and Interest Account amounts sufficient to pay the principal of and interest on the Outstanding Bonds as the same become due.

9.2.3. Subordinate Lien Bonds. After making the above required payments, any remaining Tax Increment shall be used for the payment of the principal of and interest on any additional Tax Incremental revenue bonds having a lien which is subordinate to the lien of the Outstanding Bonds, and for a reserve fund as additional security for the payment of such subordinate lien bonds.

9.2.4. Deposit and Investment of Funds. The Finance Officer shall cause all moneys pertaining to the Fund to be deposited as received with one or more banks which are duly qualified public depositories under the provisions of Chapter 4-6A, South Dakota Codified Laws, in a deposit account or accounts, which shall be maintained separate and apart from all other accounts of the City, so long as any of the Bonds and the interest thereon shall remain unpaid. Any of such moneys not necessary for immediate use may be deposited with such depository banks in savings or time deposits. No moneys shall at any time be withdrawn from such deposit accounts except for the purposes of the Fund as authorized in this Resolution; except that moneys from time to time on hand in the Fund may at any time, in the discretion of this Council, be invested in securities permitted by the provisions of Section 4-5-6, South Dakota Codified Laws, maturing and bearing interest at the times and in the amounts estimated to be required to provide cash when needed for the purposes of the respective accounts. Income received from the deposit or investment of moneys shall be credited to the account from whose moneys the deposit was made or the investment was purchased, and handled and accounted for in the same manner as other moneys in that account.

9.3. Defeasance. When all the Bonds issued have been discharged as provided in this section, all pledges, covenants, and other rights granted by this resolution to the registered owners of the Bonds shall cease. The City may discharge its obligations with respect to any Bonds which are due on any date by providing to the Paying Agent on or before that date a sum sufficient for the payment thereof in full; or, if any Bond should not be paid when due, it may nevertheless be discharged by providing to the Paying Agent a sum sufficient for the payment thereof in full with interest accrued to the date of such deposit. The City may also discharge its liability with reference to all Bonds which are called for redemption on any date in accordance with their terms by depositing funds with the

Paying Agent on or before that date in accordance with their terms by depositing funds with the Paying Agent on or before that date, in an amount equal to the principal, interest, and premium, if any, which are then due thereon, provided that notice of such redemption has been duly given. The City may also at any time discharge this issue of Bonds in its entirety, subject to the provisions of law now or hereafter authorizing and regulating such action, by depositing irrevocably in escrow, with a bank qualified by law as an escrow agent for this purpose, cash or United States government obligations which are authorized by law to be so deposited, bearing interest payable at such times and at such rates and maturing on such dates as shall be required to provide funds (without an reinvestment) sufficient to pay all principal, interest and premiums, if any, to become due on all Bonds on and before maturity, or, if a Bond has been duly called for redemption, on or before the designated redemption date.

10. Certification of Proceedings. The officers of the City are authorized and directed to prepare and furnish to the purchasers of the Bonds certified copies of all proceedings and records of the City relating to the authorization and issuance of the Bonds and such other affidavits and certificates as may reasonably be required to show the facts relating to the legality and marketability of the Bonds as such facts appear from the officer's books and records or are otherwise known to them. All such certified copies, certificates and affidavits, including any heretofore furnished, shall constitute representations of the City as to the correctness of the facts recited therein and the action stated therein to have been taken. The City does hereby declare its official intent to reimburse the capital expenditures made with respect to the Project with proceeds of the Bonds.

Motion carried and resolution declared duly adopted.

Moved by Smith, seconded by Allen, to adopt Resolution #2667, Plat of Lot 2-A, Block B of Westview Addition, as follows:

**RESOLUTION #2667
RESOLUTION OF CITY COUNCIL**

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 11th day of August, 2008; and

WHEREAS, it appears from an examination of the plat of LOT 2-A, A SUBDIVISION OF A PORTION OF LOT 2, BLOCK B OF WESTVIEW ADDITION TO THE 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 2-A, A SUBDIVISION OF A PORTION OF LOT 2, BLOCK B OF WESTVIEW ADDITION TO THE 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 Carpenter, seconded by Lepke, to adopt Resolution #2668, Replat of Tract A, Wild Oak Golf Club Addition, as follows:

**RESOLUTION #2668
RESOLUTION OF CITY COUNCIL**

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 11th day of August, 2008; and

WHEREAS, it appears from an examination of the replat of TRACT A, WILD OAK GOLF CLUB ADDITION, BEING A PORTION OF TRACT A LESS LOTS 3, 6A, 6B AND 23 PLATTED PREVIOUSLY THEREIN; AND A PORTION OF THE SE ¼ ALL IN SECTION 23, T 103 N, R 60 W OF THE 5TH P.M., DAVISON COUNTY, SOUTH DAKOTA; as prepared by Nathan L. Jibben, 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 replat of TRACT A, WILD OAK GOLF CLUB ADDITION, BEING A PORTION OF TRACT A LESS LOTS 3, 6A, 6B AND 23 PLATTED PREVIOUSLY THEREIN; AND A PORTION OF THE SE ¼ ALL IN SECTION 23, T 103 N, R 60 W OF THE 5TH P.M., DAVISON COUNTY, SOUTH DAKOTA; as prepared by Nathan L. Jibben, 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 Lepke, seconded by Allen, to adopt Resolution #2669, Replat of Tract E and G, Wild Oak Golf Club Addition, as follows:

**RESOLUTION #2669
RESOLUTION OF CITY COUNCIL**

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 11th day of August, 2008; and

WHEREAS, it appears from an examination of the replat of TRACT E AND G, WILD OAK GOLF CLUB ADDITION, BEING A PORTION OF TRACT E LESS LOTS 8, 17 AND 18 PLATTED PREVIOUSLY THEREIN, AND TRACT G LESS LOT 1 PLATTED PREVIOUSLY THEREIN, ALL IN SECTION 23, T 103 N, R 60 W OF THE 5TH P.M., DAVISON COUNTY, SOUTH DAKOTA; as prepared by Nathan L. Jibben, 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 replat of TRACT E AND G, WILD OAK GOLF CLUB ADDITION, BEING A PORTION OF TRACT E LESS LOTS 8, 17 AND 18 PLATTED PREVIOUSLY THEREIN, AND TRACT G LESS LOT 1 PLATTED PREVIOUSLY THEREIN, ALL IN SECTION 23, T 103 N, R 60 W OF THE 5TH P.M., DAVISON COUNTY, SOUTH DAKOTA; as prepared by Nathan L. Jibben, 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 Lepke, seconded by Carpenter, to adopt Resolution #2670, Declare Surplus part of Lot 1 of Prairie View Subdivision, as follows:

RESOLUTION #2670

PREAMBLE:

That the property described as:

That part of Lot One (1) of Prairie View Subdivision, a Replat of Lot Three (3), a Replat of Lot A, of a Replat of Lot One Hundred (100) in the Northeast Quarter (NE1/4) of Section Sixteen (16), Township One Hundred Three (103) North, Range Sixty (60), West of the 5th P.M., East of Lot H1, Davison County, South Dakota, subject to easements, reservations and restrictions of record.

is property which the City has determined is not needed in the municipality and for which it has no suitable purpose;

NOW THEREFORE, IT IS HEREBY RESOLVED BY THE CITY OF MITCHELL:

That the property described as:

That part of Lot One (1) of Prairie View Subdivision, a Replat of Lot Three (3), a Replat of Lot A, of a Replat of Lot One Hundred (100) in the Northeast Quarter (NE1/4) of Section Sixteen (16), Township One Hundred Three (103) North, Range Sixty (60), West of the 5th P.M., East of Lot H1, Davison County, South Dakota, subject to easements, reservations and restrictions of record.

be, and the same is hereby, declared as surplus property.

Motion carried and resolution declared duly adopted.

Moved by Beck, seconded by Allen, to adopt Resolution #2671, Authorizing Sale of Donated Stock, as follows:

Resolution #2671

That Earl Nordby has made a commitment to make donations for the benefit of a soccer complex; and

That additional donations will be in the form of stock owned either by the donor or Pepsi Cola Bottling Company of Huron, Inc. or any other entity or person; and

That to facilitate that transfer so that the donor’s gift does not decrease in value it would be in the best interest of the City to utilize the same broker that the donor uses so that the transfer to the City and the sale of the stock are done contemporaneously; now therefore

Be is resolved that the Mayor or the Finance Officer is authorized to sign any and all documentation necessary to effectuate a sale of the stock donated by the Donor, which authorization will allow the usage of the donor’s broker and that the charges for the services of the broker will be deducted from the proceeds of the sale.

Motion carried and resolution declared duly adopted.

ORDINANCES:

Moved by Carpenter, seconded by Allen, to place Ordinance #2287, Supplemental Appropriations on second reading. Motion carried. Moved by Smith, seconded by Allen, to adopt Ordinance #2287, Supplemental Appropriations, as follows:

**ORDINANCE NO. 2287
SUPPLEMENTAL APPROPRIATION ORDINANCE
AMENDING ORDINANCE NO. 2254
CITY OF MITCHELL, DAVISON COUNTY, SOUTH DAKOTA**

BE IT ORDAINED, BY THE CITY OF MITCHELL, DAVISON COUNTY, SOUTH DAKOTA, that the following sums be appropriated to authorize certain expenditures and to meet certain obligations for the year 2008 according to statute:

**ENTERPRISE FUND
SANITATION**

612-43230-43413	Compost Containers	\$8,000.00
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The funding will come from the Sanitation Fund cash balance.

Motion carried and ordinance declared duly adopted.

SET DATE:

Moved by Allen, seconded by Smith, that the 2nd day of September, 2008 at 7:30 p.m. in the Council Chambers of City Hall be the date and time set for hearing on the application to transfer Package Liquor License (PL-4700) from Culhane Motels, Inc. dba Thunderbird Lodge Motel to M.A.C. Hotels, Inc. dba

Thunderbird Lodge located at 1601 South Burr. Motion carried.

Moved by Lepke, seconded by Carpenter, that the 2nd day of September, 2008 at 7:30 p.m. in the Council Chambers of City Hall be the date and time set for hearing on the application to transfer Retail Liquor License (RL-5760) from Mitchell Doc & Eddys Gaming Inc. dba Doc & Eddys to S & H Marketing LLC dba Signatures located at 716 North Rowley. Motion carried.

Moved by Backlund, seconded by Carpenter, that the 8th day of September, 2008 at 1:30 p.m. in the Council Chambers of City Hall be the date and time set to receive and consider bids for Airport Farm Ground Lease Project #2009-2 and Airport Pasture Rent Project #2009-3. Motion carried.

CONSIDER APPROVAL:

Moved by Backlund, seconded by Lepke, to approve an automatic supplement to the Special Revenue Fund-Parks, Recreation & Forestry in the amount of \$165.00 for Skate Park improvements from a donation of funds. Motion carried.

Moved by Smith, seconded by Allen, to approve the Developer's Agreement for Tax Increment District #10. Motion carried.

Moved by Backlund, seconded by Lepke, to approve the Purchase Agreement with Mitchell Area Development Corporation for part of Lot 1 of Prairie View Subdivision. Motion carried.

Moved by Lepke, seconded by Beck, to approve the Assignment of Purchase Agreement with Mitchell Area Development Corporation for Lot 5 of Cabela's First Addition. Motion carried.

Moved by Beck, seconded by Lepke, to approve the request of Mitchell Skating & Hockey Association to conduct a raffle with the drawing to be held in February 2009. Motion carried.

Moved by Smith, seconded by Backlund, to approve the request of Mitchell Volleyball to conduct a raffle with the drawing to be held on October 18, 2008. Motion carried.

Moved by Allen, seconded by Backlund, to approve the request of James River Gobblers to conduct a raffle with the drawing to be held on October 26, 2008. Motion carried.

Moved by Lepke, seconded by Backlund, to approve the request of Mitchell Area Optimist Club to conduct a raffle with the drawing to be held on October 29, 2008. Motion carried.

Moved by Carpenter, seconded by Allen, to approve the request of Ducks Unlimited to conduct a raffle with the drawing to be held on September 18, 2008. Motion carried.

PAY ESTIMATES:

Moved by Lepke, seconded by Smith, to approve the following pay estimates:

- pay estimate #14 in the amount of \$14,937.79 for Railroad Avenue Project #2007-3 contracted with SPN & Associates,

- pay estimate #9 in the amount of \$11,928.25 for Hanson Avenue Project #2007-38 contracted with SPN & Associates,
- pay estimate #6 in the amount of \$4,250.00 for Foster Street Lift Station Project #2008-2 contracted with SPN & Associates,
- pay estimate #3 in the amount of \$4,534.79 for Sidewalk Project #2008-4 contracted with Colwell Concrete,
- pay estimate #2 in the amount of \$9,248.40 for Curb & Gutter Project #2008-14 contracted with Colwell Concrete,
- pay estimate #5 in the amount of \$44,076.19 for Paving & Overlay Project #2008-15 contracted with Commercial Asphalt,
- pay estimate #4 in the amount of \$325.00 for Waste Water Treatment Plant Lift Station Project #2008-28 contracted with SPN & Associates,
- pay estimate #2 in the amount of \$25,000.00 for Ice Arena Painting Project #2008-30 contracted with Nagel Painting,
- pay estimate #1-Final in the amount of \$27,188.43 for Library Carpeting Project #2008-31 contracted with Sherwin Williams,
- pay estimate #3 in the amount of \$3,180.80 for Water Plant VFD's Project #2008-38 contracted with SPN & Associates,
- pay estimate #1 in the amount of \$125,188.60 for AIP '22 Hangar Taxilane Improvements contracted with Robert Johnson Construction and
- pay estimate #2 in the amount of \$11,473.72 for AIP '22 Hangar Taxilane Improvements contracted with Helms & Associates.

Members present voting aye: Allen, Beck, Carpenter, Houwman, Lepke, Smith. Members present voting nay: Backlund. Motion carried.

BILLS:

Moved by Lepke, seconded by Beck, to approve the following payroll expenditures, adjustments to payroll and accounts payable warrants:

PAYROLL, JULY 27, 2008 – AUGUST 9, 2008: CITY COUNCIL-\$2,440.24, MAYOR-\$885.54, ATTORNEY-\$1,807.69, FINANCE-\$9,579.69, HUMAN RESOURCES-\$2,555.92, INFORMATION TECHNOLOGY-\$1,227.92, POLICE-\$48,665.41, TRAFFIC-\$3,469.92, FIRE-\$32,829.61, STREET-\$22,957.00, PUBLIC WORKS-\$14,276.01, CEMETERY-\$3,730.93, MOSQUITO CONTROL-\$660.00, ANIMAL CONTROL-\$1,232.00, EMERGENCY MEDICAL SERVICES-\$8,263.31, LIBRARY-\$8,999.06, PLAYGROUNDS & ATHLETICS-\$5,633.95, SWIM POOL-\$13,652.98,

CAMPGROUND-\$2,068.40, RECREATION CENTER-\$8,648.53, CADWELL SPORTS COMPLEX-\$9,531.86, PARK-\$13,210.84, SUPERVISION-\$4,920.72, FORESTRY-\$2,520.24, E911-\$14,017.86, RSVP-\$4,492.24, PALACE TRANSIT-\$15,953.73, NUTRITION-\$350.00, WATER-\$9,194.27, WATER DISTRIBUTION-\$7,701.08, SEWER-\$10,772.57, AIRPORT-\$1,610.56, WASTE COLLECTION-\$8,090.03, LANDFILL-\$6,462.04, CORN PALACE MAINTENANCE-\$9,561.86, CORN PALACE DECORATING-\$11,781.38, CORN PALACE SHOWS-\$3,933.81, CORN PALACE CONCESSIONS-\$3,717.64, GOLF COURSE-\$8,985.09.

SALARY ADJUSTMENTS (per hour rate):

CAMPGROUND: Willis Peyton-\$6.55

PLAYGROUNDS & ATHLETICS: Cassie Kiner-\$7.00

POLICE: Russ Stevenson-\$19.813

NEW HIRES (per hour rate):

CORN PALACE CONCESSIONS: Jeff Hanson-\$7.00

CORN PALACE SHOWS: Joseph Graves-\$7.00

PLAYGROUNDS & ATHLETICS: Linda McEntee-\$12.50

WARRANTS: A&B Business, Equipment-\$12,293.62; AM Best Company, Book-\$151.95; A-Ox Welding Supply Company, Cylinder Rental-\$760.89; AAA Collections, Payroll Deduction-\$75.00; Advance Auto Parts, Parts-\$128.59; Aflac, Payroll Deductions-\$3,119.44; Aflac/Flex One, Claims-\$352.96; Agronomy Plus, Chemicals-\$292.24; Al's Engraving, Supplies-\$7.98; Alcopro, Supplies-\$121.00; All Star Removal, Lawn Care-\$190.00; American Book Returns, Books-\$4,916.00; American Media Publishing, Directories-\$569.00; American Red Cross, Supplies-\$250.00; Architectural Roofing & Sheet Metal, Repairs-\$470.09; Argus Leader, Advertising-\$2,461.92; Artisans Screen Printing & Supplies, Supplies-\$3,071.22; Auto Glass Express, Repairs-\$94.90; B-Y Water, Water Usage-\$60,284.00; Bailey Plumbing & Heating, Curb Box Repairs-\$422.69; Baker & Taylor, Book-\$78.38; Baker Bros Electric, Repairs-\$911.91; BBC Audiobooks America, Books-\$415.97; Bierschbach Equipment, Supplies-\$642.54; Big Green, Supplies-\$292.75; Billie Kelly, Reimbursement-\$24.93; Birch Telecom, Utilities-\$21.63; Bounce Around Inflatables, Contract Services-\$3,000.00; Break Time Portables, Contract Service-\$125.00; Brian Bergeleen, Freedom Stage Performer-\$325.00; Brown Traffic Products, Parts-\$750.00; Bryan Schrank, Travel-\$19.00; Building Sprinkler, Repairs-\$3,955.60; Business Products, Repairs & Supplies-\$1,603.18; Cabela's, Supplies-\$19.99; Campbell Supply, Supplies-\$779.52; Card Services, Supplies-\$35.64; Cathleen Flynn, Freedom Stage Performer-\$50.00; Center Point Large Print, Books-\$77.28; Central Electric Cooperative, Utilities-\$7,859.28; Chad Colwell Concrete, Contract Services-\$13,783.19; Charlie's Shoe Repair, Repairs-\$124.75; City of Mitchell, Start-Up Money-\$1,500.00; City of Mitchell, Payroll Deduction-\$120.00; Clark Paving, Contract Services-\$1,171.21; CMC Excavation, Deposit Refund-\$500.00; Coca Cola Bottling Company, Supplies-\$716.05; Coin Crafters & Engravers, Compact Penny Press-\$3,675.34; Commercial Asphalt, Contract Services-\$44,076.19; Company Cowboys, Freedom Stage Performer-\$325.00; Cook's Inn, Contract Services-\$1,662.50; Corn Palace Concessions, Meals-\$743.50; Corn Palace Stampede Rodeo, Bleacher Project-\$6,460.50; Country

Kitchen, Meals-\$84.49; County Fair, Supplies-\$27.79; Cubby's, Supplies-\$150.81; Curbing Edge, Lawn Care-\$636.00; Current Residence, Freedom Stage Performer-\$50.00; Cut Rate Plumbing & Heating, Supplies-\$57.12; Daily Republic, Legals-\$9,056.22; Dakota Counseling Institute, Contract Services-\$320.00; Dakota Pump, Alternator-\$90.00; Dakota Salvage, Supplies-\$35.00; Dakota State University, Rent-\$1,246.86; Dakota Supply Group, Supplies-\$804.21; Dale's A-1 Transmission, Police Tow-\$220.00; Darrington Water Conditioning, Rent-\$40.00; Dave's Recovery, Police Tow-\$350.00; David Benson, Freedom Stage Performer-\$50.00; Davison Conservation District, Firesteel & Lake Mitchell Waters-\$2,273.68; Davison County Clerk of Courts, Background Checks-\$45.00; Davison County Register of Deeds, Copies-\$10.00; Davison Rural Water System, Fee-\$49.50; Dell Marketing, Equipment-\$481.20; Demco, Supplies-\$42.41; Department of Social Services, Payroll Deductions-\$1,019.08; Design Solutions & Integration, Repairs-\$455.00; Dick's Towing, Police Tow -\$200.00; Domino's Pizza, Meals-\$40.08; Don Everson, Hiring Bonus-\$259.00; Dugout Lounge, Contract Services-\$798.00; Edythe Martin, Refund-\$117.85; Ellefson Implement, Parts-\$1,295.65; Elly Gouin, Freedom Stage Performer-\$50.00; Elvin Safety Supply, Supplies-\$279.76; Ennis Paint, Yellow Parking Lot Paint-\$554.95; Eva Pickinpaugh, Refund-\$1.50; Farmers Alliance, Repairs-\$392.53; Farnams Genuine Parts, Parts-\$29.54; Farner-Bocken Company, Supplies-\$4,374.61; Fastenal Company, Supplies-\$712.58; Fedex, Transportation Charges-\$26.93; First Bankcard, Supplies-\$1,587.20; First National Insurance, Insurance Payment-\$6,475.00; Fischer Rounds & Associates, Notary Bond-\$75.00; FRC Praise Band, Freedom Stage Performer-\$50.00; Gallus Thill, Contract Services-\$230.00; Gaylord Bros, Supplies-\$84.96; George McGovern, Refund-\$193.87; Geri Beck, Refund-\$60.00; Ghost Town Entertainment, Performance-\$50,000.00; Gold Medal Products, Supplies-\$271.01; Golden Horse, Book-\$27.22; Golden West Technologies, Repairs-\$148.50; Graham Tire Company, Tire-\$24.75; Grainger, Supplies-\$153.62; Guy L Hovis Jr., Performance-\$4,125.00; Hach Company, Supplies-\$96.80; Happy Memories Band, Freedom Stage Performer-\$50.00; Harlow's Bus Sales, Freight-\$9.22; Harve's Sport Shop, Supplies-\$1,175.11; Harvey's One-Man Variety Band, Freedom Stage Performer-\$50.00; Hawkins, Chemicals-\$5,898.49; HD Supply Waterworks, Supplies-\$2,798.23; Helms and Associates, Contract Services-\$11,473.72; Henry Schein, Supplies-\$37.25; Hillyard, Supplies-\$183.24; Hollander, Freedom Stage Performer-\$250.00; Hulio's Hunger, Freedom Stage Performer-\$100.00; Hydrotex, Supplies-\$462.01; International Association of Fire Chiefs, Membership-\$260.00; Ingram Library Services, Books-\$1,121.86; Innova-Champion Discs, Equipment-\$3,031.28; Integrity Transcription, Contract Services-\$772.50; Irv Kruse, Mowing-\$75.00; Iverson Chrysler Center, Repairs-\$240.89; JC Penney Credit, Uniform Allowance-\$44.36; J.J. Bankdraft, Supplies-\$19.85; James Valley Nursery, Mulch-\$540.40; Jason Zehr, Freedom Stage Performer-\$50.00; JCL Solutions-Janitors Closet, Supplies-\$733.36; Jim Tischler, Freedom Stage Performer-\$50.00; Jimmy River Band, Freedom Stage Performer-\$495.00; Joe Schoenfelder, Freedom Stage Performer-\$50.00; Jones Repair, Supplies-\$167.50; Jones Supplies, Supplies-\$1,576.17; Juke Box Zeroes, Performance-\$741.44; K-Mart, Supplies-\$59.85; Kalin Krohe, Freedom Stage Performer-\$50.00; Kathy Kaye Foods, Supplies-\$810.00; Kaufman Construction, Repairs-\$400.00; Kickback, Freedom Stage Performer-\$250.00; King KBC, Performance-\$1,000.00; KMIT/KOOL 98, Advertising-\$255.50; KORN/KQRN Radio, Advertising-\$294.00; Kristy Ackman, Refund-\$30.00; Krohmer Plumbing, Repairs-\$239.83; KSFY, Advertising-\$495.00; KVHT, Advertising-\$250.00; KWSD, Advertising-\$175.00; Lacey Laurendeau, Freedom Stage Performer-\$50.00; Lakeview Sales, Supplies-\$855.09; Lakeview Veterinary Clinic, Rent-\$2,488.86; Larry's I-90 Service, Tire-\$112.70; Learning Opportunities, Books-\$1,268.02; Liam Josh Corporation, Performance-\$2,250.00; Liam Josh Corporation, Performance-\$2,500.00; Liam Josh Corporation, Performance-\$47,500.00; Lyle Signs, Supplies-\$294.21; MC&R Pools, Chemicals-\$760.40; Magik Man Entertainment, Performance-\$7,500.00; Marilyn Wilson, Reimbursement-\$27.00; Mark Schilling, Travel-\$1,288.50; Mark White,

Refund-\$60.00; McFarland Supply, Supplies-\$661.31; McLeod's Printing, Supplies-\$532.29; Mebius Nursery & Landscaping, Repairs-\$377.50; Medicine Shoppe, Supplies-\$7.96; Mega Gymnastics, Athlete Cards-\$202.73; Menard's, Supplies-\$1,140.20; Meyers Oil Company, Supplies-\$146.04; Midcontinent Communications, Utilities-\$169.25; Midwest Turf & Irrigation, Supplies-\$343.10; Minitex, Supplies-\$459.00; Mitchell Area Chamber of Commerce, Funding-\$2,525.00; Mitchell Area Convention Visitors Bureau, Funding-\$17,675.00; Mitchell Area Development Corporation, Funding-\$5,050.00; Mitchell Concrete Product, Supplies-\$600.25; Mitchell Firefighter CPR Funding, Training-\$35.00; Mitchell Ford, Parts-\$9.18; Mitchell Iron & Supply, Supplies-\$158.10; Mitchell Lawn Care, Mowing-\$75.00; Mitchell Plumbing & Heating, Curb Stop Repair-\$690.39; Mitchell Regional Marketing, Advertising-\$500.00; Mitchell School District, Workstudy-\$11,907.84; Mitchell Telecom, Utilities-\$97.95; Mitchell United Way, Payroll Deductions-\$206.72; Mobile Electronic Service, Supplies-\$89.20; Montana Child Support Enforcement Department, Payroll Deduction-\$18.46; Mueller Lumber Company, Supplies-\$117.23; Municipal Pipe Tool Company, Supplies-\$340.95; Muth Electric, Repairs-\$506.73; Nagel Painting, Contract Services-\$25,000.00; NB Golf, Lease Contract-\$1,000.00; Nebraska Rubber Innovation, Equipment-\$400.00; Neve's Uniforms, Supplies-\$61.97; New Century Press, Advertising-\$848.88; New Horizon Band, Freedom Stage Performer-\$50.00; Nicole Williams, Freedom Stage Performer-\$50.00; North Central Seed Company, Supplies-\$165.00; Northwestern Energy & Communications, Utilities-\$32,478.59; One Call Systems, Supplies-\$202.00; Oriental Trading Company, Supplies-\$97.35; Ortivus, Maintenance Support-\$2,346.00; Palace Cleaners, Supplies-\$489.00; Palace Motors, Repairs-\$172.24; Papa Murphy's Pizza, Meals-\$357.00; Parts World, Supplies-\$40.00; Paulson Sheet Metal, Repairs-\$112.62; Pepsi Cola-Mitchell, Supplies-\$2,470.65; Pete Mathey, Freedom Stage Performer-\$50.00; Petty Cash, Postage-\$9.60; Philip & Friends, Freedom Stage Performer-\$100.00; Plastow & Associates, Repairs-\$1,375.20; Pony Creek Steakhouse, Contract Services-\$6,550.40; Pool & Crew, Books-\$77.85; Pratt Audio-Visuals & Video, Equipment-\$725.00; Progressive Business Publications, Subscription-\$159.00; Qualified Presort, Mailing Service-\$1,569.89; Quality Books, Book-\$14.04; Qwest, Utilities-\$365.77; R.E.E. Productions, Performance-\$4,125.00; Reliable Backline, Performance-\$1,325.00; Rew's TV, Equipment-\$2,195.00; Robert Johnson Construction, Contract Services-\$125,188.60; Rockstar Karaoke, Freedom Stage Performer-\$250.00; Romeo Entertainment Group, Booking Fee-\$17,850.00; Ron's Bicycle Shop, Repairs-\$120.20; S&M Printing Company, Supplies-\$6.00; Santel Communications, Utilities-\$144.85; Schmucker Paul & Nohr, Contract Services-\$34,621.84; Scott Supply Company, Supplies-\$202.77; South Dakota Department of Health, Lab Fee-\$48.00; South Dakota Federal Property Agency, Supplies-\$200.50; South Dakota Library Association, Dues-\$195.00; South Dakota Retirement System, Retirement Contributions-\$36,791.24; South Dakota Water & Wastewater Association, Registration Fees-\$400.00; South Dakota-Supplemental Retirement, Payroll Deductions-\$1,141.00; Shaydz, Freedom Stage Performer-\$300.00; Sherwin-Williams Company, Supplies-\$27,816.97; Shoemaker Computing, Repairs-\$180.00; Shopko, Supplies-\$46.95; Sign Pro, Signs-\$233.20; Sioux Falls Two-Way Radio, Radio Repairs-\$1,452.77; Spencer Avionics, Equipment--\$240.00; Spillway Protocol, Freedom Stage Performer-\$495.00; Standard & Poor's, Books-\$278.51; State of South Dakota, Utilities-\$333.30; Steve Nedved, Reimbursement-\$70.53; Sturdevant's Auto Parts, Parts-\$3,223.37; Sun Gold Trophies, Supplies-\$41.28; Sun Life Financial, Payroll Deductions-\$996.86; Sweet M. Dakota, Freedom Stage Performer-\$50.00; Symbol Arts, Supplies-\$1,330.80; Tech Solutions, Computer Repairs-\$74.25; Tessier's, Repairs-\$125.51; Theatrical Media Services, Performance-\$28,000.00; Thomas Bouregy & Company, Books-\$139.50; Thune True Value Hardware, Supplies-\$699.16; Titze Electric & Remodeling, Repairs-\$78.33; Tonic Travelers, Freedom Stage Performer-\$50.00; Tractor Supply, Supplies-\$122.74; Traffic Control Corporation, Supplies-\$766.21; Tri M Tunes, Labor-\$238.88; Tri-County Telecom, Utilities-\$35.78; Tyndall Accordion Club, Freedom

Stage Performer-\$50.00; United Building Centers, Supplies-\$961.29; United Energy, Supplies-\$29,640.66; UPS Store, Shipping Charges-\$448.76; Variety Foods, Supplies-\$743.71; Verizon Wireless, Utilities-\$107.51; Vic Cordell, Freedom Stage Performer-\$50.00; Wade Musick, Refund-\$60.00; Wal-Mart, Supplies-\$223.02; Wells Fargo Brokerage Services, Series 2004 Payment-\$126,613.61; West Payment Center, Supplies-\$525.53; West River Beverage, Supplies-\$352.00; Western Machine Manufacturing, Supplies-\$281.40; Wheelco Brake & Supply, Supplies-\$1,643.36; Wholesale Electronics, Supplies-\$96.89; Wilbert Roth, Refund-\$30.00; William Morris Agency, Performance-\$50,000.00; Wright Brothers Aviation, Contract Services-\$500.00; Zimco Supply Company, Chemicals-\$541.50

Members present voting aye: Allen, Beck, Carpenter, Houwman, Lepke, Smith. Members present voting nay: Backlund. Motion carried.

ADJOURN:

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

Marilyn Wilson
Finance Officer