

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

**APRIL 5, 2010
7:30 P.M.**

PRESENT: Dan Allen, Doug Backlund, Marty Barington, Geri Beck, Travis Carpenter, Scott Houwman, Mel Olson, Jeffrey Smith

ABSENT: none

PRESIDING: Mayor Lou Sebert

AGENDA:

Moved by Backlund, seconded by Olson, to approve the agenda as prepared. Motion carried.

MINUTES:

Moved by Carpenter, seconded by Barington, to approve the minutes of the regular City Council meeting held on March 15, 2010. Motion carried.

CITIZEN'S INPUT:

Several city residents who reside on South Wisconsin Street south of Interstate 90 spoke to council members regarding the condition of the street. The street is currently gravel, and the residents would like to see the street improved. Tim McGannon, Public Works Director, noted that a motor grader could be sent to work on the street when it dries out. The street will be graded and additional gravel will be added, which is only a temporary fix. A more permanent fix would be to remove the top twelve inches of the street, add a fabric liner, and top with recycled asphalt. McGannon recommends waiting to do this until after Spruce Street is re-built in 2013. Due to the deteriorating condition of other city roads such as Ohlman Street and Airport Road, McGannon estimated it would cost around \$60,000.00 to \$80,000.00 to repair roads this year.

Randy Ahrendt, Parks, Recreation and Forestry Director, informed the council that the time on the clock in Rotary Park has been fixed. The time is now set via satellite and all four faces are within one minute of each other. Ahrendt noted there will be a grand opening celebration on May 20, 2010 at 6:45 p.m. at the new Pepsi Soccer Complex. Staff members are in the process of getting signage placed in appropriate areas. Students from Mitchell Technical Institute have been assisting with the placement of poles and lights at the complex. Ahrendt also noted there will be a dedication at Drake Field on April 23, 2010 due to several recent improvements at the field.

BOARD OF ADJUSTMENT:

Moved by Carpenter, seconded by Backlund, for the City Council to adjourn and sit as the Board of Adjustment. Motion carried.

Moved by Carpenter, seconded by Backlund, that the 19th day of April, 2010 at 7:30 p.m. in the Council Chambers of City Hall be the date and time set for hearing on the application of Ron Peterson for a variance to move a house from 610 N. Edmunds Street to 520 N. Wisconsin Street, Lot 12, Block 16, Rowley's 2nd Addition and to direct the Finance Officer to give notice according to statute. Motion carried.

Moved by Barington, seconded by Smith, that the 19th day of April, 2010 at 7:30 p.m. in the Council Chambers of City Hall be the date and time set for hearing on the application of Cindy Hofwolt for a variance to construct an addition, located at 514 S. Montana Street, Lot 9, Block 3, Van Eps 2nd Addition and to direct the Finance Officer to give notice according to statute. Motion carried.

Moved by Allen, seconded by Beck, that the 19th day of April, 2010 at 7:30 p.m. in the Council Chambers of City Hall be the date and time set for hearing on the application of Doug and Jennifer Endorf for a variance to construct an entryway, located at 309 E. 14th Avenue, Lots 7, 8 and 9, Block 5, Palmer & Higman's Addition and to direct the Finance Officer to give notice according to statute. Motion carried.

Moved by Beck, seconded by Backlund, that the 19th day of April, 2010 at 7:30 p.m. in the Council Chambers of City Hall be the date and time set for hearing on the application of Laura Picek for a conditional use permit to operate a daycare center in her home located at 1024 E. Hanson Street, Lot 17, Block 3, Driving Park Addition and to direct the Finance Officer to give notice according to statute. Motion carried.

Moved by Barington, seconded by Backlund, that the 19th day of April, 2010 at 7:30 p.m. in the Council Chambers of City Hall be the date and time set for hearing on the application of Teresa Ziehl for a conditional use permit to operate a daycare center in her home located at 1413 E. 1st Avenue, W 67.7' of E 142.7' of N ½ and E 50' of W ½ and N ½ of Block 8, Fairview Addition and to direct the Finance Officer to give notice according to statute. Motion carried.

Moved by Smith, seconded by Barington, that the 19th day of April, 2010 at 7:30 p.m. in the Council Chambers of City Hall be the date and time set for hearing on the application of Anne Krietlow for a conditional use permit to operate a daycare center in her home located at 500 W. 3rd Avenue, Lot 12 and E 8' of Lot 11, Block 98, Lawler's 1st Addition and to direct the Finance Officer to give notice according to statute. Motion carried.

Moved by Olson, seconded by Beck, that the 19th day of April, 2010 at 7:30 p.m. in the Council Chambers of City Hall be the date and time set for hearing on the application of Michelle Hellman for a conditional use permit to operate a daycare center in her home located at 1516 N. Minnesota Street, Lot 7, Block 7, Fullerton 1st Addition and to direct the Finance Officer to give notice according to statute. Motion carried.

Moved by Beck, seconded by Carpenter, that the 19th day of April, 2010 at 7:30 p.m. in the Council Chambers of City Hall be the date and time set for hearing on the application of Brian Hellman for a conditional use permit to operate a taxidermy business located at 1516 N. Minnesota Street, Lot 7, Block 7, Fullerton 1st Addition and to direct the Finance Officer to give notice according to statute. Motion carried.

Moved by Allen, seconded by Olson, that the 19th day of April, 2010 at 7:30 p.m. in the Council Chambers of City Hall be the date and time set for hearing on the application of Russell Overbay for a

conditional use permit to construct storage buildings with varying compartment sizes that may be used for personal or commercial storage, located at 1715 N. Gale Road, Lot C, Heinz's 2nd Addition, NE ¼ Section 14, T 103 N, R 60 W, Davison County and to direct the Finance Officer to give notice according to statute. Motion carried.

Moved by Allen, seconded by Backlund, that the 19th day of April, 2010 at 7:30 p.m. in the Council Chambers of City Hall be the date and time set for hearing on the application of Mitchell Christian Education Association for a conditional use permit to operate a nursery school child care center, located at 516 W. 14th Avenue, Lots 1-12, W ½ Vac Edmunds Street, Block 11, Capital Addition and to direct the Finance Officer to give notice according to statute. Motion carried.

Moved by Olson, seconded by Backlund, that the 19th day of April, 2010 at 7:30 p.m. in the Council Chambers of City Hall be the date and time set for hearing on the application of Mitchell Wesleyan Church for a conditional use permit for a parking lot for religious institution, located at the vacant lot on the SE corner of West 7th Avenue and North Edmunds Street, Lots 11 and 12, Block 10, Rowley's 2nd Addition and to direct the Finance Officer to give notice according to statute. Motion carried.

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

COMMITTEE REPORTS:

Sidewalk:

The Sidewalk Committee met at 5:45 p.m. on April 5, 2010 and went on a tour of various sidewalks. At 821 E. 2nd Avenue, which is near Gertie Bell Rogers School, the residents want their trees saved. Terry Johnson, Deputy Director of Public Works, recommends placing boulevard sidewalk on the north side and curbside sidewalk on the south side of the block. Curb and gutter will also need to be installed on the south side. The tour continued down Mentzer Street and Johnson reviewed the plan to place sidewalk on both sides of Mentzer from 1st Avenue to Hanson Avenue. Other hazardous sidewalks were reviewed. The committee toured Wisconsin Street north of Spruce Street. The road is in poor condition and trucks can't get to the businesses to unload freight. Tim McGannon, Public Works Director, stated that Spruce Street needs to be completed, which is scheduled for 2013. This should take care of the drainage problems and then the road could be paved. For now, the city will come in and grade the street after the street dries out.

Public Health and Safety:

The Public Health and Safety Committee met at 6:25 p.m. on April 5, 2010. A request to place a street light at the corner of Foster Street and Shanard Road was approved.

Finance:

The Finance Committee met on April 5, 2010 at 6:30 p.m. David Lambert, Director of the Dakota Heartland Development Association, attended the meeting and gave a brief history of the Association and discussed the importance of including the city of Mitchell in their regional economic development plans. Several of the Association's board members were present to discuss projects that have been completed in their communities with help from the Association. The Association is requesting a contribution in the amount of \$10,000.00 from the city of Mitchell to assist with continued economic

development. Moved by Backlund, seconded by Beck, to approve the funding request. Motion carried.

Mark Puetz and John McLeod from the Lake Mitchell Committee discussed different projects that they are working on to improve Lake Mitchell. The Lake Mitchell Committee is recommending the purchase of a used Solar Bee unit to be placed in a small bay area of the lake. The cost of the Solar Bee unit is \$25,000.00 plus \$5,000.00 for installation. The Lake Mitchell Committee will contribute 25% of the cost (\$6,750.00) if the city will contribute the remaining 75% of the cost (\$20,250.00) for this project. Moved by Barington, seconded by Carpenter, to authorize purchase of the used Solar Bee unit. Motion carried.

Moved by Olson, seconded by Beck, to approve the committee reports. Motion carried.

AWARD BIDS:

Bids were opened and read on the Sidewalk on Ash, Wallace and Miscellaneous Locations Project #2010-4A on the 30th day of March, 2010 in the Council Chambers of City Hall. Moved by Carpenter, seconded by Barington, to award as follows to Colwell Concrete Inc. of Mitchell, SD:

**SIDEWALK ON ASH, WALLACE AND MISCELLANEOUS LOCATIONS
PROJECT #2010-4A**

1. Concrete Removal (4400 S.F. @ \$0.40)	\$1,760.00
2. Curb & Gutter Removal (170 L.F. @ \$4.00)	\$680.00
3. Curb & Gutter Replacement (150 L.F. @ \$17.00)	\$2,550.00
4. Curb & Gutter Replacement Fast Trax (20 L.F. @ \$19.00)	\$380.00
5. 4" Concrete Sidewalk/Driveway (26,000 S.F. @ \$3.00)	\$78,000.00
6. 6" Concrete Sidewalk/Approach (75 S.F. @ \$3.95)	\$296.25
7. 4" Concrete Fast Trax (25 S.F. @ \$4.00)	\$100.00
8. 6" Concrete Fast Trax (25 S.F. @ \$5.25)	\$131.25
9. 6" Concrete with reinforcing (25 S.F. @ \$4.50)	\$112.50
10. 6" Concrete Fast Trax with reinforcing (25 S.F. @ \$5.25)	\$131.25
TOTAL BID	\$84,141.25

Motion carried.

Bids were opened and read on the Sidewalk on Mentzer, 8th Avenue, and Miscellaneous Locations and Handicapped Fishing Dock Project #2010-4B on the 30th day of March, 2010 in the Council Chambers of City Hall. Moved by Barington, seconded by Backlund, to award as follows to Colwell Concrete Inc. of Mitchell, SD:

**SIDEWALK ON MENTZER, 8TH AVENUE AND MISCELLANEOUS LOCATIONS
AND HANDICAPPED FISHING DOCK
PROJECT #2010-4B**

Schedule A (8th, Mentzer & Miscellaneous Locations):

1. Concrete Removal (400 S.F. @ \$0.90)	\$360.00
2. Curb & Gutter Removal (150 L.F. @ \$4.00)	\$600.00
3. Curb & Gutter Replacement (150 L.F. @ \$22.00)	\$3,300.00
4. Curb & Gutter Replacement Fast Trax (30 L.F. @ \$24.00)	\$720.00
5. 4" Concrete Sidewalk/Driveway (8,800 S.F. @ \$3.32)	\$29,216.00
6. 6" Concrete Sidewalk/Approach (75 S.F. @ \$3.95)	\$296.25
7. 4" Concrete Fast Trax (25 S.F. @ \$4.00)	\$100.00
8. 6" Concrete Fast Trax (25 S.F. @ \$5.25)	\$131.25
9. 6" Concrete with reinforcing (25 S.F. @ \$4.90)	\$122.50
10. 6" Concrete Fast Trax with reinforcing (25 S.F. @ \$5.65)	\$141.25
TOTAL BID – Schedule A	\$34,987.25

Motion carried.

Moved by Beck, seconded by Carpenter, to award as follows to Colwell Concrete Inc. of Mitchell, SD:

Schedule B (Handicapped Fishing Dock):

1. Concrete Removal (25 S.F. @ \$5.00)	\$125.00
2. 4" Concrete Sidewalk (700 S.F. @ \$4.25)	\$2,975.00
3. 6" Concrete with reinforcing (180 S.F. @ \$6.00)	\$1,080.00
4. Concrete Bulkhead (1 @ \$1,000.00)	\$1,000.00
TOTAL BID – Schedule B	\$5,180.00

Motion carried. This project is contingent on the Joint Powers Agreement with the SD Game, Fish and Parks Department.

Moved by Houwman, seconded by Carpenter, to award as follows to Colwell Concrete Inc. of Mitchell, SD:

Addendum #2 – Patton Young Park

1.	4" Concrete Sidewalk (6500 S.F. @ \$3.23)	\$20,995.00
2.	Curb & Gutter Removal (40 L.F. @\$4.00)	\$160.00
3.	Curb & Gutter Replacement (40 L.F. @ \$18.00)	\$720.00
4.	6" Concrete with reinforcing (60 S.F. @ \$5.65)	\$339.00
	TOTAL BID – Addendum #2	\$22,214.00

Motion carried. This project is contingent on appropriate funding.

Bids were opened and read on the Traffic Division LED Module Supply Project #2010-6 on the 23rd day of March, 2010 in the Council Chambers of City Hall. Moved by Carpenter, seconded by Barington, to award as follows to Brown Traffic Products of Davenport, IA:

**TRAFFIC DIVISION LED MODULE SUPPLY
PROJECT #2010-6**

1.	12" Light Emitting Diode Ball Signal Modules as per specifications	
	a. Red (245 @ \$29.25)	\$7,166.25
	b. Amber (245 @ \$38.50)	9,432.50
	c. Green (245 @ \$38.50)	9,432.50
2.	12" Light Emitting Diode Arrow Signal Modules as per specifications	
	a. Amber (26 @ \$32.00)	\$832.00
	b. Green (26 @ \$35.75)	929.50
	TOTAL BID	\$27,792.75

Motion carried. Chief of Public Safety Lyndon Overweg noted that this project is being funded through a federal grant.

Bids were opened and read on the Asphalt/Concrete Crushing Project #2010-9 on the 16th day of March, 2010 in the Council Chambers of City Hall. Moved by Houwman, seconded by Backlund, to award as follows to Schoenfelder Construction Inc. of Mitchell, SD:

**ASPHALT/CONCRETE CRUSHING
PROJECT #2010-9**

Crush Asphalt and Concrete – approximately 25,000 tons @ \$7.50 per ton

TOTAL BID \$187,500.00

Discussion was held regarding the city buying a crushing machine and doing this work in house. It was noted by Terry Johnson, Deputy Director of Public Works, that the city does not need crushing done every year. At this time it would not be cost effective to do the project in house. Motion carried.

Bids were opened and read on the Rock Chips Project #2010-10 on the 16th day of March, 2010 in the Council Chambers of City Hall. Moved by Smith, seconded by Barington, to award as follows to Spencer Quarries Inc. of Spencer, SD:

**ROCK CHIPS
PROJECT #2010-10**

Furnish Rock Chips F.O.B. Mitchell – approximately 1,300 ton @ \$12.25

TOTAL BID \$15,925.00

Motion carried.

Bids were opened and read on the Petroleum Products Project #2010-13 on the 16th day of March, 2010 in the Council Chambers of City Hall. Moved by Houwman, seconded by Allen, to award as follows to Jebro Inc. of Sioux City, IA:

**PETROLEUM PRODUCTS
PROJECT #2010-13**

CRS-2 P-Emulsion delivered to Street Dept. storage tank in lots of approximately 5,000 gallons. Approximate quantity needed is 230 ton.

TOTAL BID \$522.00 per Ton

Motion carried.

Bids were opened and read on the Curb and Gutter Project #2010-14B on the 5th day of April, 2010 in the Council Chambers of City Hall. Moved by Allen, seconded by Beck, to award as follows to Rexwinkle Concrete of Corsica, SD:

**CURB AND GUTTER
PROJECT #2010-14B**

Schedule #1:

- | | |
|---|-------------|
| 1. Install 24" Curb & Gutter 0-45 lengths
(1000 L.F. @ \$20.00) | \$20,000.00 |
| 2. Install 24" Curb & Gutter 45-200 lengths
(851 L.F. @ \$18.00) | \$15,318.00 |
| 3. Install 24" Fast Trax (100 L.F. @ \$20.00) | \$2,000.00 |
| 4. Drive Approach (1230 S.F. @ \$3.50) | \$4,305.00 |

5.	6" Reinforced Fillet Section (250 S.F. @ \$6.00)	\$1,500.00
6.	6" Reinforced Fillet Section Fast Trax (50 S.F. @ \$7.00)	\$350.00
7.	6" Reinforced Valley Gutter (700 S.F. @ \$4.25)	\$2,975.00
	TOTAL BID – Schedule #1	\$46,448.00

Moved by Smith, seconded by Beck, to award as follows to Robert Johnson Construction Inc. of Mitchell, SD:

Schedule #2:

1.	Install new construction 24" Curb and Gutter (1936 L.F. @ \$9.90)	\$19,166.40
	TOTAL BID – Schedule #2	\$19,166.40

Motion carried.

Bids were opened and read on the Sanborn Curb and Gutter Phase III Project #2010-14A on the 16th day of March, 2010 in the Council Chambers of City Hall. Moved by Carpenter, seconded by Barington, to award as follows to Double D Concrete of Sioux Falls, SD:

**SANBORN CURB AND GUTTER PHASE III
PROJECT #2010-14A**

1.	Remove 32" Type "B" Curb & Gutter (957 L.F. @ \$11.00)	\$10,527.00
2.	Install 32" Type "B" Curb & Gutter (957 L.F. @ \$26.85)	\$25,695.45
3.	Fillet sections (105 S.F. @ \$9.00)	\$945.00
4.	Remove Paving (300 S.F. @ \$2.00)	\$600.00
5.	Install Reinforced Concrete Pavement (300 S.F. @ \$8.00)	\$2,400.00
6.	Traffic Control (1 L.S. @ \$6,100.00)	\$6,100.00
	TOTAL BID – Schedule #1	\$46,267.45

Motion carried.

HEARING:

It was advised that this is the date and time set for hearing on the application to transfer Retail (On-Off Sale) Malt Beverage License (RB-2834) from S & H Marketing LLC dba Signatures II to Hohn Partnership LLC dba Platinum Players Club II located at 719 North Sanborn Boulevard. Moved by

Carpenter, seconded by Backlund, to approve said application. It was noted that the location is the former Independent Oil building and Dave's Recovery building. The license will be valid for the building only. Motion carried.

RESOLUTIONS:

Moved by Houwman, seconded by Olson, to adopt Resolution #2814, Hazardous Sidewalks, as follows:

**RESOLUTION #2814
HAZARDOUS SIDEWALK**

BE IT RESOLVED, by the City Council of the City of Mitchell, South Dakota the following list of properties within the City of Mitchell have hazardous or otherwise nuisance sidewalk as determined by the City Engineer and that City Engineer is authorized and directed to fix such hazardous sidewalk and assess cost of such repair to the property listed as allowed by South Dakota Codified Law.

Properties declared hazardous or otherwise nuisance are as follows:

- 1120 West 4th
- 800 West 10th
- 218 East 1st
- 201 East 1st
- 217 East 2nd
- 315 East 2nd
- 317 East 2nd
- 423 East 2nd
- 501 East 2nd
- 504 East 2nd
- 500 East 2nd
- 420 East 2nd
- 412 East 2nd
- 400 East 2nd
- 422 East 1st
- 201 North Kimball
- 114 1/2 North Kimball
- 602 East 5th
- 1001 East 2nd
- 1105 East 2nd
- 1215 East 2nd
- 1219 East 2nd
- 1016 East 3rd
- 1004 East 3rd
- 714 East 3rd
- 508 East 3rd
- 500 East 3rd

412 East 3rd
600 East 2nd
704 East 2nd
1008 East 2nd
1100 East 2nd
1108 East 2nd
1102 East 2nd
1215 East 3rd
1117 East 3rd
519 East 3rd
516 East 3rd
1116 East 4th
700 East 4th
400 East 4th
400 North Kimball
708 East 5th
712 East 5th
409 East 3rd
415 East 4th
809 East 4th
815 East 4th
1005 East 4th
1035 East 5th
1020 East 5th

Motion carried and resolution declared duly adopted.

Moved by Carpenter, seconded by Houwman, to adopt Resolution #2815, Plat of Lot 71 of Maui Farms 2nd Addition, a subdivision of the SE ¼ of Section 31, T 104 N, R 60 W, as follows:

RESOLUTION #2815
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 22nd day of March, 2010; and

WHEREAS, it appears from an examination of the plat of LOT 71 OF MAUI FARMS 2ND ADDITION, A SUBDIVISION OF THE SE ¼ OF SECTION 31, T 104 N, R 60 W OF THE 5TH 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 71 OF MAUI FARMS 2ND ADDITION, A SUBDIVISION OF THE SE ¼ OF SECTION 31, T

104 N, R 60 W OF THE 5TH 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.

ORDINANCES:

Moved by Carpenter, seconded by Houwman, to place Ordinance #2330, Supplemental Appropriations, as amended, on first reading. Motion carried.

SET DATE:

Moved by Allen, seconded by Olson, that the 27th day of April, 2010 at 1:30 p.m. in the Council Chambers of City Hall be the date and time set to receive and consider bids for LED Pedestrian Lights, City Project #2010-6A. Motion carried.

Moved by Smith, seconded by Olson, that the 27th day of April, 2010 at 1:30 p.m. in the Council Chambers of City Hall be the date and time set to receive and consider bids for Sideload Garbage Truck, City Project #2010-20. Some discussion was held regarding repairing the current garbage truck rather than replacing it with a new truck. Ron Olson, Street & Sanitation Superintendent, explained that the truck currently has over 12,500 hours of use and some parts of the truck are starting to wear through. The truck is used daily and is an important piece of city equipment. Motion carried.

Moved by Olson, seconded by Allen, that the 3rd day of May, 2010 at 7:30 p.m. in the Council Chambers of City Hall be the date and time set for hearing on Special Assessment Collections for 2009. Motion carried.

Moved by Olson, seconded by Barington, that the 3rd day of May, 2010 at 7:30 p.m. in the Council Chambers of City Hall be the date and time set for hearing on the Proposed Resolution of Necessity for Sidewalk. Motion carried.

CONSIDER APPROVAL:

Moved by Houwman, seconded by Allen, to approve the following fees for the Memorial Weekend in Mitchell event that is being sponsored by Imagine Guild Inc.:

- Consumption permit - \$250.00
- Electrical hookups - \$100.00
- Picnic tables (limit of 10 subject to availability) – no charge
- Bleachers (limit 4 – subject to availability) – no charge
- Security - \$500.00
- Portable signs – no charge
- Barricades – no charge
- Parade permit - \$50.00
- Noise permit – no charge
- Street use permit – no charge

Motion carried.

Moved by Olson, seconded by Backlund, to approve the surplus airport runway lighting for return and reassignment to the State of SD Aeronautics Division. Motion carried.

Moved by Houwman, seconded by Carpenter, to authorize negotiations with Daktronics for Corn Palace scoreboards and video boards. Motion carried.

Moved by Olson, seconded by Beck, to approve a request of Mitchell Foundation for Catholic Education to conduct a raffle with the drawing to be held on June 11, 2010. Motion carried.

ABATEMENT OF TAXES:

Moved by Beck, seconded by Barington, to approve the following abatements of taxes to Robert A. Shank for Lot 102, Overlook Addition, due to calculation errors:

- \$226.48 – 2008 taxes
- \$231.74 – 2009 taxes
- \$232.03 – 2010 taxes

Motion carried.

PAY ESTIMATES:

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

- pay estimate #1 in the amount of \$87,355.89 for South Side Water Tower Project #2009-30 contracted with CB & I Inc.,
- pay estimate #6 in the amount of \$56,110.00 for Pepsi Soccer Complex Phase II Project #2009-33 contracted with Mueller Lumber Company,
- pay estimate #2-Final in the amount of \$1,000.00 for Dump Body Project #2009-37 contracted with Sheehan Mack Sales,
- pay estimate #2 in the amount of \$71,500.00 for Water Meters & Transmitters Project #2010-11 contracted with HD Waterworks, and
- pay estimate #2 in the amount of \$567.38 for New Landfill Monitoring Project #2010-29 contracted with Leggette, Brashears & Graham.

Members present voting aye: Allen, Backlund, Barington, Beck, Carpenter, Houwman, Olson, Smith. Members present voting nay: none. Motion carried.

BILLS:

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

PAYROLL, MARCH 7, 2009 – MARCH 20, 2010: City Council-\$2,440.24, Mayor-\$885.54, Attorney-\$1,986.55, Finance-\$11,148.97, Human Resources-\$3,876.01, Information Technology-\$1,329.12, Police-\$54,197.98, Traffic-\$3,316.58, Fire-\$37,005.96, Street-\$22,882.34, Public Works-\$14,855.86, Cemetery-\$2,966.48, Mosquito Control-\$460.00, Animal Control-\$1,275.12, Emergency Medical Services-\$9,806.01, Library-\$9,893.39, Playground & Athletics-\$3,942.23, Recreation Center-\$11,168.17, Ice Arena-\$2,345.70, Park-\$7,857.22, Supervision-\$5,249.60, Forestry-\$2,636.08, E911-\$16,368.56, RSVP-\$3,276.19, Palace Transit-\$14,850.86, Nutrition-\$1,343.55, Water-\$9,764.15, Water Distribution-\$7,895.46, Sewer-\$9,580.41, Airport-\$1,666.96, Waste Collection-\$8,010.16, Landfill-\$6,255.72, Corn Palace Maintenance-\$8,819.31, Corn Palace Shows-\$2,101.20, Corn Palace Concessions-\$3,421.11, Golf Course-\$4,225.52.

SALARY ADJUSTMENTS (per hour rate):

RSVP/NUTRITION: Amy Hurt-\$13.741

NEW HIRES (per hour rate):

CAMPGROUND: Dennis Hargan-\$15.42

WARRANTS: A & B Business, Supplies-\$495.57, A-Ox Welding Supply Company, Supplies-\$393.81, Advance Auto Parts, Parts-\$64.40, Aflac, Aflac Withholding-\$3,941.16, Aflac/Flex One, Flex One Payments-\$3,439.46, Ag Systems, Parts-\$39.29, Al's Engraving, Supplies-\$55.96, Allegiant Emergency Services, Parts-\$57.02, Alltel, Utilities-\$2,240.88, American Red Cross, Supplies-\$333.90, Anna Mae Spencer, Contract Services-\$575.00, Apple Time, Supplies-\$323.33, Architectural Roofing & Sheet Metal, Contract Services-\$20,001.00, Arctic Refrigeration, Repairs-\$867.74, Avera Queen of Peace Hospital, Supplies-\$265.72, B & B Upholstery, Repairs-\$80.00, B-Y Water, Water Usage-\$32,407.50, Bailey Metal Fabricators, Parts-\$423.38, Baker Bros Electric, Repairs-\$1,107.83, Bender's Sewer & Drain, Repairs-\$1,110.50, Boyer Trucks Sioux Falls, Parts-\$142.10, Business Products, Supplies-\$1,491.62, Butler Machinery, Parts-\$55.59, Campbell Supply, Supplies-\$931.50, Carquest Auto Parts, Parts-\$242.52, CB&I, Contract Services-\$87,355.89, CDW Government, Parts-\$591.32, Central Electric Cooperative, Utilities-\$554.50, Chad VanLaecken, Travel-\$125.00, Char's Party Center, Supplies-\$19.10, Chris Miller, Performance-\$50.00, City Beautification Committee, 2010 Allocation-\$21,000.00, City of Emery, Senior Meals Payroll Reimbursement-\$1,740.00, City of Mitchell, Payroll Deduction-\$25.00, Coca Cola Bottling Company, Supplies-\$1,033.00, Commercial Asphalt Spencer Quarries, Supplies-\$2,969.82, Continental Research, Supplies-\$360.66, Cook Implement, Parts-\$22.22, Cook's Inn, Contract Services-\$580.00, Corn Palace Concessions, Supplies-\$197.50, County Fair, Supplies-\$45.14, Craig & Jennifer Haiar, Refund-\$685.00, Daily Republic, Renewal & Advertising-\$214.35, Dakota Counseling Institute, Contract Service-\$320.00, Dakota Fluid Power, Repair-\$4,912.86, Dakota Salvage, Steel Out-\$116.00, Dakota Supply Group, Supplies-\$141.60, Dan Sabers, Contract Services-\$4,500.00, Dan's Pro Shop, Supplies-\$2,091.60, Danko Emergency Equipment, Supplies-\$79.00, Davison Shooting Club, Payment-\$1,200.00, Daylight Donut, Supplies-\$26.09, Dean Van Emmerik, Tools-\$77.45, Delta Dental Plan of South Dakota, Dental Insurance-\$11,159.44, Dependable Sanitation, Contract Services-\$17,083.00, Department of Social Services, Child Support Payments-\$1,049.55, Dive Rescue International, Supplies-\$63.16, Don Everson, Travel-\$9.00, Donna Wieczorek, Contract Services-\$325.00, Dr. Alan Overbaugh, Refund-\$340.00, Dugout Lounge, Contract Services-\$1,195.20, Elliott Equipment, Parts-\$310.42, Emery Senior Citizens, Insurance Reimbursement-\$514.27, ERLA Incorporated, Labor & Travel-\$640.03, Eugene Wagaman, Travel-\$40.00, Fabric Warehouse, Supplies-\$170.00, Farmers Alliance, LP Gas Bulk-

\$480.35, Farnams Genuine Parts, Parts-\$221.58, Farner-Bocken Company, Supplies-\$4,328.39, Fastenal Company, Supplies-\$293.62, First Bankcard, Supplies-\$3,784.97, First United Pentecostal Church, Easement Agreement-\$15,470.00, Formulations, Supplies-\$173.11, Frontier Precision, Equipment-\$747.04, Galls, Supplies-\$549.92, Gallus Thill, Contract Services-\$210.00, Gaylen's Homegrown Popcorn, Popcorn-\$130.00, Geocomm, Contract Services-\$10,125.00, Geri Beck, Travel-\$40.00, Government Finance Officers Association, Renewal-\$50.00, Golden West Technologies, Security Monitoring-\$60.81, Grainger, Supplies-\$163.56, Graymont Capital, Chemicals-\$4,250.91, Gwenna Hendrix, Refund-\$60.00, Harold Brisbin, Refund-\$1,168.00, Harper Brush Central, Supplies-\$151.78, Harve's Pro Prints, Supplies-\$272.25, Harve's Sport Shop, Supplies-\$132.80, HD Supply Waterworks, Supplies-\$72,410.85, Heinrich Company, Parts-\$563.19, Hillyard, Supplies-\$103.86, Hohn Electronics, Repairs-\$75.00, Integrity Transcription, Contract Services-\$390.00, Interstate Glass & Door, Repairs-\$480.00, Iverson Chrysler Center, Parts-\$175.14, JC Penney, Uniform Allowance-\$108.21, James Valley Community Center, Allocation-\$5,000.00, Janis Gerlach, Contract Services-\$25.00, JCL Solutions-Janitors Closet, Supplies-\$520.71, JD Blinds, Labor-\$348.24, Jeff Spars, Repairs-\$246.90, John Badker, Boot Allowance-\$100.00, John Hegg, Travel-\$37.00, Jon Vermeulen, Travel-\$40.00, Jones Supplies, Supplies-\$1,193.02, K-Mart, Supplies-\$119.36, Karen Heiser, Contract Services-\$400.00, Katie Buschbach, Personal Training Fees-\$396.00, Kevin Thurman, Reimbursement-\$30.00, Kimball-Midwest, Parts-\$282.36, Kings Inn Hotel & Conference Center, Travel-\$186.00, KMIT/KOOL 98, Advertising-\$913.50, Knology, Supplies-\$47.32, Kris Murtha, Reimbursement-\$45.93, Kustom Signals, Parts-\$94.50, Lakeview Sales, Supplies-\$210.70, Lawson Products, Supplies-\$2,309.56, Leadsonline, Software-\$2,148.00, Leggette Brashers & Graham, Contract Services-\$567.38, Leila Schamber, Contract Services-\$425.00, Light & Siren, Equipment-\$2,261.70, Lloyd Huber, Piano Tuning-\$75.00, Lois E. Huber, Contract Services-\$851.00, Mark Hinker, Boot Reimbursement-\$100.00, MC&R Pools, Pool Chemicals-\$56.30, McFarland Supply Company, Supplies-\$37.06, McLeod's Printing, Supplies-\$989.60, Med-Tech Resource, Supplies-\$279.18, Menard's, Supplies-\$708.47, Meridian Grain, Supplies-\$2,732.20, Municipal Emergency Services-Midam, Supplies-\$344.86, Meyers Oil Company, Supplies-\$2,861.80, Mid-American Research Chemical, Supplies-\$455.81, Midcontinent Communications, Utilities-\$147.24, Midwest Fire & Safety, Supplies-\$767.00, Midwest Playscapes, Equipment-\$10,639.00, Midwest Tire & Muffler, Repairs-\$290.00, Midwest Turf & Irrigation, Supplies-\$1,216.15, Mitchell Ford, Parts-\$19.24, Mitchell Iron & Supply, Parts-\$33.75, Mitchell School District, City Share-\$9,655.93, Mitchell United Way, United Way Deductions-\$175.80, Motorola, Equipment-\$3,424.00, Mount Vernon School District, Contract Services-\$127.60, Mueller Lumber Company, Supplies-\$56,430.89, Muth Electric, Supplies-\$114.66, National Pawn Company of South Dakota, Reimbursement-\$400.00, National Utility Equipment, Parts-\$118.75, Neve's Uniforms, Supplies-\$1,275.34, Newman Traffic Signs, Supplies-\$2,697.68, Noridan Medicare, Refund-\$119.77, Northland Chemical, Supplies-\$84.95, Northwestern Energy & Communications, Utilities-\$33,188.72, One Call Systems, Locate Request Tickets-\$13.56, Palace Cleaners, Supplies-\$315.50, Paulson Sheet Metal, Repairs-\$714.65, Paulson's Music Center, Supplies-\$244.38, Pepsi Cola Company, Rental-\$808.14, Petty Cash, Reimbursement-\$9.00, Petty Cash, Start-Up Change-\$300.00, Physio-Control, Supplies-\$557.60, Plantronics, Parts-\$65.00, Pony Creek Steakhouse, Contract Services-\$3,408.00, Porter Distributing, Supplies-\$195.00, Powerplan-Oib, Supplies-\$456.27, Premier Pest Control, Contract Services-\$370.00, Public Safety Center, Supplies-\$122.84, Qualified Presort, Mailing Service-\$1,840.74, Qwest, Utilities-\$2,546.69, Randy Ahrendt, Reimbursement-\$36.00, Rob's Shop Supplies, Supplies-\$105.50, RSVP, Ticket Sellers-\$50.00, Ryan Stahle, Performance-\$50.00, SAE Warehouse, Freight-\$20.00, Sam's Club, Supplies-\$529.85, Santel Communications, Utilities-\$49.95, Scott Supply, Supplies-\$245.33, South Dakota Department of Health, Lab Fee-\$193.00, South Dakota Department of Revenue, License Transfers Fees-\$20.00, South Dakota Department of Revenue, License Renewal-\$140.00, South Dakota

Municipal League, Registration-\$48.00, South Dakota Retirement System, South Dakota Retirement System Payment-\$38,387.19, South Dakota State Treasurer, February 2010 Sales Tax-\$11,865.33, South Dakota-Supplemental Retirement, Supplemental Retirement Payment-\$4,792.19, Sheehan Mack Sales & Service, Contract Services-\$3,168.32, Sherwin-Williams, Supplies-\$1,153.36, Shi International, Software-\$665.11, Shopko, Supplies-\$162.33, Sign Pro, Supplies-\$3,623.40, Sioux Falls Two-Way Radio, Equipment-\$4,724.18, Sleepy Eye Industrial Knife, Re grind Knife-\$105.00, Sport Supply Group, Supplies-\$474.27, Sportsmith, Supplies-\$85.62, Steamway Cleaning, Labor-\$253.22, Stryker Sales, Equipment-\$8,073.00, Sturdevant's Auto Parts, Parts-\$5,152.48, Sun Gold Trophies, Supplies-\$567.05, Sun Life Financial, Life Insurance Payment-\$1,622.75, Tailored Solutions, Software Maintenance-\$706.00, Tech Solutions, Repairs-\$848.98, Terry Johnson, Travel-\$28.00, Tessier's, Repairs-\$176.79, Three-D Specialties, Supplies-\$1,162.00, Thune True Value Hardware, Supplies-\$345.77, TK Electric, Repairs-\$895.96, Tom McCormack, Supplies-\$70.00, Tom Schaffner, Travel-\$125.00, Trail King Industries, Repairs-\$990.58, Troy Eilts Contract Services-\$20.00, United Energy, Supplies-\$21,302.99, United Energy – Emery, Supplies-\$662.30, United Way & Volunteer Service, Miscellaneous Services-\$788.80, UPS Store, Shipping Charges-\$515.12, United States Postal Service, Postage-\$400.00, Van Diest Supply Company, Supplies-\$4,888.00, Vander Haag's, Parts-\$350.00, Variety Foods, Supplies-\$1,855.27, Virginia Limberg, Personal Training Fees-\$550.00, Wade Strand, Contract Services-\$10,875.00, Walmart Community, Supplies-\$278.69, Wells Fargo Bank, Paying Agent Fee-\$350.00, Wheelco Brake & Supply, Parts-\$211.87, Wholesale Electronics, Supplies-\$264.10.

Members present voting aye: Allen, Barington, Backlund, Beck, Carpenter, Houwman, Olson, Smith.
Members present voting nay: none. Motion carried.

EXECUTIVE SESSION:

Moved by Carpenter, seconded by Houwman, to go into executive session as permitted by SDCL 1-25-2 (3). Motion carried. Moved by Smith, seconded by Barington, to come out of executive session. Motion carried.

ADJOURN:

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

Marilyn Wilson
Finance Officer

Published once at the approximate cost of _____.