

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

**September 7, 2021
6:00 P.M.**

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

ABSENT: Susan Tjarks

PRESIDING: Mayor Bob Everson

AGENDA:

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

- a. City Council Minutes
 1. City Council August 16, 2021,
 2. Special City Council August 30, 2021, and
 3. Work Session August 30, 2021.
- b. Committee Meeting Minutes
 1. Planning Commission August 9, 2021 and
 2. Community Services August 12, 2021.
- c. Acceptance of West Nile Grant Funds.
- d. Acceptance of Section 5310 CRRSAA Grant Funds.
- e. Automatic Supplement to Parks-Recreation Center in the amount of \$550.00 from grant funds.
- f. Surplus seated leg press machine to be donated to the Bridgewater/Emery School District.
- g. Fireworks Permit for the Kernel Bowl to be held on September 11, 2021.
- h. Property Tax Abatements for 2020 taxes payable in 2021.

The property tax abatements will be on file for review in the Finance Office at City Hall.
- i. Raffle Permits
 1. 301 Rodz with the drawing to be held on September 25, 2021,
 2. DWU Volleyball with the drawing to be held on October 20, 2021,
 3. Corn Palace Shrine Club with the drawing to be held on October 29, 2021,
 4. MTC Mavericks Rodeo Team with the drawing to be held on November 20, 2021,
 5. Mitchell Skating and Hockey with the drawing to be held in January 2022, and
 6. Department of SD VFW with the drawing to be held on June 10, 2022.
- j. Change Order #1 for 600 Block North Davison Utilities #2021-38 decreasing the contract amount by \$2,045.34 to Schoenfelder Construction, adjust contract amount to \$112,529.76.
- k. Set date 6:00 p.m., September 20, 2021 for hearing on tax levies to be certified to County Auditor.

- l. Set date 6:00 p.m., September 20, 2021 for hearing on Mitchell Water System Improvements SRF Application.
- m. Set date 1:30 p.m. October 14, 2021 for bid opening for Cemetery 3 Year Hayland Lease Project #2022-5 for 2022-2023-2024.
- n. Approval of Gas and 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	1,200	1,200	\$2.305	\$ 2,766.00*
Unleaded Gas -10% ethanol	6,300	6,300	\$2.5035	\$15,772.05*
		Total Bid:		\$18,538.05*

- o. Pay Estimates September 7, 2021
 - Pay Estimate #4 in the amount of \$353,441.98 for East Central Drainage Phase II #2019-39 contracted to First Rate Excavation, Inc.,
 - Pay Estimate #3 in the amount of \$49,353.25 for East Central Drainage Phase II #2019-39 contracted to Infrastructure Design Group,
 - Pay Estimate #10 in the amount of \$7,265.00 for Sunnyside & University Storm Water Study #2020-8 contracted to McLaury Engineering Inc.,
 - Pay Estimate #3 in the amount of \$224,624.88 for Daily Drive Lift Station #2020-12 contracted to H&W Excavating, LLC,
 - Pay Estimate #1 in the amount of \$11,402.77 for Dailey Drive Lift Station #2020-12 contracted to Northwestern Energy,
 - Pay Estimate #S-3 in the amount of \$382.50 for Ground Storage Tank #2020-20 contracted to Infrastructure Design Group,
 - Pay Estimate #2 in the amount of \$44,219.35 for Ground Storage Tank #2020-20 contracted to Infrastructure Design Group,
 - Pay Estimate #1 in the amount of \$27,340.39 for Crafty Fox Lead Remediation #2020-24 contracted to ServiceMaster Recovery Management,
 - Pay Estimate #45 in the amount of \$510.00 for Crafty Fox Window Repairs #2020-24 contracted to Custom Carpentry/Doug Driggs,
 - Pay Estimate #46 in the amount of \$790.50 for Crafty Fox Window Repairs #2020-24 contracted to Custom Carpentry/Doug Driggs,
 - Pay Estimate #47 in the amount of \$535.50 for Crafty Fox Window Repairs #2020-24 contracted to Custom Carpentry/Doug Driggs,
 - Pay Estimate #5 in the amount of \$4,805.00 for 9th-Sanborn to Lawler and 5th-Sanborn to Main #2021-7 contracted to McLaury Engineering,
 - Pay Estimate #5 in the amount of \$24,937.53 for North Wastewater Treatment Plant Improvements #2021-31 contracted to HDR Engineering Inc.,
 - Pay Estimate #3 in the amount of \$980.00 for Mitchell Risk & Resilience Assessment #2021-36 contracted to HDR Engineering Inc.,
 - Pay Estimate #2 in the amount of \$45,368.07 for 600 Block Davison Street Utilities #2021-38 contracted to Schoenfelder Construction,
 - Pay Estimate #1 in the amount of \$4,151.05 for Spruce Street Railroad Crossing #2021-39

contracted to SD Department of Transportation,
Pay Estimate #2 in the amount of \$822.50 for Mowing-Schedule A #2021-43 contracted to
Quality Cut Lawn & Tree Service, and
Pay Estimate #2 in the amount of \$7,000.00 for Golf Course Design #2021-53 contracted to
Norby Golf Designs Inc.

k. 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 AUGUST 8, 2021 – AUGUST 21, 2021: City Council \$3,303.68, Mayor
\$1,374.69, City Administrator \$5,446.46, Attorney \$4,401.38, Finance \$12,581.37, Human
Resources \$3,542.93, Municipal Building \$3,003.28, Information Technology \$2,721.28, Police
\$70,789.55, Traffic \$5,268.31, Fire \$32,082.98, Street \$29,986.65, Public Works \$19,040.81,
Cemetery \$4,798.05, Animal Control \$1,608.01, Library \$15,766.15, Recreation & Aquatics
\$15,399.05, Recreation Center \$13,602.27, Sports Complexes \$16,761.24, Ballpark Concessions
\$1,073.88, Parks \$15,166.42, Supervision \$6,149.71, E911 \$20,487.49, MVP \$777.53, Palace
Transit \$21,026.45, JVCC \$1,086.28, Nutrition \$3,495.41, Water Distribution \$13,872.51, Sewer
\$13,126.79, Airport \$2,556.64, Recycling Program \$6,378.07, Waste Collection \$6,477.24,
Landfill \$8,793.79, Corn Palace \$21,135.30, Golf Course \$6,136.55, Campground \$2,007.60,
Emergency Medical Services \$29,468.96.

NEW HIRES:

CORN PALACE: Keith Gerlach-\$15.00, Grant London-\$10.95, Breanne Reindl-\$9.95

PARKS: Brady Andera-\$20.478

RECREATION CENTER: Stephanie Gebel-\$9.95, Alexandra Vermeulen-\$9.95, Christal
Whetstine-\$12.00

SALARY ADJUSTMENTS:

POLICE: Andrew Becker-\$27.893, Wade London-\$26.237

TERMINATIONS:

CORN PALACE: Parker Bollinger, Cora Bryan, Gavyn Degen, Isaiah Jacobsen, Gauge Smith,
Riley Weisser

E911: Hannah Willis

PARKS: Taylor Hoppe, Theron Kayser, Nathan McCormick, John Riggs, Wesley Swan, Ian
Vaughan, Caden Ziehl

RECREATION & AQUATICS: Kelsey Dahme, Hope Flippin, Hannah Hetland, Isaac Kitchens, Nancy Leach, Morgan Schneider, Maggie Reynen, Carter Stucky, Regan Waddell, Tevyn Waddell

WATER DISTRIBUTION: Conner Gerlach

WARRANTS: A&B Business Solutions, Contract-\$3,857.73; A-Ox Welding Supply, Rental-\$87.45; AAA Collections, Contract Services-\$123.27; Adam Fenski, Tree-\$100.00; Advance Auto Parts, Supplies-\$22.05; AFLAC, Aflac Withholding-\$10,323.04; AFLAC Group, Critical Care-\$588.44; AFSCME Council 65, Union Dues-\$453.02; Al's Engraving, Supplies-\$45.45; Amazon Capital Services, Supplies-\$999.14; Anderson-Crane Rubber, Supplies-\$327.64; Aramark Uniform Services, Supplies-\$280.53; AT&T Mobility, Utilities-\$2,132.67; ATV Holdings, LLC dba Mitchell Telecom, Utilities-\$246.94; Avera Occupational Medicine, Contract Services-\$901.00; Axon Enterprise, Supplies-\$2,077.00; Baker & Taylor, Books-\$585.29; Barb Mayer, Refund-\$50.00; Becker Arena Products, Supplies-\$3,152.27; Bender's Sewer Cleaning, Repair-\$4,875.00; Best Western Ramkota Inn, Travel-\$233.98; Better Containers, Supplies-\$365.71; Bettie Thompson, Refund-\$142.96; Big Daddy D's, Contract Services-\$8,816.50; Blackstrap, Supplies-\$1,983.43; Book Systems, Supplies-\$3,395.00; Brad Gates, Reimbursement-\$163.50; Brett Lowrie, Contract Services-\$20,000.00; Butler Machinery, Repair-\$70.00; C & B Operations, Supplies-\$194.70; Carquest Auto Parts, Supplies-\$46.89; Cengage Learning Inc/Gale, Books-\$538.28; Center Point Large Print, Books-\$89.28; Central Electric, Utilities-\$1,413.13; Century Link, Utilities-\$13.62; Cherrybee's, Plant-\$61.00; CHR Solutions, July Billing-\$3,069.30; City of Mitchell, Golf Course Deductions-\$1,574.56; City of Mitchell, Utilities-\$2,040.77; City of Sioux Falls, Water Tests-\$14.50; CK Bicycles & Locks, Supplies-\$9.00; Coca Cola Bottling, Supplies-\$1,025.10; Core & Main, Supplies-\$27,127.77; Core-Mark Midcontinent, Supplies-\$13,292.39; Corn Palace, Supplies-\$24.00; Corporate Translation Service, Translation Service-\$46.69; County Fair, Supplies-\$20.15; Culligan Water, Rental-\$50.00; Dakota Data Shred, Professional Service-\$59.67; Dakota Pump, Supplies-\$5,155.04; Dakota Supply Group, Repair-\$1,308.10; Dakota Transit Providers, Dues-\$194.50; Davison County Register of Deeds, Warranty Deed-\$30.00; Delta Dental Plan of South Dakota, Dental Insurance-\$13,705.36; Department of Motor Vehicle, Replacement Plate-\$11.20; Department of Social Services, Child Support-\$600.87; Dice Benefits Consulting, July Fees-\$516.00; Dick's Towing, Tow-\$330.00; Dimock Dairy, Supplies-\$208.80; Dolan Consulting Group, Registration-\$95.00; Doug L Driggs, 2020-24 P.E. #45-\$1,836.00; Elliott Equipment, Supplies-\$658.62; ELO Prof LLC, Annual Audit-\$7,830.00; Environmental Equipment & Service, Supplies-\$1,272.37; Environmental Systems Research Institute, Maintenance-\$3,150.00; Eric Hieb, Contract Services-\$7,131.17; Erin Davis, Refund-\$25.00; Etterman Enterprises, Supplies-\$527.92; Farmers Alliance, Lease-\$2,563.51; Fedex, Express Services-\$59.84; First National Bank Omaha, Supplies-\$11,116.49; First Rate Excavate, 2019-39 P.E. #4-\$353,441.98; Fisher Scientific, Supplies-\$104.18; Forum Communications, Advertising-\$2,018.36; Frontier Precision, Repairs-\$2,310.76; Gaylen's Homegrown Popcorn, Supplies-\$2,032.80; Geocomm, Software Service-\$5,775.00; Grainger, Supplies-\$55.68; Great Western Tire, Supplies-\$3,167.96; H & W Contracting, 2020-12 P.E. #3-\$224,624.88; Hach, Supplies-\$236.22; Hawkins, Supplies-\$6,816.71; HDR Engineering, 2021-31 P.E. #5-\$25,917.53; Helen Button, Refund-\$150.00; Howes Oil, Supplies-\$17,118.50; Identisys, Supplies-\$350.00;

Independent Viking Glass, Supplies-\$201.81; Infrastructure Design Group, 2019-39 P.E. #3-\$93,955.10; Ingram Library Services, Books-\$1,052.33; Innovative Office Solution, Book-\$132.58; Interstate Office Products, Supplies-\$358.10; Interstate Tire & Auto Center, Supplies-\$25.00; James Valley Nursery, Repair-\$157.00; JCL Solutions, Supplies-\$28.44; Jean K Metz, Refund-\$90.00; Jebro, Supplies-\$104,265.15; John McCormick, Performance-\$1,400.00; Johnson Controls, Repair-\$286.82; Johnson South Dakota, Supplies-\$247.23; Jones Supplies, Supplies-\$3,469.07; Josh's Tools, Supplies-\$92.20; Kevin Roth, Supplies-\$104.00; Kone Chicago, Repair-\$724.85; Konrad Construction, Maintenance-\$1,124.44; Krohmer Plumbing, Repair-\$381.34; Kromer, Supplies-\$288.35; Lawson Products, Supplies-\$469.13; Leighton Family Farms, Supplies-\$1,184.20; Light & Siren, Supplies-\$472.77; Lincoln Andersen, CDL Test-\$50.00; Linda K Breck, Refund-\$90.00; M & T Fire and Safety, Supplies-\$324.97; Make It Mine Designs, Supplies-\$362.50; McLaury Engineering, 2020-8 P.E. #10-\$12,070.00; McLeod's Printing, Supplies-\$2,554.18; Medica, Refund-\$139.75; Menard's, Supplies-\$1,709.68; Mettler Implement, Supplies-\$461.82; Meyers Oil, Supplies-\$4,133.14; Midcontinent Communication, Utilities-\$140.00; Midwest Alarm, Maintenance-\$85.50; Midwest Laboratories, Lake Testing-\$579.00; Midwest Turf & Irrigation, Supplies-\$155.21; Millennium Recycling, Single Stream Fee-\$3,144.75; Mitchell Concrete Product, Supplies-\$1,015.75; Mitchell Lions Club, Supplies-\$750.00; Mitchell Plumbing & Heating, Rental-\$120.00; Mitchell School District, Utilities-\$1,628.81; Mitchell United Way, United Way Deductions-\$195.00; Molly Dowling, Performance-\$350.00; Mueller Lumber, Supplies-\$16.14; Muth Electric, Supplies-\$2,886.80; N-Able Solutions, Software-\$213.57; Nalco, Supplies-\$91.50; Napa Auto Parts, Supplies-\$653.06; Norby Golf Course Design, 2021-53 P.E. #2-\$7,000.00; Northern Balance & Scale, Service-\$182.00; Northwestern Energy, Utilities-\$11,402.77; Northwestern Energy & Communications, Utilities-\$57,029.09; Overdrive, Book-\$65.00; Palace Transit, Travel-\$550.00; Pepsi Cola, Supplies-\$142.32; Peterbilt of Sioux Falls, Supplies-\$316.54; Distribution, Supplies-\$335.75; Powerplan, Supplies-\$1,216.97; Prehistoric Indian Village, Sports Authority Promotion-\$1,500.00; Premier Pest Control, Contract Services-\$325.00; Public Health Laboratory, Lab-\$195.000; Qualified Presort, Mailing Service-\$417.29; Quality Cut Lawn & Tree Service, 2021-43 P.E. #2-\$822.50; Quick Med Claims, Claims-\$3,554.10; Ramkota Hotel-Pierre, Travel-\$96.00; Republic National Distribution, Supplies-\$202.25; Roy King, Dance-\$300.00; Runnings Supply, Supplies-\$549.31; Rusty Rierson, Performance-\$500.00; S & M Printing, Supplies-\$25.00; Saga Communications of South Dakota, Advertising-\$645.00; Schoenfelder Construction, 2021-38 P.E. #2-\$45,368.07; Schoenfelder Portables, Toilet Rentals-\$300.00; Scott Supply, Supplies-\$1,849.16; South Dakota Department of Transportation, 2021-39 P.E. #1-\$4,151.05; South Dakota Municipal League, 2021 Registrations-\$930.00; South Dakota Newspaper Services, Advertising-\$4,406.16; South Dakota Retirement System, Retirement Contributions-\$50,891.27; South Dakota -Supplemental Roth 457, Roth 457 Contributions-\$1,658.50; South Dakota Planning Association, Registration-\$80.00; South Dakota Solid Waste Management, Membership Dues-\$550.00; South Dakota Supplemental Retirement, Supplemental Retirement-\$2,929.80; Service master Recovery Management, 2020-24 P.E. #1-\$27,340.39; Sherwin-Williams, Supplies-\$540.95; Sid Stemper, 2021 Plaza Stage Performance-\$750.00; Sign Pro, Uniforms-\$1,705.50; Sign Solutions, Supplies-\$4,740.00; So Dak Seamless, Supplies-\$275.51; South Dakota 811, Professional Service-\$405.30; Stan Houston Equipment, Supplies-\$3,911.50; Standard Insurance Company, Life Insurance-\$2,241.04; Staples, Supplies-\$1,032.28; Stop Stick, Supplies-\$58.00; Sturdevants Mitchell, Supplies-\$2,734.27; Subway,

Meals-\$111.84; Sun Gold Sports, Supplies-\$939.00; Tate Williams, Capital Improvements-\$4,775.00; Tessier's, Repair-\$1,795.36; Thune True Value Hardware, Supplies-\$791.24; Tim's Towing & Recovery, Police Tow-\$405.00; TK Electric, Maintenance-\$371.41; TMA Stores, Supplies-\$1,227.84; Tour De Corn, Sports Authority Promotion-\$3,000.00; Tractor Supply Credit Plan, Supplies-\$59.97; Transource, Supplies-\$539.25; Tri Air Testing, Supplies-\$195.01; Triple Play Pawn, Merchandise-\$225.00; Tritech Software Systems, Subscription-\$25,470.40; Trizetto Provider Solution, Professional Service-\$71.70; Tyler Technologies, Maintenance-\$1,337.06; UPS Store #4227, Shipping-\$85.11; USA Blue Book, Supplies-\$139.50; Verizon Wireless, Utilities-\$400.15; Vern Eide Ford Lincoln, Maintenance-\$150.00; Walmart, Supplies-\$1,098.76; Watertown Wholesale, Supplies-\$216.54; Wheelco Brake & Supply, Supplies-\$773.48; Wholesale Electronics, Supplies-\$75.52; Willard Hanson, Refund-\$100.00; Wage Works, Flex Expense-\$5,395.79; Wellmark of South Dakota, Health Expenses-\$170,032.73; Ellwein Brothers, Supplies-\$594.00; US Bank, Loan Payment-\$226,433.36; South Dakota State Treasurer, Sales Tax Payment-\$26,440.66.

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

CITIZENS INPUT:

Sonja Vanerdewyk, Mitchell Township resident, spoke regarding mandating masks, vaccines, and testing.

Reed Bender, resident, spoke about various topics and the distrust of government.

Corn Palace Director Doug Greenway thanked all the volunteers and city staff for all the help with the Corn Palace Festival.

City Attorney Justin Johnson stated he has received updated rules from the state regarding medical marijuana and this item will be back on the Council agenda at the next meeting.

BOARD OF ADJUSTMENT:

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

It was advised that this is the date and time for hearing on the application of John & Lisa Mentele for a front yard variance of 21 feet vs 25 feet as required for construction of a house addition located at 1206 West Hanson Avenue, legally described as Lot 9 of Western Heights Addition, City of Mitchell, Davison County, South Dakota. The property is zoned R3, Medium Density Residential District. Notice of hearing has been given and affidavit of publication is on file. Moved by Allen, seconded by Rice, to approve said application. Motion carried.

It was advised that this is the date and time set for hearing on the application of Timaysha Enfield for a conditional use permit to operate a family residential daycare center in her home

located at 1318 West Ash Avenue, legally described as Lots 7 & 8, Block 6, Potter's Addition, City of Mitchell, Davison County, South Dakota. The property is zoned R2, Single Family Residential District. Notice of hearing has been given and affidavit of publication is on file. Planning Commission recommended approval with the following conditions, the permit is non-transferable, if the business ceases to operate for six months a new application would be required, and pass a fire inspection. Moved by Rice, seconded by Sabers, to approve said application with Planning Commission recommendations. Motion carried.

It was advised that this is the date and time set for hearing on the application of Boyd Reimnitz for a front yard variance of 7 feet vs 25 feet as required for construction of an attached garage located at 719 South Edmunds Street. The applicant has changed his application to a front yard variance of 19 feet vs 25 feet as required for a front entry addition located at 719 South Edmunds Street, legally described as Lots 5 & 6, Block 9, Van Eps 2nd Addition, City of Mitchell, Davison County, South Dakota. The property is zoned R2, Single Family Residential District. Notice of hearing has been given and affidavit of publication is on file. Moved by Smith, seconded by McCardle, to table said application until September 20, 2021. Motion carried.

It was advised that this is the date and time for hearing on the application of Faith Missionary Church for the following variances:

1. West side yard variance of 0 feet vs 3 feet, legally described as Lot 3 and East 33 feet of Lot 4, Block 3, Gleeson's Addition, City of Mitchell, Davison County, South Dakota.
2. East side variance of 0 feet vs 3 feet, legally described as Lot 4, except the East 33 feet and Lot 5, Block 3, Gleeson's Addition, City of Mitchell, Davison County, South Dakota.
3. Rear yard variance of 20 feet vs 25 feet on both parcels listed above.

All for an addition of a 38' x 57' building crossing parcel lines located at 1025 East 6th Street. The said real property is zoned R4, High Density Residential District. Notice of hearing has been given and affidavit of publication is on file. Moved by McCardle, seconded by Barington, to approve said application. Motion carried.

Moved by Rice, seconded by Barington, to set date for September 20, 2021 on the application of Brooke Hartman for a conditional use permit to operate a family residential daycare center in her home located at 317 East 4th Avenue, legally described as Lot 2, Block 27, Original Addition, City of Mitchell, Davison County, South Dakota. Motion carried.

Moved by Barington, seconded by Rice, to set date for September 20, 2021 on the application of Stacy Nettinga for a rear yard variance of 0 feet vs 3 feet as required for construction of a garage addition located at 204 West 11th Avenue, legally described as Lot 11, Block 29, Capital Addition, City of Mitchell, Davison County, South Dakota. Motion carried.

Moved by McCardle, seconded by Allen, to set date for September 20, 2021 on the application of George Morgan for a side yard variance of 0 feet vs 3 feet as required for enclosing an existing non-conforming carport located at 414 North Davison Street, legally described as Lot 6A & West ½ of Lot 5A, Block 30, Cooley & Guernsey Addition, City of Mitchell, Davison County, South Dakota. 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.

HEARINGS:

It was advised that this is the date and time set for hearing on the application of the Corn Palace Shrine Club for a Special Event Liquor License located at the Masonic Hall on September 11, 2021 for a wedding. Notice of hearing has been given and affidavit of publication is on file. Moved by Allen, seconded by Smith, to approve said application. Motion carried.

It was advised that this is the date and time set for hearing on the application of the Corn Palace Shrine Club for a Special Event Liquor License located at the Masonic Hall on September 18, 2021 for a wedding. Notice of hearing has been given and affidavit of publication is on file. Moved by McCardle, seconded by Rice, to approve said application. Motion carried.

It was advised that this is the date and time set for hearing on the application of the Palace City Lions Club for a Special Event Liquor License located at the DWU Sherman Center on September 24, 2021 for the DWU Alumni Blue & White Unite. Notice of hearing has been given and affidavit of publication is on file. Moved by Barington, seconded by McCardle, to approve said application. Motion carried.

AWARD BID:

Bids were opened and read on Sidewalk and Curb & Gutter SDDOT Utility Upgrade Project #2021-55 on the 26th day of August, 2021. Moved by Rice, seconded by Smith, to award as follows:

**SIDEWALK/CURB & GUTTER
PROJECT #2021-55**

Top Grade Concrete, LLC, 641 1st Avenue, Emery, SD 57332

Bid Schedule A	\$60,109.40
Bid Schedule B	\$24,537.00
Total Bid	\$84,646.40

Motion carried.

CONSIDER APPROVAL:

Moved by McCardle, seconded by Rice, to approve acceptance of Section 5339 Grant Funds. Motion carried.

Moved by Allen, seconded by Rice, to approve Agreement #A2021-46, Mitchell Municipal Airport Aerial Applicator Agreements with updated terms. Motion carried.

Moved by McCardle, seconded by Smith, to approve Agreement #A2021-47, Easement Agreement with Northwestern for an Underground Electrical Utility Improvement at the Airport. Motion carried.

Moved by Rice, seconded by Sabers, to approve Agreement #A2021-49, Coronavirus Local Fiscal Recovery Fund Financial Assistance Agreement and Assurances of Compliance with Title VI of the Civil Rights Act. Motion carried.

Moved by Sabers, seconded by McCardle, to approve Agreement #A2021-51, Corn Palace Renovation Study with Schemmer Associates Inc. in the amount of \$120,948.00. Motion carried.

Moved by Smith, seconded by Allen, to approve Agreement #A2021-52, Hydro-Klean, LLC for Sanitary Sewer Lining Project #2021-12 in the amount of \$103,112.00. Motion carried.

RESOLUTIONS:

Moved by Rice, seconded by Barington, to approve Resolution #R2021-48, Levying Business Improvement District #3 Special Assessments for 2021-2022, as follows:

RESOLUTION NO. R2021-48

**A RESOLUTION IMPLEMENTING AN OCCUPATIONAL TAX FOR
BUSINESS IMPROVEMENT DISTRICT #3**

WHEREAS a public hearing was held on September 7, 2021 by the City Council for the City of Mitchell, South Dakota regarding levying of special assessment for properties included in Business Improvement District #3 (BID #3); and

WHEREAS the City Council following said hearing has determined that the special assessments are proper and reflect the special benefit to each property proposed to be assessed; and

WHEREAS the assessment roll has been reviewed and found to be acceptable;

NOW THEREFORE BE IT RESOLVED by the City Council of the City of Mitchell, SD that:

1. That as required by Ordinance #O2018-05, a BID #3 assessment “year” is hereby established to begin on July 1st and continue until June 30th of the following year.

2. The special assessments for BID #3 as outlined in the attached assessment roll are hereby levied against the properties listed in the assessment roll.
3. These assessments shall be due and payable in two installments, the first half due on or before December 31, 2021 and the remainder due on or before June 30, 2022. The assessments shall be collected under Ordinance #O2018-05 and Plan Two as provided by SDCL 9-43-102.
4. Such assessments shall be subject to the provisions of Ordinance #O2018-05.

Motion carried and resolution declared duly adopted.

The Assessment Role shall be open for public inspection at the finance office in City Hall.

Moved by McCardle, seconded by Allen, to approve Resolution #R2021-59, Accepting Solid Waste Management Program Grant from State of South Dakota for Landfill Cell #4 and Authorizing Mayor to Sign All Documents, as follows:

RESOLUTION #R2021-59

RESOLUTION DESIGNATING AN AUTHORIZED REPRESENTATIVE TO EXECUTE AND SIGN ALL DOCUMENTS AND PAY REQUESTS FOR THE SOLID WASTE MANAGEMENT PROGRAM GRANT FUNDS

WHEREAS, The *City of Mitchell* has identified the need to enhance its sanitary landfill operations through the development of a fourth disposal cell; and

WHEREAS, The *City of Mitchell* accepted a grant from the Department of Agriculture and Natural Resources (DANR) for Solid Waste Management Program (SWMP) to assist in the costs associated with improving its landfill efforts; and

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

WHEREAS, with the submission of the SWMP application the *City of Mitchell* assures and certifies that all DENR and SWMP requirements will be fulfilled; and

NOW THEREFORE BE IT RESOLVED BY THE CITY AS FOLLOWS:

1. The Mayor of the City of Mitchell is hereby authorized to perform all acts necessary to effectuate the proposed work.

2. The Mayor of the City of Mitchell is hereby designated as the authorized representative of the City to do all things on its behalf to certify and sign payment requests for

the Project.

Motion carried and resolution declared duly adopted.

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 _____.