

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

**August 5, 2019
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 McCardle, seconded by Rice, to approve the following items on the consent agenda.

- a. City Council Minutes
 1. City Council July 15, 2019,
 2. Special City Council July 22, 2019,
 3. Work Session July 22, 2019,
 4. Special City Council July 29, 2019, and
 5. Work Session July 29, 2019.
- b. Committee Meeting Minutes
 1. Planning Commission July 8, 2019, and
 2. Traffic July 15, 2019.
- c. Raffle Permits
 1. Mitchell Main Street & Beyond with the drawing to be held on August 26, 2019,
 2. James River Valley Chapter RMEF with the drawing to be held on August 29, 2019,
 3. DWU Football with the drawings to be held on September 7, 21, October 5, 26, November 9, and 16, 2019,
 4. LBW PTO with the drawing to be held on October 5, 2019,
 5. Mitchell Area Safehouse with the drawing to be held on December 6, 2019,
 6. Mitchell Skating & Hockey Association with the drawing to be held in February 2020, and
 7. Fire & Iron Station 49 with the drawing to be held no later than October 24, 2019.
- d. Set date for bid opening of 1:30 p.m., August 26, 2019 for Asphalt/Concrete Crushing Project #2019-9.
- e. Set date of 08-19-19 for hearings
 1. On the application of Blarney's Sports Bar & Grille dba Blarney's Sports Bar for a Special Event Liquor License located at the Highland Mall, Mitchell on December 6th for the Holiday Spirits,

2. On the application to transfer Retail (On-Off Sale) Malt Beverage License RB-25721 from Leisure Time Inc. dba The Depot, 210 South Main Street, Mitchell to Depot Mitchell LLC dba The Depot, 210 South Main Street, Mitchell. Video Lottery is not included, and
 3. On the application to transfer Retail (On-Sale) Liquor License RL-5763 from Leisure Time Inc. dba The Depot, 210 South Main Street, Mitchell to Depot Mitchell LLC dba The Depot, 210 South Main Street, Mitchell.
- f. Change Order #1 for Sanborn Bridge Rehabilitation Project #2018-22B increasing contract amount by \$36,853.00 to correct bridge abutment backfill discovered to be inadequate contracted to H & W Contracting, LLC, adjust contract amount to \$606,823.29.
 - g. Transfer of 2016 Airport Entitlement Funds to Faulkton Airport.
 - h. Pay Estimates 08-05-19
 - Pay Estimate #7 in the amount of \$2,757.85 for South Side Water Tower Coating #2018-1R contracted to SPN & Associates,
 - Pay Estimate #4 in the amount of \$105,780.75 for Sanborn Bridge Repair Rehab. #2018-22B contracted to H & W Contracting, LLC,
 - Pay Estimate #29 in the amount of \$2,858.45 for E Central Drainage-Phase I-Water #2018-39 contracted to SPN & Associates,
 - Pay Estimate #30 in the amount of \$6,439.90 for E Central Drainage-Phase I-WW #2018-39 contracted to SPN & Associates,
 - Pay Estimate #31 in the amount of \$19,979.40 for E Central Drainage-Phase I-SS #2018-39 contracted to SPN & Associates,
 - Pay Estimate #32 in the amount of \$1,300.00 for E Central Drainage-Phase I-WW #2018-39 contracted to SPN & Associates,
 - Pay Estimate #33 in the amount of \$9,750.00 for E Central Drainage-Phase I-SS #2018-39 contracted to SPN & Associates,
 - Pay Estimate #34 in the amount of \$2,100.00 for E Central Drainage-Phase I-Water #2018-39 contracted to SPN & Associates,
 - Pay Estimate #2 in the amount of \$511,540.75 for E Central Drainage-Phase I #2018-39 contracted to Menning Backhoe, LLC,
 - Pay Estimate #2 in the amount of \$23,499.54 for Sidewalk Schedule "C" #2019-4 contracted to Top Grade Concrete,
 - Pay Estimate #2 in the amount of \$7,169.32 for Sidewalk Schedule "E" #2019-4 contracted to Top Grade Concrete,
 - Pay Estimate #3 in the amount of \$69,292.64 for Paving & Overlay #2019-15 contracted to Commercial Asphalt,
 - Pay Estimate #19 in the amount of \$800.00 for Sanborn Phases II & III #2019-22 contracted to SPN & Associates,
 - Pay Estimate #20 in the amount of \$725.00 for Sanborn Phases II & III Water #2019-22 contracted to SPN & Associates,
 - Pay Estimate #21 in the amount of \$10,660.00 for Sanborn Phases II & III WW & SS #2019-22 contracted to SPN & Associates,
 - Pay Estimate #22 in the amount of \$910.00 for Sanborn Phases II & III Water #2019-22 contracted to SPN & Associates,

Pay Estimate #23 in the amount of \$20,445.35 for Sanborn Phases II & III WW & SS #2019-22 contracted to SPN & Associates,
Pay Estimate #4 in the amount of \$531,257.33 for Sanborn Phases II & III #2019-22 contracted to H&W Contracting, LLC,
Pay Estimate #1 in the amount of \$60,764.00 for City Hall Cooling System Upgrade #2019-37 contracted to Tessiers Inc.,
Pay Estimate #2 in the amount of \$69,640.00 for City Hall Cooling System Upgrade #2019-37 contracted to Tessiers Inc.,
Pay Estimate #7 in the amount of \$3,900.00 for E Central Drainage-Phase II WW #2019-39 contracted to SPN & Associates,
Pay Estimate #8 in the amount of \$13,560.00 for E Central Drainage-Phase II WW #2019-39 contracted to SPN & Associates, and
Pay Estimate #9 in the amount of \$1,200.00 for E Central Drainage-Phase II Water #2019-39 contracted to SPN & Associates.

- j. Approve Bills, Payroll, Salary Adjustments and New Employee Hires and Authorize Payment of Recurring and other expenses in advance as approved by the Finance Officer

PAYROLL JUNE 30, 2019 – JULY 13, 2019: City Council \$3,106.48, Mayor \$1,292.65, City Administrator \$5,008.15, Attorney \$4,037.15, Finance \$13,333.03, Human Resources \$3,527.96, Municipal Building \$3,280.56, Information Technology \$2,683.86, Police \$69,910.58, Traffic \$6,156.71, Fire \$48,386.63, Street \$31,302.80, Public Works \$24,139.81, Cemetery \$5,575.85, Animal Control \$1,790.77, Emergency Medical Services \$12,551.91, Library \$14,559.03, Recreation & Aquatics \$22,490.96, Recreation Center \$19,864.33, Sports Complexes \$18,123.59, Parks \$22,323.70, Supervision \$5,225.02, E911 \$22,369.61, RSVP \$5,228.98, Palace Transit \$17,693.21, JVCC \$1,225.63, Nutrition \$1,113.52, Water Distribution \$11,614.77, Sewer \$15,047.87, Airport \$2,345.04, Waste Collection \$12,773.35, Landfill \$9,426.17, Corn Palace \$31,510.49, Golf Course \$9,309.09, Campground \$2,334.15.

NEW HIRES:

SPORTS COMPLEX: Marcus Halling-\$7.50.

CORN PALACE: Jacob Mitchell Detwiler-\$20.230.

SALARY ADJUSTMENTS:

POLICE: Cindy Mentele-Titze-\$21.005, Paul Wilson-\$27.918.

TRAFFIC: Joshua Havey-\$21.533.

PARKS: Shane Taylor-\$19.496.

INFORMATION TECHNOLOGY: Andrew Schneider-\$31.201.

UTILITIES-WATER: Thomas Schuman-\$22.899.

WARRANTS: A & B Business Solutions, Contract-\$4,392.15; A-Ox Welding Supply, Supplies-\$249.50; AAA Collections, Contract Service-\$20.00; AAA Lawn Care and Maintenance, Lawn Mowing-\$317.50; Accounts Management, Garnishment-\$35.50; Active Network, Supplies-\$7,860.00; Adam Fosness, Contract Services-\$1,830.00; Advance Auto Parts, Supplies-\$66.98; Advantage Auto Glass, Repairs-\$184.00; AFAC, Aflac Withholding-\$10,886.84; Aflac Group, Critical Care-\$1,025.52; AFSCME Council 65, Union Dues-\$1,180.00; AIA, Supplies-\$457.01; Albertson Engineering, Maintenance-\$10,010.86; Alex Young, Reimbursement-\$45.00; Amazon Capital Services, Supplies-\$90.50; American Cornhole, Entertainment-\$2,500.00; Ameripride Services, Supplies-\$263.89; Andrew Schneider, Reimbursement-\$45.00; Arctic Glacier, Supplies-\$1,600.00; Arctic Refrigeration, Repairs-\$314.18; Argus Leader Media, Supplies-\$269.02; AT&T Mobility, Utilities-\$1,195.17; Auto Body Specialties, Supplies-\$33.60; Automatic Building Control, Maintenance-\$1,463.00; Avera Occupational Medicine, Contract Services-\$1,022.35; Bailey Metal Fabricators, Supplies-\$399.15; Baker Bros Electric, Repairs-\$1,032.03; Beacon Athletics, Supplies-\$1,372.00; Bierschbach Equipment & Service, Supplies-\$52.80; Big Daddy D's, Contract Services-\$8,940.75; Bill Marquardt, Cornbelt Team Camp-\$1,450.00; Billie Kelly, Reimbursement-\$45.00; BNSF Railway, Application Fee-\$800.00; Bound Tree Medical, Supplies-\$400.23; Boyer Trucks Sioux Falls, Repairs-\$459.94; Brad Gates, Reimbursement-\$45.00; Brian Andersen, Reimbursement-\$45.00; Brule County Sheriff's Office, Civil Process Fee-\$50.00; Builders Firstsource, Supplies-\$2,880.48; Butler Machinery, Supplies-\$351.91; C & B Operations, Supplies-\$65,949.60; Campbell Supply, Supplies-\$817.93; Carquest Auto Parts, Supplies-\$284.24; Central Electric, Utilities-\$12,839.39; Century Link, Utilities-\$1,277.23; CHR Solutions, Contract Services-\$2,954.38; City of Mitchell, Start-Up-\$3,000.00; City of Sioux Falls, Water Tests-\$29.00; Coborns, Contract Services-\$190.00; Coca Cola Bottling, Supplies-\$1,832.60; Cody Pohlen, Reimbursement-\$45.00; Commercial Asphalt, 2019-15 P.E. #3-\$72,957.14; Commercial Asphalt/Spencer Quarries, Supplies-\$3,204.00; Conrad Repair, Repairs-\$309.63; Core & Main, Supplies-\$859.28; Core-Mark Midcontinent, Supplies-\$11,821.91; Corn Palace Concessions, Supplies-\$12.00; Corporate Translation Service, Language Translation-\$27.03; County Fair, Supplies-\$2,091.65; Cummins Sales and Service, Supplies-\$139.98; Dakota Diesel Service, Supplies-\$1,590.00; Dakota Fluid Power, Supplies-\$19,929.06; Dakota Pump, Repairs-\$306.12; Dakota Supply Group, Supplies-\$369.46; Daniel Dobesh, Reimbursement-\$45.00; Darrington Water Conditioning, Rentals-\$42.00; Davison County Register of Deeds, Copies-\$32.00; Debbie Vaughn, Reimbursement-\$100.00; Delta Dental Plan of South Dakota, Dental Premiums-\$14,227.38; Dennis Geidel, Reimbursement-\$45.00; Department of Social Services, Child Support-\$2,502.34; Dice Benefits Consulting, June Fees-\$516.00; Dick's Towing, Police Tow-\$265.00; Dodie Bemis, Conference-\$500.00; Dustin Evans, Entertainment-\$4,000.00; Dakota Wesleyan University Football, Sports

Authority Promotion-\$500.00; Dakota Wesleyan Softball, Sports Authority Promotion-\$1,500.00; Einstein's, Rental-\$295.00; Elliott Equipment, Supplies-\$4,724.78; Eric Hieb, Contract Services-\$6,951.06; Farmers Alliance, Repairs-\$4,875.57; Fastenal Company, Supplies-\$605.83; First National Bank Omaha, Loan Payment-\$12,174.70; Fisher Scientific, Supplies-\$651.05; Forterra Pipe & Precast, Supplies-\$161.60; Forum Communications, Advertising-\$3,638.72; Gary Walton, Reimbursement-\$45.00; Gaylen's Homegrown Popcorn, Supplies-\$2,318.40; GCR Tires & Service, Supplies-\$3,404.38; Glenn Grohman, Reimbursement-\$26.25; Golden West Technologies, Security Monitoring-\$82.50; Graham Tire, Repairs-\$110.20; H & W Contracting, 2018-22B P.E. #4-\$637,038.08; Harlow's Bus Sales, Supplies-\$547.63; Hawkins, Supplies-\$4,717.27; HF Scientific, Supplies-\$287.78; Highland Conference Center, Professional Service-\$727.02; Honda of Mitchell, Supplies-\$205.20; ICAN, Contract-\$3,246.00; Independent Viking Glass, Repairs-\$781.25; Innovative Office Solution, Supplies-\$276.59; Integrity Transcription, Transcribing Service-\$278.85; Intellipro Security, Supplies-\$29,874.36; Interstate Office Products, Supplies-\$415.81; IPMA-HR, Supplies-\$472.00; Isfentry, Customs Fees-\$198.00; Iverson Chrysler Center, Rental-\$49.95; Jacki Larson, Reimbursement-\$45.00; James Kropenske, Sports Authority Promotion-\$500.00; James Valley Nursery, Supplies-\$637.63; Jamie Henkel, Reimbursement-\$45.00; Jaylon Tollefson, Reimbursement-\$45.00; JCL Solutions, Supplies-\$527.17; Jeff Hanson, Reimbursement-\$45.00; Jeri Mickelson, Reimbursement-\$45.00; Joe Dolezal, Reimbursement-\$100.00; Joe Galpin, Reimbursement-\$45.00; Joe Haiar, Reimbursement-\$45.00; Joe Schroeder, Reimbursement-\$18.75; John Hegg, Reimbursement-\$45.00; Johnson Controls, Maintenance-\$4,415.92; Jolynn Hanson, Reimbursement-\$45.00; Jon Vermeulen, Reimbursement-\$45.00; Jones Supplies, Supplies-\$3,065.60; Justin Johnson, Reimbursement-\$600.00; Karl's, Repairs-\$173.54; Kathy Hanks, Reimbursement-\$45.00; KDLT-TV, Advertising-\$615.00; Kelly Hohn, Lawn Mowing-\$240.00; Kevin Devries, Reimbursement-\$45.00; Kevin Roth, Reimbursement-\$45.00; KIKN-FM, Advertising-\$360.00; Ko Pest Control, Contract Services-\$315.00; Kone, Maintenance-\$781.53; Krohmer Plumbing, Repairs-\$368.97; KXRB-AM, Advertising-\$600.00; Kyle Croce, Reimbursement-\$45.00; Lakeview Golf Course, Entertainment-\$192.00; Lawson Products, Supplies-\$54.50; Lewis Family Drug, Supplies-\$124.84; Lyndon Overweg, Reimbursement-\$37.50; M & T Fire and Safety, Supplies-\$72.00; Make It Mine Designs, Supplies-\$1,301.00; Malloy Electric Bearing Supplies, Repairs-\$3,055.00; Master Blaster Cleaning Equipment, Repairs-\$511.49; McLeod's Printing, Supplies-\$1,050.33; Menard's, Supplies-\$3,435.55; Menning Backhoe, 2018-39 P.E. #2-\$511,540.75; Meyers Oil, Supplies-\$6,569.30; Michaels Fence & Supply, Supplies-\$465.60; Michelle Bathke, Travel-\$173.52; Microsoft, Supplies-\$910.00; Midcontinent Communications, Utilities-\$103.56; Midcontinent Communication, Advertising-\$1,477.00; Midwest Fire & Safety, Maintenance-\$165.00; Midwest Laboratories, Testing-\$1,087.55; Midwest Mini Melts, Supplies-\$2,296.00; Midwest Turf & Irrigation, Repair-\$5,883.84; Miedema Sanitation, Supplies-\$290.00; Mitchell Area Convention Visitors Bureau, 2019 Funding-July-\$22,750.00; Mitchell Baseball, Sports

Authority Promotion-\$7,423.92; Mitchell Concrete Product, Supplies-\$615.88; Mitchell Iron & Supply, Supplies-\$75.99; Mitchell Lion's Club, Fireworks Cleanup-\$750.00; Mitchell Power Equipment, Supplies-\$66.00; Mitchell School District, Utilities-\$1,606.88; Mitchell Telecom, Utilities-\$224.51; Mitchell United Way, United Way Deductions-\$374.22; Mobotrex, Maintenance-\$25.15; Mueller Lumber, Supplies-\$31.26; Muth Electric, Supplies-\$1,490.33; Napa Auto Parts, Supplies-\$535.03; Nate Hegg, Reimbursement-\$45.00; Nathan Powell, Reimbursement-\$45.00; Nedved Media, Advertising-\$3,623.80; Northwestern Energy & Communications, Utilities-\$51,709.89; O'Reilly Automotive, Supplies-\$5.82; On Sight 24/7, Supplies-\$1,224.49; Palace City Pawn, Supplies-\$60.00; Palace Transit, Advertising-\$380.00; Papa Murphy's Pizza, Pizza-\$144.00; Pepsi Cola, Supplies-\$3,604.90; Porta Pros, Rental-\$750.00; Porter Distributing-\$2,648.50; Premier Pest Control, Contract Services-\$550.00; Qualified Presort, Contract Services-\$648.77; Quality Homes, Supplies-\$1,926.10; R & R Products, Supplies-\$148.80; Republic National Distribution, Supplies-\$756.61; Reviva, Equipment-\$6,060.00; Richard Levy, Entertainment-\$10,300.00; Roger Hazuka, Contract Services-\$150.00; Roger Prewett, Reimbursement-\$45.00; Ron's Bicycle and Locksmith, Repairs-\$145.00; S & M Printing, Supplies-\$328.00; Saga Communications, Advertising-\$1,137.50; Saga Communications of South Dakota, Advertising-\$4,749.00; Schmucker Paul & Nohr, Construction-\$98,285.95; Schumacher Elevator, Maintenance-\$980.89; Scott Schmidt, Reimbursement-\$45.00; Scott Supply, Supplies-\$45.00; South Dakota Department of Health, Lab-\$609.00; South Dakota Department of Health, Supplies-\$30.00; South Dakota Department of Revenue, Registration-\$21.20; South Dakota Department of Transportation, Supplies-\$1,444.80; South Dakota Newspaper Services, Advertising-\$143.40; South Dakota One Call, Professional Service-\$336.00; South Dakota Retirement System, Retirement Contributions-\$100,583.28; South Dakota-Supplemental Retirement, Supplemental Retirement Contributions-\$4,482.66; South Dakota-Supplemental Roth 457, Roth 457 Contributions-\$850.00; Sherwin-Williams, Supplies-\$890.36; Signal 88, Contract Services-\$2,796.00; Sioux Falls Area Humane Society, Investigation-\$617.77; Siteone Landscape Supply, Supplies-\$2,980.36; Solarwinds, Supplies-\$4,695.60; South Central District, Annual Dues-\$50.00; Standard Insurance, Life Insurance-\$2,023.76; Standard Insurance, Premium Insurance-\$416.51; Staples Advantage, Supplies-\$826.30; Statewide Turf Equipment, Equipment-\$18,800.00; Stephanie Ellwein, Supplies-\$99.32; Steve Anderson, Reimbursement-\$45.00; Stitchtogether, Supplies-\$20.00; Stryker Sales Corporation, Supplies-\$1,616.12; Sturdevant's Auto Parts, Supplies-\$1,865.18; Subway, Meals-\$38.74; Sun Gold Sports, Supplies-\$471.00; Susan Wilson, Refund-\$63.90; Teamsters Local No. 120, Union Dues-\$905.00; Terry Johnson, Reimbursement-\$45.00; Tessier's, Repairs-\$802.28; Tessier's, 2019-37 P.E. #1-\$130,404.00; Test America Laboratories, Lab-\$1,657.00; The Ives Brothers, Supplies-\$3,500.00; The Monster Mural, Supplies-\$1,499.00; Thomas L Price, Evaluation-\$700.00; Thomson Reuters-West, July Charges-\$219.26; Three-D Specialties, Supplies-\$59.28; Thune True Value Hardware, Supplies-\$615.86; Ticketforce, April Fees-\$4,067.33; TK Electric, Repairs-\$4,258.31; TMA Stores, Supplies-\$552.63; Todd

Cavanaugh, Reimbursement-\$45.00; Top Grade Concrete, 2019-4 P.E. #2C-\$30,668.86; Transource, Supplies-\$4,196.45; Trizetto Provider Solution, July Claims-\$69.63; Tyler Technologies, Maintenance-\$4,376.98; Tyler Vetch, Reimbursement-\$45.00; United Laboratories, Supplies-\$1,034.17; United Rentals, Repair-\$3,734.62; United States Treasury, Supplies-\$1,019.20; Upper Midwest Garage Door, Supplies-\$20.00; United Parcel Service Store #4227, Shipping-\$12.58; Vallen Distribution, Supplies-\$613.00; Verizon Wireless, Utilities-\$321.09; Vern Eide Chevrolet Buick, Supplies-\$11.76; Vern Eide Ford Lincoln, Repair-\$44.32; Wade London, Reimbursement-\$45.00; Walmart, Supplies-\$185.25; Wheelco Brake & Supply, Supplies-\$177.51; Wholesale Electronics, Supplies-\$76.18; William Lutjen, Reimbursement-\$100.00; Zimco Supply, Supplies-\$1,776.00.

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

CITIZENS INPUT:

Corn Palace Tour Guide Mel Olson requested City Council consider replacing the non-operational flag pole, better signage for bathrooms and increase lighting on the 2nd floor hallway by the pictures in the Corn Palace.

Mayor Everson recognized Snack Pack Coordinator Cindy Novachich and proclaimed August 5, 2019 to be Mitchell's Weekend Snack Pack Day and congratulated her on the program's 10th anniversary.

The Military Order of the Purple Heart presented the Purple Heart signs to Mayor Everson and recognized August 7th, 2019 as Purple Heart Day.

Mayor Everson reported that Lake Mitchell is 10" above the spillway and if it reaches 12" South Dakota Game Fish and Parks will declare Lake Mitchell a "No Wake Zone".

Mayor Everson thanked the Public Works Department, Golf and Cemetery Department and the Parks and Recreation Department on a great job in cleaning up all the broken tree branches from the recent storm.

COMMITTEE REPORT:

Traffic:

The Traffic Commission met on August 5, 2019 at 6:00 p.m. The Traffic Commission approved the following requests:

- 5th & Main Parking lot closure and the west side of the 500 block of North Main with written consent starting at 2:00pm for motorcycle parking every third Thursday during the months of August and September 2019 for a monthly bike

night,

- Street closure on the west ½ of Douglas in front of Grace Baptist Church for Family Night and Carnival, and
- Street and Parking lot closure for the Corn Palace Challenge Bull Ride.

Moved by Rice, seconded by Allen, to approve the Traffic Commission report. Motion carried.

HEARING:

It was advised that this is the date and time set for hearing on the application of MG Oil Company dba Village Bowl 6 for a Special Event Liquor license located at Village Bowl 6, 1500 North Duff Street Ste F using a portion of the Village Bowl parking lot for August 17, 2019 for Cruisin' for a Cause. Notice of hearing has been given and affidavit of publication is on file. Moved by Sabers, seconded by Rice, to approve said application. Motion carried with Barington abstaining.

AWARD BID:

Bids were opened and read on the Rock Salt Supply Project #2019-27 on the 29th day of July, 2019. Moved by Rice, seconded by McCardle, to award as follows:

**ROCK SALT
CITY PROJECT #2019-27**

Nebraska Salt & Grain Company, 115 W 16th Street, P.O. Box 489, Gothenburg, Nebraska, 69138.

Crushed Rock Salt	700 Tons	\$78.58/Ton	\$55,006.00
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Motion carried.

CONSIDER APPROVAL:

Moved by Allen, seconded by Rice, to reject bids for James Valley Community Center Roof Project #2019-36. Motion carried.

PRESENTATION:

Industry Outreach and Development Director with the South Dakota Department of Tourism Kirk Hulstein presented a power point explaining the partnership with the Chamber of Commerce and the Mitchell Area Development Corporation. Hulstein explained marketing efforts, tourism data, what tourism's impact is on our economy and how Mitchell is promoting themselves as a tourist destination.

Mark Vaux, Executive Director of the Mitchell Area Development Corporation and Chamber of Commerce presented the second quarterly report for 2019.

CONSIDER APPROVAL:

Moved by Allen, seconded by Rice, to approve a moving permit for Gold Key Properties LLC to move a house from 816 East Hanson Avenue to 707 South Davison Street and to construct a new garage. Motion carried.

Moved by Allen, seconded by McCardle, to approve and authorize the Mayor to sign a South Dakota Conservation Reserve Program (CRP) application Project #2019-3C. Motion carried.

BOARD OF ADJUSTMENT:

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

Mike Miiller dba Aaction Storage withdrew his application for a conditional use permit to construct a self service storage facility building with varying compartment sizes located at 411 East Juniper Avenue legally described as W 75 feet of Lot S-3, Replat of Lot S, NW ¼ of Section 27, T 103 North, R 60 West, City of Mitchell, Davison County, South Dakota. The property is zoned HB Highway Oriented Business District. No action was taken.

HEARINGS:

It was advised that this is the date and time set for hearing on the application of Patricia Reimnitz for a backyard variance of 20 ft vs 25 ft as required to construct an attached entryway from the house to the garage located at 204 W 13th Ave, legally described as Lot 11, Block 15, Capital Addition, City of Mitchell, Davison County, South Dakota. The property is zoned R2 Single Family Residential District. Notice of hearing has been given according to statute and affidavit of publication is on file. The Planning Commission recommended approval of said application. Moved by Rice, seconded by Barington, to approve said application. Motion carried.

It was advised that this is the date and time set for hearing on the application of Danetrea Sonne for a conditional use permit to operate a family residential child care center located at 817 W Douglas Ave, legally described as E 75 feet of Lots 11 and 12, Block 5, 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 according to statute and affidavit of publication is on file. The Planning Commission recommended approval of said application with the following conditions: the permit is nontransferable and if the operation ceases for a period of six months or longer a new application would be required. Moved by Barington, seconded by Rice, to approve said application with the following conditions: the permit is nontransferable and if the operation ceases for a period of six months or longer a new application would be required. Motion carried.

GC-VW Revocable Trust & Haley Marquardt withdrew her application for a conditional use permit to operate a family residential child care center and/or preschool and nursery business located at 1525 S Miller St, legally described as S 115 ft of Lot 16D Exc W 25 ft Block 16,

Sunnyside Addition, City of Mitchell, Davison County, South Dakota. The property is zoned R2 Single Family Residential District. No action was taken.

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

CONSIDER APPROVAL:

Moved by Allen, seconded by Barington, to approve the Release of Easement located at 2016 Quiett Lane. Motion carried.

RESOLUTIONS:

Moved by Rice, seconded by Smith, to approve Resolution #R2019-55, A Plat of Lots 12A & 12B in the Replat of Tract A, Wild Oak Golf Club Addition to the City of Mitchell, Davison County, South Dakota as follows:

RESOLUTION #R2019-55

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 July, 2019; and

WHEREAS, it appears from an examination of the plat of LOTS 12A AND 12B IN THE REPLAT OF TRACT A, WILD OAK GOLF CLUB ADDITION TO CITY OF MITCHELL, DAVISON COUNTY, SOUTH DAKOTA as prepared by Jeremy A. Wolbrink, 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 alley 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 LOTS 12A AND 12B IN THE REPLAT OF TRACT A, WILD OAK GOLF CLUB ADDITION TO CITY OF MITCHELL, DAVISON COUNTY, SOUTH DAKOTA, prepared by Jeremy A. Wolbrink, be and the same is approved and the description set forth therein and the accompanying surveyor's certificate shall prevail.

Motion carried and resolution declared duly adopted.

Moved by McCardle, seconded by Rice, to approve Resolution #R2019-56, A Plat of Kelley Tract 1, A Subdivision of the SW ¼ of the SE ¼ of Section 36, T 104 N, R 61 W of the 5th P.M., Davison County, South Dakota as follows:

RESOLUTION #R2019-56

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 July, 2019; and

WHEREAS, it appears from an examination of the plat of KELLEY TRACT 1, A SUBDIVISION OF THE SW ¼ OF THE SE ¼ OF SECTION 36, T 104 N, R 61 W OF THE 5TH P.M., 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 alley 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 KELLEY TRACT 1, A SUBDIVISION OF THE SW ¼ OF THE SE ¼ OF SECTION 36, T 104 N, R 61 W OF THE 5TH P.M., DAVISON COUNTY, SOUTH DAKOTA, SOUTH DAKOTA, prepared by Paul J. Reiland, be and the same is approved and the description set forth therein and the accompanying surveyor's certificate shall prevail.

Motion carried and resolution declared duly adopted.

CONSIDER APPROVAL:

Moved by Allen, seconded by McCardle, to approve and authorize the Mayor to sign Agreement #A2019-32, Joint Powers Financial and Maintenance Agreement with SDDOT for Roadway Safety Improvement Project Number PH0010(140) PCN 06C5 Replacing Signal Backplates. Motion carried.

Moved by Rice, seconded by Sabers, to approve and authorize the Mayor to sign Agreement #A2019-34, An Agreement between the City of Mitchell & Teamsters Local Union No. 120. Motion carried.

Moved by Barington, seconded by Allen, to approve and authorize the Mayor to sign Agreement #A2019-35, An Agreement between the City of Mitchell & IAFF Local 4166. Motion carried.

Moved by Smith, seconded by Rice, to approve and authorize the Mayor to sign Agreement #A2019-36, An Agreement between the City of Mitchell & AFSCME Local 2922. Motion carried.

ORDINANCE:

Moved by Allen, seconded by Rice, to place Ordinance #O2019-10, An Ordinance that changes the Zoning District Classification of the Real Property legally described as; Lots 1 & 2, Block 24 & the North 1/2 of the Vacated Alley, Original Addition, City of Mitchell, Davison County, SD from CB Central Business District to TWC Transportation, Warehousing, and Commercial District and Lots 3-6, Block 24 and the North 1/2 of the Vacated Alley, Lots 7 thru 11 and the South 1/2 of the Vacated Alley, Block 24, Original Addition, City of Mitchell, Davison County,

SD from R2 Single Family Residential District to TWC Transportation, Warehousing and Commercial District on second reading. Motion carried. Moved by Rice, seconded by Smith, to adopt Ordinance #O2019-10, as follows:

ORDINANCE #O2019-10

AN ORDINANCE OF THE CITY OF MITCHELL, THAT CHANGES THE ZONING DISTRICT CLASSIFICATION OF THE REAL PROPERTY LEGALLY DESCRIBED AS;

Lots 1 & 2, Block 24 and North ½ of vacated alley, Original Addition, City of Mitchell, Davison County, South Dakota from CB Central Business District to TWC Transportation, Warehousing, and Commercial District and Lots 3-6, Block 24 and North ½ of vacated alley, Lots 7 thru 11, and S1/2 of vacated alley, Block 24, Original Addition, City of Mitchell, Davison County, South Dakota from R2 Single Family Residential District to TWC Transportation, Warehousing, and Commercial District and the official zoning map is to be changed to reflect the same.

BE IT ORDAINED BY THE CITY OF MITCHELL, DAVISON COUNTY, SOUTH DAKOTA:

Section 1: THAT CHANGES THE ZONING DISTRICT CLASSIFICATION OF THE REAL PROPERTY LEGALLY DESCRIBED AS Lots 1 & 2, Block 24 and North ½ of vacated alley, Original Addition, City of Mitchell, Davison County, South Dakota from CB Central Business District to TWC Transportation, Warehousing, and Commercial District and Lots 3-6, Block 24 and North ½ of vacated alley, Lots 7 thru 11, and S1/2 of vacated alley, Block 24, Original Addition, City of Mitchell, Davison County, South Dakota from R2 Single Family Residential District to TWC Transportation, Warehousing, and Commercial District and the official zoning map is to be changed to reflect the same.

Section 2. The City Finance Officer shall publish notice of this ordinance and the same shall be effective 20 days after the completed publication thereof, unless the referendum shall be invoked as provided by law.

Members present voting aye: Allen, Barington, Doescher, McCardle, Rice, Sabers, Smith. Members present voting nay: none. Motion carried and ordinance declared duly adopted.

Moved by Rice, seconded by Sabers, to place Ordinance #O2019-12, U-Turns in City Limits on first reading. Motion carried.

Moved by Rice, seconded by McCardle, to place Ordinance #O2019-13, Amending BID 2 to extend SEA Funding on first reading. Motion carried.

Moved by Barington, seconded by McCardle, to place Ordinance #O2019-14, Defining Appeal Board for Purposes of Chapter 12-1: Flood Damage Prevention on first reading. Motion carried.

Moved by Allen, seconded by Rice, to place Ordinance #O2019-15, Repealing MCC Chapter 3-5: Arts Council on first reading. Motion carried.

Moved by McCardle, seconded by Rice, to place Ordinance #O2019-16, Repealing MCC Chapter 3-8: Airport Advisory Committee on first reading. Motion carried.

Moved by Smith, seconded by Allen, to place Ordinance #O2019-17, Repealing MCC Chapter 3-10: Museum Board on first reading. Motion carried.

ADJOURN:

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



Michelle Bathke
Finance Officer

Published once at the approximate cost of _____.