

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

**February 7, 2022
6:00 P.M.**

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

ABSENT:

PRESIDING: Mayor Bob Everson

AGENDA:

Moved by Tjarks, seconded by Barington, to approve the following items on the consent agenda:

- a. City Council Minutes
 1. City Council January 18, 2022 and
 2. Work Session January 31, 2022.
- b. Committee Reports
 1. Planning Commission December 13, 2021,
 2. Planning Commission January 10, 2022, and
 3. Library Board December 21, 2021.
- c. Accept Airport ARPA Grant #A2022-8 from FAA.
- d. Request to Apply for Homeland Security Grant.
- e. Appointment of Reid Smith to the Mitchell Housing Authority Board to fill an unexpired term to run from February 2022-June 2026.
- f. Raffle Permits
 1. Safe Place of ESD with the drawings to be held every Friday at noon from May 1, 2022-May 1, 2023,
 2. Safe Place of ESD with the drawing to be held on April 1, 2022,
 3. Safe Place of ESD with the drawing to be held on April 29, 2022,
 4. Mitchell Lion's Club with the drawing to be held on May 10, 2022,
 5. Pheasant Country Mitchell Area Youth Shooters with the drawing to be held on June 1, 2022,
 6. Mitchell Friends of NRA with the drawing to be held on June 1, 2022,
 7. VFW/ALS with the drawing to be held on September 24, 2022, and
 8. Safe Place of ESD with the drawing to be held on December 2, 2022.
- g. Change Order #1 for 223 North Main Project #2020-24 increasing the contract amount by \$4,498.27 to Doug Driggs-Custom Carpentry, adjust contract amount to \$64,498.27.
- h. Set Date 1:30 p.m. February 9, 2022 for bid opening for Foster Bridge BIG Grant Project #2021-2.

- i. Set Date 1:30 p.m. February 22, 2022 for bid opening for West Water Tower Improvements Project #2021-3.
- j. Set date of February 22, 2022 for hearings
 - 1. On the application to transfer PL-4691 Package (Off-sale) Liquor License from Bates Enterprises LLC dba Big Dummy's/Longhorn Bar, 112 North Main to Depot Mitchell LLC dba Depot Mitchell LLC, 210 South Main and
 - 2. On the application of Bates Enterprises LLC dba Big Dummy's, 112 North Main for a new Retail (On-off sale) Malt Beverage & SD Farm Wine License (does not include video lottery).
- k. Approval of Gas and Fuel Quotations

<u>Vollan Oil</u>	<u>Requested Gallons</u>	<u>Bid Gallons</u>	<u>Price per Product</u>	<u>Total Bid</u>
On Road Diesel-#2	1,000	1,000	\$2.987	\$ 2,987.00
On Road Diesel-#1	1,000	1,000	\$3.237	\$ 3,237.00
Off Road Diesel-#2	2,750	2,750	\$2.70	\$ 7,425.00
Off Road Diesel-#1	2,750	2,750	\$2.9643	\$ 8,151.82
		Total Bid:		\$21,800.82

- l. Pay Estimates February 7, 2022
 - Pay Estimate #64 in the amount of \$561.00 for Crafty Fox Window Repairs #2020-24 contracted to Custom Carpentry-Doug Driggs,
 - Pay Estimate #65 in the amount of \$4,274.35 for Crafty Fox Window Repairs #2020-24 contracted to Custom Carpentry-Doug Driggs,
 - Pay Estimate #1 in the amount of \$583,520.31 for West Harmon Utility Improvements #2021-16 contracted to H&W Contracting, LLC,
 - Pay Estimate #2 in the amount of \$136,447.55 for West Harmon Utility Improvements #2021-16 contracted to H&W Contracting, LLC,
 - Pay Estimate #3 in the amount of \$1,193.25 for Spruce Street Railroad Crossing #2021-39 contracted to SD Department of Transportation,
 - Pay Estimate #4 in the amount of \$51,553.97 for Corn Palace Renovation Planning #2021-44 contracted to Schemmer,
 - Pay Estimate #8 in the amount of \$1,100.00 for Mitchell Recreation Fitness Room #2021-50 contracted to Schemmer,
 - Pay Estimate #2 in the amount of \$279.66 for 2021 Bridge Inspections contracted to SD Department of Transportation, and
 - Pay Estimate #1 in the amount of \$7,174.50 for New Landfill Monitoring #2022-29 contracted GeoTek Engineering.
- m. 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 JANUARY 9, 2022 – JANUARY 22, 2022: City Council \$3,411.04, Mayor \$1,474.35, City Administrator \$5,686.92, Attorney \$4,601.23, Finance \$13,153.05, Human Resources \$3,703.81, Municipal Building \$3,333.44, Information Technology \$2,915.64, Police \$70,214.77, Traffic \$4,617.05, Fire \$35,708.65, Street \$26,884.21, Public Works \$19,237.07, Cemetery \$4,711.89, Animal Control \$1,609.92, Library \$16,498.33, Recreation & Aquatics \$5,793.64, Recreation Center \$19,430.54, Sports Complexes \$10,220.59, Parks \$10,427.08,

Supervision \$1,939.12, E911 \$19,027.23, MVP \$712.22, Palace Transit \$23,893.30, JVCC \$1,099.51, Nutrition \$3,868.88, Water Distribution \$14,308.31, Sewer \$15,244.74, Airport \$3,547.69, Recycling Program \$6,482.41, Waste Collection \$6,436.82, Landfill \$9,829.37, Corn Palace \$22,332.57, Golf Course \$3,427.95, Emergency Medical Services \$31,437.50.

NEW HIRES:

CORN PALACE: Gavyn Degen-\$11.45, Brooklyn Jarding-\$10.95, Elliana Kisor-\$11.45, Avery Schneider-\$9.95, Rahni Vaughn-\$11.45

RECREATION CENTER: Rebecca Buchholz-\$11.45, Kane Grajkowske-\$10.45, Keagen Schoenfelder-\$10.45, Justin Schumacher-\$9.95

SPORTS COMPLEXES: Drake Jerke-\$9.95

SALARY ADJUSTMENTS:

CORN PALACE: Diane Mutziger-\$21.973

EMS: Tristian Johnson-\$18.737

FIRE: Benjamin Vanden Hoek-\$27.840

STREET: Luke Nagel-\$23.057

SUPERVISION: Angel DeWaard-\$24.239

TERMINATIONS:

SPORTS COMPLEXES: Peyton Nash, Kyana Thomas

WARRANTS: A&B Business Solutions, Contract-\$4,005.01; A-Ox Welding Supply, Supplies-\$20.37; AAA Collections, Letters-\$144.00; Accounts Management, Garnishment-\$474.45; Advance Auto Parts, Supplies-\$37.51; AFLAC, Aflac Withholding-\$11,184.12; AFLAC Group, Aflac Critical Care-\$551.70; AFSCME Council 65, Union Dues-\$486.80; Alex Young, Travel-\$60.00; Amazon Capital Services, Supplies-\$2,785.55; Aqua-Pure, Service Contract-\$1,650.00; Aramark Uniform Services, Supplies-\$387.03; AT&T Mobility, Utilities-\$2,110.37; Avera Queen of Peace Hospital, Supplies-\$124.18; Axon Enterprise, Supplies-\$9,056.00; Bailey Metal Fabricators, Supplies-\$631.86; Baker & Taylor, Books-\$46.70; Baker Bros Electric, Supplies-\$926.63; Bender's Sewer Cleaning, Maintenance-\$1,626.15; Big Daddy D's, Contract Services-\$8,388.50; Blackstone Publishing, Audiobooks-\$261.58; Blackstrap, Supplies-\$9,298.53; Blue Valley Public Safety, Repairs-\$318.98; BMI, Annual Fee-\$351.90; Boyer Trucks, Supplies-\$184.51; Brad Gates, Travel-\$60.00; Brady Andera, Reimbursement-\$35.00; Broad Reach, Books-\$231.35; Butler Machinery, Supplies-\$25.95; Casey Tegethoff, Supplies-\$178.47; CDW Government, Supplies-\$8,259.27; Center Point Large Print, Books-\$91.68; Central Electric,

Utilities-\$12,203.90; Century Link, Utilities-\$143.33; Cincinnati Insurance, Equipment Coverage-\$5,678.00; City of Mitchell, Golf Course Deductions-\$1,563.42; City of Mitchell, Recreation Deductions-\$2,013.62; City of Mitchell, Reimbursement 2021 Veteran's Park Expenses-\$4,825.38; CK Bicycles & Locks, Supplies-\$11.00; Clarice Wind, Refund-\$63.00; Cloudcover, Maintenance-\$531.20; Coca Cola Bottling, Supplies-\$1,890.50; Core-Mark Midcontinent, Supplies-\$8,775.77; Corn Palace, Supplies-\$28.00; Corporate Translation Service, Translation Services-\$65.15; County Fair, Supplies-\$439.80; DakTech, Supplies-\$11,900.00; Dakota Fluid Power, Supplies-\$5,918.85; Dakota Pump, Supplies-\$766.32; Dakota Supply Group, Supplies-\$275.02; Darin Richey, Travel-\$68.00; Davison County Register of Deeds, Professional Service-\$60.00; Davison Rural Water Systems, Utilities-\$360.80; Dean Knippling, Supplies-\$79.96; Degen Stump Removal, Tree Service-\$12,100.00; Delta Dental Plan of South Dakota, Dental Insurance-\$13,921.14; Department of Social Services, Child Support-\$600.87; Diamond Vogel Paints, Supplies-\$2,932.00; Dice Benefits Consulting, December Fees-\$507.00; Dick's Towing, Tow-\$295.00; Dillon Coughlin, Training-\$70.00; Doug L Driggs, 2020-24 P.E. #64-\$4,835.35; Dr. Hilary Rockwell, Contract Services-\$1,500.00; Dakota Wesleyan University, Sports Authority Promotion-\$4,000.00; ELO, Annual Audit-\$7,830.00; Eric Hieb, Contract Services-\$4,513.69; Etix, Supplies-\$26.20; Farmers Alliance, Supplies-\$896.06; Fastenal, Supplies-\$146.37; First National Bank Omaha, Loan Payment-\$8,752.85; Fisher Scientific, Supplies-\$1,351.61; Forum Communications, Advertising-\$2,298.15; Frontier Precision, Supplies-\$11,646.00; G & R Controls, Supplies-\$141.09; Geotek Engineering, 2022-29 P.E. #1-\$7,174.50; Graham Tire, Repairs-\$324.00; Grainger, Supplies-\$179.49; Great Western Tire, Supplies-\$1,059.80; H&W Contracting, 2021-16 P.E. #1-\$719,967.86; Hach, Supplies-\$1,177.15; Hanson School District, Corn Palace Games-\$22,256.75; Hauge Associates, Garnishment-\$170.33; Henry Schein, Supplies-\$408.55; Hillyard, Supplies-\$44.88; Ingram Library Services, Books-\$193.13; Innovative Office Solution, Supplies-\$293.76; International Association, Travel-\$190.00; Interstate Glass & Door, Supplies-\$251.99; Interstate Office Products, Supplies-\$172.88; Isaiah Glanzer, Reimbursement-\$44.97; Jacki Larson, Supplies-\$28.44; Jason Gunnare, CDL Permit-\$33.00; JCL Solutions, Supplies-\$4,985.00; Johnson Controls, Repair-\$4,190.12; Jon Thurman, CDL Permit-\$33.00; Jones Supplies, Supplies-\$2,004.30; Junior Library Guild, Books-\$2,242.70; Krohmer Plumbing, Maintenance-\$2,791.24; Larry's I-90 Service, Repair-\$149.88; Leisure Design Systems, Supplies-\$995.00; Lewis Family Drug, Supplies-\$32.95; Lodge at Deadwood, Travel-\$208.00; Make it Mine Designs, Supplies-\$107.99; McLeod's Printing, Supplies-\$520.52; Menard's, Supplies-\$2,634.76; Mettler Implement, Supplies-\$98.98; Meyers Oil, Supplies-\$2,905.14; Michael Todd & Company, Supplies-\$2,938.71; Microsoft, Supplies-\$1,820.00; Mid-American Research Chemicals, Supplies-\$444.16; Midway Service/Vollan Oil, Supplies-\$21,800.83; Miscellaneous Vendor, BK Rentals Refund-\$36.07; Mitchell Animal Rescue, February Payment-\$700.00; Mitchell Concrete Product, Supplies-\$489.13; Mitchell Figure Skate Club, Sports Authority Promotion-\$3,000.00; Mitchell High School, Sports Authority Promotion-\$5,535.10; Mitchell Iron & Supply, Supplies-\$10.40; Mitchell United Way, United Way Deductions-\$199.66; Mueller Lumber, Maintenance-\$3,290.88; N-Able Solutions, Backup & Recovery-\$218.12; Napa Auto Parts, Supplies-\$246.07; Northwestern Energy & Communications, Utilities-\$53,312.05; Opg-3, Supplies-\$6,468.00; Optical Xperts, Deposit Refund-\$1,500.00; Overdrive, E-Books-\$910.12; Parkeon, Supplies-\$60.00; Paulson Sheet Metal, Maintenance-\$609.18; Pepsi Cola, Supplies-\$1,319.57; Peterbilt of Sioux Falls, Supplies-\$1,956.38; Pfeifer Implement, Supplies-\$1,233.05; Prehistoric Indian

Village, 2022-1st Allocation-\$3,250.00; Premier Pest Control, Maintenance-\$400.00; Public Health Laboratory, Lab-\$285.00; Qualified Presort, Mailing Service-\$397.35; R & R Specialties of Wisconsin, Supplies-\$456.39; Ramkota Hotel-Pierre, Travel-\$258.00; Ray O'Herron, Supplies-\$1,795.00; Riverside Technologies, Supplies-\$4,366.00; Runnings, Supplies-\$1,495.61; S&M Printing, Supplies-\$336.00; Schemmer Associates, 2021-44 P.E. #4-\$52,653.97; Schoenfelder Portables, Rental-\$150.00; Schumacher Elevator, Maintenance-\$219.12; Scott Supply, Supplies-\$379.50; South Dakota Association of Code Enforcement, Dues-\$40.00; South Dakota Department of Environment & Natural Resources, Solid Waste-\$1,945.81; South Dakota Department of Transportation, Bridge Inspections-\$1,472.91; South Dakota Police Chiefs, Dues-\$141.92; South Dakota Retirement System, Contributions-\$53,104.72; South Dakota Supplemental Roth 457, Roth 457 Contributions-\$1,303.50; South Dakota Mutual League Workers' Compensation, 2022 Renewal-\$211,046.00; South Dakota Supplemental Retirement, Supplemental Retirement-\$3,199.80; Sherwin-Williams, Supplies-\$2,083.63; SHI International, Supplies-\$27,648.40; Sign Pro, Supplies-\$15.90; Sign Solutions, Supplies-\$466.18; South Dakota 811, Professional Service-\$76.65; Stan Houston Equipment, Supplies-\$763.26; Standard Insurance, Life Insurance-\$2,319.26; Staples, Supplies-\$857.91; Storey Kenworthy/Matt Parr, Supplies-\$84.72; Sturdevants, Supplies-\$2,220.07; Subway, Meals-\$37.45; Sun Gold Sports, Supplies-\$513.00; Tessier's, Supplies-\$1,822.38; Thomas L Price, Professional Service-\$350.00; Thune True Value Hardware, Supplies-\$234.39; Tim's Towing & Recovery, Police Tow-\$375.00; TMA Stores, Supplies-\$923.00; Tractor Supply Credit Plan, Repair-\$109.94; Traditions Prepared Meals, Supplies-\$3,007.76; Transource, Supplies-\$89.23; Two Way Solutions, Supplies-\$6,263.78; United Laboratories, Supplies-\$1,774.96; United Parcel Service Store #4227, Shipping-\$125.26; USA Blue Book, Supplies-\$915.15; Verizon Wireless, Utilities-\$400.15; Vern Eide Chevrolet Buick, Tow-\$335.00; Vern Eide Ford Lincoln, Repair-\$41.25; Walmart, Supplies-\$192.18; Wellmark Blue Cross Blue Shield, Annual Claims-\$2,337.00; Wheelco Brake & Supply, Supplies-\$801.18; Wholesale Electronics, Supplies-\$9.00; Wireless Links, Supplies-\$1,000.80; Wage works, Flex Expense-\$1,911.73; Wellmark, Administration, Prescription, Medical-\$212,555.57; South Dakota Department of Revenue, Sales Tax Payment-\$19,492.85; Wage Works, Flex Expense-\$1,386.88; Ellwein Brothers, Supplies-\$646.00; Wage Works- Flex Expense-\$872.92; Wellmark, Administration, Prescription, Medical-\$76,258.03.

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

BOARD OF ADJUSTMENT:

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

Moved by Allen, seconded by McCardle, to set date for February 22, 2022 on the application of Gold Key Properties LLC for a front yard variance of 23' vs 25' to construct a duplex located at 707 South Davison, legally described as Lot 55, Overlook Addition, City of Mitchell, Davison County, South Dakota. Motion carried.

Moved by Rice, seconded by McCardle, to set date for February 22, 2022 on the application of Nick and Hilary Rockwell for a variance for an oversized garage and accessory building combination of 4,560 square feet vs 2,000 square feet and maximum height for an accessory building of 27' vs 22' located at 5213 Fiala Road, legally described as Lot 4 of Fiala's Addition in the NW ¼ of Section 4, T 103 N, R 60 W of the 5th P.M., Davison County, South Dakota. Motion carried.

Moved by Allen, seconded by Rice, to set date for February 22, 2022 on the application of Erika Zilla for a conditional use permit to operate a family residential childcare located at 1105 Chalkstone Drive, legally described as Lot 4, Block 4, Northridge Park Subdivision, City of Mitchell, Davison County, South Dakota. Motion carried.

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

HEARING:

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 for March 5, 2022 for a Corn Hole Tournament. 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.

CONSIDER APPROVAL:

Moved by Barington, seconded by Sabers, to approve the appointment of Kevin Nelson as the Park & Recreation Director for the City of Mitchell effective March 7, 2022. Motion carried.

Moved by Allen, seconded by Sabers, to approve the request for a 15 minute parking sign at 401 North Main Street along 4th Avenue. Smith abstained. Motion carried.

Moved by Allen, seconded by Rice, to table the request for stop signs on Douglas at the Rowley and Main intersections. Motion carried.

Moved by Tjarks, seconded by Smith, to approve the request to purchase two F450 gas chassis in the amount of \$300,596.00. The equipment will not be delivered until 2023 and payment will not be due until that time. Motion carried.

RESOLUTION:

Moved by Allen, seconded by Sabers, to approve Resolution #R2022-05, Plat of Lots 25 and 26 of the Island First Addition, City of Mitchell, Davison County, South Dakota, as follows:

RESOLUTION NO. R2022-05

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 3rd day of February, 2022; and

WHEREAS, it appears from an examination of the plat of LOTS 25 AND 26 OF THE ISLAND FIRST 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 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 LOTS 25 AND 26 OF THE ISLAND FIRST 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 approved and the description set forth therein and the accompanying surveyor's certificate shall prevail.

Motion carried and resolution declared duly adopted.

ORDINANCE:

Moved by Rice, seconded by Barington, to place Ordinance #2022-01, Repealing, Readopting, and Amending Zoning Regulations for Cannabis Establishments 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 _____.