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

January 16, 2024
6:00 P.M.

PRESENT: Marty Barington, Mike Bathke, John Doescher, Tim Goldammer, Kevin McCardle, Dan Sabers, Jeffrey Smith, Susan Tjarks

ABSENT:

PRESIDING: Mayor Bob Everson

AGENDA:

Moved by Goldammer, seconded by McCardle, to approve the following items on the consent agenda:

a. City Council Minutes
   1. City Council January 2, 2024.
b. Committee Reports
   1. Planning Commission December 11, 2023 and
   2. Planning Commission January 8, 2024 (unsigned).
c. Department Reports
   1. Sales Tax Collections (December),
   2. Finance (December),
   3. Building Permits (December),
   4. Police (December),
   5. Fire (December),
   6. Code Enforcement (December),
   7. Water (December), and
   8. Airport (December).
d. MADC Quarterly Report.
e. Raffle Permits
   1. DWU Campus Ministry with the drawing to be held in January and February 2024.
f. Authorize creation of Special Revenue Fund: 209-BID #4 Fund.
g. Authorization to apply for Title III C1 and C2 Adult Nutrition Grant funds.
h. Authorize application for a Department of Agriculture and Natural Resources Local Freight Truck Rebate Program.
i. Volunteer Board Appointments
   1. Reappoint Larry Jirsa to the Business Improvement District #3 Board for a term of January 2024 to December 31, 2026,
   2. Reappoint Matt Doerr to the Business Improvement District #3 Board for a term of January

2024 to December 31, 2026,
3. Reappoint Mark Vandenhoek to the Business Improvement District #3 Board for a term of January 2024 to December 31, 2026,
4. Reappoint Tonya Klingaman to the Business Improvement District #3 Board for a term of January 2024 to December 31, 2026,
5. Appoint Jeff Smith to the Business Improvement District #3 Board for a term beginning January 2024,
6. Appoint Stratton Havlik to the Planning & Zoning Commission to fill an unexpired term of January 2024-June 2025, and
7. Appoint Jason Christensen to the Sports & Events Advisory Committee representing Dakota Wesleyan University effective January 2024.

j. Change Order #2 for West Side Water Tower Improvements Schedule A Project #2021-03 increasing the contract amount by $13,500.00 to Maguire Iron, adjust contract amount to $457,640.00.

k. Approval of Gas and Fuel Quotations

Midway Service/Vollan Oil	**Requested Gallons**	**Bid Gallons**	**Price per Product**	**Total Bid**
On Road Diesel #2	1,500	1,500	$2.8325	$4,248.75
On Road Diesel #1	1,500	1,500	$3.0625	$4,593.75
Off Road Diesel #2	2,250	2,250	$2.5595	$5,758.87
Off Road Diesel #1	2,250	2,250	$2.7895	$6,276.37
	Total Bid:			$20,877.74

l. Pay Estimates January 16, 2024
Pay Estimate #4 in the amount of $8,666.66 for Mitchell Airport Snow Removal #2019-53R2 contracted to Quality Cut Lawn & Snow,
Pay Estimate #8 in the amount of $373,103.82 for Above Ground Storage Tank #2020-20 contracted to Rice Lake West,
Pay Estimate #4 in the amount of $55,282.00 for West Side Water Tower-Schedule A #2021-03 contracted to Maguire Iron,
Pay Estimate #13 in the amount of $190.00 for West Harmon Utility Improvements #2021-16 contracted to Brosz Engineering,
Pay Estimate #13 in the amount of $85.00 for Recycling Building #2021-30 contracted to Helms & Associates,
Pay Estimate #19 in the amount of $282,440.00 for North Wastewater Improvements #2021-31 contracted to PKG Contracting,
Pay Estimate #4 in the amount of $56,250.00 for Cadwell Park & Crow's Nest Shade Structure #2022-34 contracted to Rexwinkel Concrete,
Pay Estimate #2 in the amount of $9,500.00 for Lake Mitchell Jetty #2023-03 contracted to Shive Hattery,
Pay Estimate #1 in the amount of $7,222.50 for West End Bridge #2023-23 contracted to Brosz Engineering, and
Pay Estimate #30 in the amount of $11,158.88 for AIP '28 Airport ALP/Master Plan

contracted to Helms & Associates.

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 DECEMBER 24, 2023 – JANUARY 6, 2024: City Council $3,626.48, Mayor $1,567.54, City Administrator $6,369.23, Administrative Boards $2,325.00, Attorney $5,332.08, Finance $14,126.51, Human Resources $4,379.83, Municipal Building $4,241.49, Information Technology $3,515.76, Police $81,308.53, Traffic $5,049.24, Fire $44,398.95, Street $36,497.64, Public Works $26,160.53, Cemetery $5,354.53, Library $18,583.80, Recreation & Aquatics $6,458.96, Recreation Center $18,911.73, Sports Complexes $11,224.38, Parks $13,741.53, Supervision $6,397.31, Corn Palace $31,356.70, E911 $23,573.80, MVP $570.34, Palace Transit $30,586.71, JVCC $1,660.07, Nutrition $4,382.18, Airport $4,223.51, Water Distribution $14,728.71, Sewer $14,532.69, Recycling Program $7,671.24, Waste Collection $7,688.43, Landfill $10,459.17, Golf Course $4,234.22, Emergency Medical Services $39,159.93

NEW HIRES:

CORN PALACE: Emilie Ellis-$11.20, Katie Stahl-$11.20

ICE ARENA: Hudson Borgan-$12.80, Esten Schlimgen-$12.80

RECREATION & AQUATICS: Thomas Berg-$13.20

RECREATION CENTER: Hudson Borgan-$10.80, Layton Eide-$11.20, Joseph King-$11.20, Ethan McCune-$12.20, Brenna Mockler-$11.70, Addyson Moody-$13.20, Jaylie Zoss-$13.20

SALARY ADJUSTMENTS:

CORN PALACE: Elizabeth McCardle-$13.20, Diane Mutziger-$24.829

FINANCE: Kristi Schneider-$20.36

FIRE: Paul Bernard-$21.082, Daniel Prendable-$23.271, Thomas Schaffner-$26.213

GOLF: Alex Dagen-$23.853

JVCC: Kimberly Berg-$16.70, Corrine Goldammer-$15.70, Brodie Long-$12.20

LIBRARY: Dennis Geidel-$27.400, Ada Morales-$26.342

NUTRITION: James Higgs-$13.70, Alfred Jacklin-$12.70, Daryls Kruse-$13.20, Marjorie Novak-$13.20, Elaine Schaefers-$13.20, Diane Schulz-$13.20

PALACE TRANSIT: John Bumgardner-$21.39, Rex Crockett-$21.39, Arthur Degelder-$21.39,

Donald Everson-$21.39, Gala Flores-$21.39, Mark Gran-$21.39, Dan Johnson-$21.39, Robert Kruger-$21.39, Larry Kunkel-$21.39, Patrick Leach-$21.39, Earl Lehrman-$21.39, Paul Morris-$21.39

RECREATION CENTER: Adam Fosness-$21.186

STREET: Brodie Long-$12.20

TERMINATIONS:

RECREATION & AQUATICS: Kayla Purintun, Mattilynn Reiner

WARRANTS: A&B Business Solutions, Print Services-$4,578.30; A-Ox Welding Supply, Supplies-$242.63; AAA Collections, Collection Fees-$104.59; Ada Miller, Refund-$50.81; Advance Auto Parts, Supplies-$26.78; AFSCME Council 65, Union Dues-$533.45; Amazon Capital Services, Supplies-$707.12; American Engineering Testing, Lab Fees-$240.00; Aqua-Pure, Supplies-$1,800.00; Aramark, Supplies-$367.57; Ardella Gassman, Refund-$86.11; Ascap, Entertainment-$1,123.58; A&T Mobility, Utilities-$417.88; AT&T Mobility, Utilities-$1,201.39; ATV Holdings, LLC dba Mitchell Telecom, Utilities-$2,570.49; Aurora County Auditor's Office, Reimbursement-$143.40; Automatic Building Control, Contract Services-$2,297.00; Avera Occupational Medicine, Physicals-$3,120.00; B-Y Water District, Utilities-$50,416.47; Baker & Taylor, Books-$22.23; Beacon Athletics, Supplies-$109.00; Beverly Martin, Refund-$83.92; Big Daddy D's, Supplies-$6,453.91; Boyce Law Firm, Contract Services-$357.50; Brosz Engineering, 2021-16 P.E. #13-$7,412.50; Buhl's Drycleaners & Linen, Supplies-$105.00; Butler Machinery, Supplies-$607.06; California State Disbursement, Garnishment-$92.30; Carol Carstens, Refund-$84.89; Carolina Software, Software Support-$500.00; Carquest Auto Parts, Supplies-$405.78; Century Link, Utilities-$61.04; Chesterman, Supplies-$1,627.25; CHS Farmers Alliance, Supplies-$4,105.41; City of Mitchell, Hotel Tax-$6.00; CK Bicycles & Locks, Service Call-$245.00; Climate Systems, Supplies-$780.00; CNA Surety Direct Bill, Notary Bond-$50.00; Coborns, Contract Services-$599.50; Core & Main, Supplies-$11,109.10; Core-Mark Midcontinent, Supplies-$5,722.95; County Fair, Contract Services-$1,451.14; Dak Tech, Supplies-$805.00; Dakota Counseling, 2024 1st Quarter Allocation-$3,250.00; Dakota Supply Group, Maintenance-$195.91; Darrington Water, Rental-$87.60; Davison County Search and Rescue, 2024 Allocation-$1,500.00; Davison Rural Water Systems, Utilities-$80.75; Degen Stump Removal, Improvements-$3,000.00; Department of Agriculture, Solid Waste Management-$2,477.44; Department of Social Services, Child Support-$864.46; Diesel Laptops, Supplies-$3,095.00; Diesel Machinery, Supplies-$274.95; Dimock Dairy, Supplies-$211.50; Dr. Matthew Schafer, Contract Services-$1,500.00; Elfstrand's Ace Hardware, Supplies-$32.55; Fastenal, Supplies-$31.67; Fedex, Mailing-$16.93; Fisher Scientific, Supplies-$222.52; Frontier Precision, Maintenance-$1,512.00; G & R Controls, Supplies-$1,322.76; GF Advertising Services, Supplies-$801.52; Golden West Technologies, Monitoring-$225.00; Grainger, Supplies-$23.94; Great Plains Roofing, Repair-$1,842.00; Great Western Tire, Supplies-$2,894.76; H&H Electric & Motor Repair, Maintenance-$128.50; Harve's Pro Prints, Supplies-$210.00; Hawkins, Supplies-$50.00; Helms and Associates, 2021-30 P.E. #13-$11,243.88; Ican, Advertising-$750.00; Ingram Library Services, Books-$448.69; Innovative

Office Solution, Supplies-$26.65; Interstate Glass & Door, Supplies-$8,005.00; Interstate Office Products, Supplies-$187.81; Iverson Chrysler Center, Supplies-$886.45; JCL Solutions, Supplies-$48.00; JD Concrete Products, Supplies-$231.00; Joelle Dammann, Travel-$14.00; Johnson Controls, Maintenance-$7,037.59; Jones, Supplies-$1,355.32; Lakeview Veterinary Clinic, Dog Impound-$900.00; Larry's I-90 Service, Supplies-$240.25; Leighton Family Farms, Supplies-$700.00; Lexisnexis Matthew Bender, Books-$179.10; Linda Whitney, Refund-$50.00; Loren Vanoverschelde, Riparian Payment #2-$6,185.00 ; M&T Fire and Safety, Supplies-$87.83; Mac's – Huron, Supplies-$136.84; Mack Metal Sales, Supplies-$402.84; Maguire Iron, 2021-3 P.E. #4-$55,282.00; Make it Mine Designs, Supplies-$198.76; McLeod's Printing, Supplies-$875.80; Mega Wash, Supplies-$24.00; Menard's, Supplies-$758.00; Mettler Implement, Supplies-$258.75; Microsoft Corporation, Subscription-$910.00; Midcontinent Communication, Advertising-$2,007.24; Midwest Oil, Supplies-$596.06; Minnesota Valley Testing, Supplies-$55.00; Mitchell Animal Rescue, Management Fee-$350.00; Mitchell Convention & Visitors Bureau, Funding-$20,800.00; Mitchell Iron & Supply, Supplies-$60.00; Mitchell Prehistoric Indian Village, 2024 1st Quarter Allocation-$4,750.00; Mitchell Rotary Club, Dues-$64.00; Mitchell School District, Utilities-$9,128.10; Mitchell School District, Sports Authority Promotion-$650.00; Mitchell United Way, United Way Deductions-$203.00; Mr. Golf Car, Supplies-$288.97; Mount Vernon School District, Contract Services-$111.00; Mueller Lumber, Supplies-$114.63; Muth Electric, Maintenance-$6,442.99; Napa Central, Supplies-$592.67; Nate Hegg, Reimbursement-$350.00; Norby Golf Course Design, Improvements-$3,000.00; North Central Seed, Supplies-$570.00; Northwestern Energy, Utilities-$63,043.19; O'Connor, Maintenance-$1,104.85; One Source, Background Check-$655.75; Overdrive, Ebook-$273.48; Overtime, Contract Services-$2,607.75; Parkeon, Professional Service-$65.00; Pepsi Cola, Supplies-$970.72; Peterbilt of Sioux Falls, Supplies-$155.67; PKG Contracting, 2021-31 P.E. #19-$282,440.00; Planning & Development District, 2024 Membership Dues-$14,014.00; Power DMS, Supplies-$11,893.40; Powerphone, 2024 Annual Plan Renewal-$10,017.55; Premier Pest Control, Supplies-$600.00; Public Health Laboratory, Testing-$286.20; Qualified Presort, Postage-$334.81 ; Quality Cut Lawn & Tree Services, 2019-53R2 P.E. #4-2023-$8,666.66; Rexwinkel Concrete, 2022-34 P.E. #4-$56,250.00; Rice Lake West, 2020-20 P.E. #8-$373,103.82; RMB Environmental Laboratories, Lab Fees-$450.00; Runnings, Supplies-$1,585.20; Sacred Hoops Basketball, Corn Palace Game-$4,040.75; Safe Place of Eastern South Dakota, 2024 Annual Disbursement-$20,000.00; Saga Communications of South Dakota, Advertising-$822.20; Sanitation Products, Supplies-$1,173.19; Santel Communications, Utilities-$30.00; Schoenfelder Portables, Rental-$310.00; South Dakota Department of Transportation, Water Pipeline Easement-$1,500.00; South Dakota Municipal League, Registration-$90.00; South Dakota Municipal Street, Dues-$35.00; South Dakota Supplemental Retirement, Supplemental Retirement-$2,784.50; South Dakota Supplemental Roth 457, Roth 457 Contributions-$1,321.00; Sherwin-Williams, Supplies-$41.61; Shive-Hattery, 2023-3 P.E. #2-$9,500.00; Sign Pro, Supplies-$8.00; South Dakota 811, Professional Services-$132.30; Standard Insurance, Life Insurance-$430.51; Staples, Supplies-$420.13; Sturdevants Auto Value Mitchell, Supplies-$5,418.28; Subway, Meals-$39.95; Sun Gold Sports, Supplies-$625.00; Teamsters Local No. 120, Union Dues-$1,593.00; The Dugout, Contract Services-$1,458.00; The Library Store, Book-$683.51; Thomson Reuters – West, Online Subscription-$800.80; Thune True Value & Appliance, Supplies-$336.40; Titze Electric & Remodeling, Maintenance-$11,010.48; TMA Stores, Supplies-$639.07; Tobins Transfer,

Service-$1,240.00; Traditions Prepared Meals, Supplies-$3,155.83; Transource, Supplies-$1,811.28; Tri M Tunes, Maintenance-$2,210.00; Two Way Solutions, Radio system upgrade-$4,988.85; United Parcel Service Store #4227, Postage-$84.46; Velma Wagner, Refund-$88.30; Verizon Wireless, Utilities-$850.64; Vern Eide Ford, Supplies-$95.63; Walmart/Capital One, Supplies-$399.88; Walter Davis, Reimbursement-$29.99; Watertown Wholesale, Supplies-$423.18; Wheelco Brake & Supply, Supplies-$1,259.20; Wisconsin Child Support Center, Garnishment-$395.58; Youth Athletic Foundation, Hoop City Classic-$24,298.50; Ellwein Brothers, Supplies-$1575.00; Wageworks, Flexible Spending-$4369.41; Wellmark, Administration, Prescriptions, Medical-$382,305.14.

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

CITIZENS INPUT:

Corn Palace Director Doug Greenway invited the public to the Corn Palace floor at 10:00 am on January 24th to see Olympic Gold Medalist Billy Mills.

Chief of Police Mike Koster reminded the public that snow and ice need to be removed from sidewalks within 48 hours of a snow fall. After this time, the City will begin clean up in residential areas by complaint basis.

BOARD OF ADJUSTMENT:

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

Moved by Tjarks, seconded by Goldammer, to set date for February 5, 2024 on the application of Levi Fisher (prospective homebuyer) for a side yard corner variance of 18' vs 20' for a 8' x 18' addition to the house located at 604 South Edmunds Street, legally described as all of Lot 1 and the north 9' of Lot 2, Block 8, Van Eps 2nd Addition, City of Mitchell, Davison County, South Dakota. Motion carried.

Moved by Goldammer, seconded by McCardle, 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 Michelle Kalan dba Michelle's Mad Batter LLC, 123 East 3rd Avenue, Suite 1 for a new Retail (on-off sale) Wine and Cider License. Video Lottery not included. Notice of hearing has been given and affidavit of publication is on file. Moved by Barington, 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 Family Dollar Stores of South Dakota LLC dba Family Dollar #22757, 1801 North Main Street for a new Retail (on-off sale) Wine and Cider License. Video Lottery not included. Application has been withdrawn.

It was advised that this is the date and time set for hearing on the application of Family Dollar Stores of South Dakota LLC dba Family Dollar #22757, 1801 North Main Street for a new Retail (on-off sale) Malt Beverage & SD Farm Wine License. Video Lottery not included. Application has been withdrawn.

CONSIDER APPROVAL:

Moved by Sabers, seconded by Barington, to approve mutually voiding the variance granted to Jason Greenway on October 2, 2023. Motion carried.

Moved by Goldammer, seconded by Bathke, to approve settlements and waivers in relation to Civil Lawsuit 17CIV20-000242. Motion carried.

Moved by McCardle, seconded by Barington, to approve the purchase of a snow plow attachment for a Ram 2500 truck in the amount of $9,946.00. Motion carried.

Moved by McCardle, seconded by Sabers, to approve Agreement #A2024-05, Purchase of Real Estate with Ralph and Pamela Kiner in the amount of $1.00. Motion carried.

RESOLUTIONS:

Moved by Barington, seconded by Smith, to approve Resolution #R2024-02, Plat of Tract 1A of Nedved Addition, in the NE ¼ of the SE ¼ of Section 8, T 102 N, R 60 W of the 5th P.M., Davison County, as follows:

RESOLUTION #R2024-02

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 8th day of January, 2024; and

WHEREAS, it appears from an examination of the plat of TRACT 1A OF NEDVED ADDITION, IN THE NE 1/4 OF THE SE 1/4 OF SECTION 8, T 102 N, R 60 W OF THE 5TH P.M., DAVISON COUNTY, SOUTH DAKOTA, prepared by Thomas Lynn Week, 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 TRACT 1A OF NEDVED ADDITION, IN THE NE 1/4 OF THE SE 1/4 OF SECTION 8, T 102 N, R 60 W OF THE 5TH P.M., DAVISON COUNTY, SOUTH DAKOTA, as prepared by Thomas Lynn Week, 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 Goldammer, to approve Resolution #R2024-03, Plat of Lots 13 thru 21 and Meadows Court of Iverson's Addition, located in Lot B of the SE ¼ of Section 33, T 103 N, R 60 W of the 5th P.M., Davison County, as follows:

RESOLUTION #R2024-03

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 8th day of January, 2024; and

WHEREAS, it appears from an examination of the plat of LOTS 13 THRU 21 AND MEADOWS COURT OF IVERSON'S ADDITION, LOCATED IN LOT B OF THE SE 1/4 OF SECTION 33, T 103 N, R 60 W OF THE 5TH P.M., DAVISON COUNTY, SOUTH DAKOTA, prepared by Thomas Lynn Week, 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 13 THRU 21 AND MEADOWS COURT OF IVERSON'S ADDITION, LOCATED IN LOT B OF THE SE 1/4 OF SECTION 33, T 103 N, R 60 W OF THE 5TH P.M., DAVISON COUNTY, SOUTH DAKOTA, as prepared by Thomas Lynn Week, 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 Sabers, seconded by Tjarks, to approve Resolution #R2024-04, Creating Tax Increment District 32 and Approving the Project Plan, as follows:

RESOLUTION R2024-04

A RESOLUTION PROVIDING FOR THE CREATION OF CITY OF MITCHELL TAX INCREMENTAL DISTRICT NUMBER THIRTY-TWO

WHEREAS, the City of Mitchell has the power, pursuant to SDCL 11-9-2, to create Tax Incremental District Number Thirty-Two (TID 32) and to define the district's boundaries; and

WHEREAS notice of the hearing before the city planning commission was provided pursuant to SDCL 11-9-3; and

WHEREAS, the City of Mitchell Planning Commission held a hearing on January 8, 2024 at which any interested parties were afforded a reasonable opportunity to express their views on the proposed creation of a tax incremental district; and

WHEREAS the City of Mitchell Planning Commission after said hearing has recommended the proposed plan for Tax Incremental District Number Thirty-Two and has recommended its creation, setting the boundaries as listed in the project plan, and recommending adoption of the project plan.

THEREFORE, IT IS HEREBY RESOLVED:

1. Pursuant to SDCL 11-9-5, there is hereby created, as of January 16, 2024, the City of Mitchell Tax Incremental District Number Thirty-Two (TID 32). TID 32 is legally described as follows:

   Lot G-3-A, a portion of the South 500 Feet of Lot G-3 in the Northwest Quarter (NW ¼) of Section 15, Township 103 North, Range 60 West of the 5th P.M., City of Mitchell, Davison County, South Dakota, as shown on the Plat recorded in the Book 14 of Plats, Page 87; Less Lot G-3D, as shown on the Plat recorded in Book 14 of Plats, Page 103; and Less Lot G-3E, as shown on the Plat recorded in Book 21 of Plats, Page 29.

   with a map showing said boundaries included in the Project Plan presented to Council on January 16, 2024.

2. A hearing by the City of Mitchell Planning Commission concerning the creation and boundaries of TID 32 was held on January 8, 2024.

3. The City Council, in consideration of the project plan, other documentary evidence, and testimony, hereby makes the following findings:
   a. Pursuant to SDCL 11-9-8, not less than fifty percent (50%) by area of the real property within the proposed tax increment district will stimulate and develop the general economic welfare and prosperity of the City of Mitchell and State of South Dakota through the promotion and advancement of industrial, commercial, manufacturing, agricultural, or natural resources;
   b. Further pursuant to SDCL 11-9-8, the improvement of the area is likely to enhance significantly the value of substantially all of the other real property in TID 32;
   c. Pursuant to SDCL 11-9-13, the project plan for TID 32 includes information satisfying each of the 5 requirements contained therein;
   d. Pursuant to SDCL 11-9-16, the project plan for TID 32 includes information satisfying each of the 6 requirements contained therein; and

e. The plan is feasible and in conformity with the master plan of the City.
f. The aggregate assessed value of the taxable property in the District, plus all other tax incremental districts does not exceed ten (10%) percent of the total assessed valuation of the City.
g. TID 32 will be designated as an Annual Appropriations TIF to ensure that it does NOT count against constitutional debt.

4. Based on the findings in Section 3 above, the City hereby approves and adopts the project plan and the proposed boundaries as recommended by the City of Mitchell Planning Commission.

5. The City hereby directs the City of Mitchell Finance Officer to take such action as is deemed necessary to accomplish SDCL 11-9-20.

6. There is hereby created, pursuant to SDCL 11-9-31, the Tax Incremental District Number Thirty-Two Fund (TID 32 Fund).

7. All tax increments collected pursuant to TID 32 shall be deposited into the TID 32 Fund.

8. All funds in the TID 32 Fund shall be used solely for the purposes expressly stated and reasonably inferred in SDCL 11-9.

9. The City finds that the aggregate assessed value of the taxable property in the district plus the tax incremental base of all other existing districts does not exceed ten percent of the total assessed value of taxable property in the municipality.

10. The project plan is on file with the City of Mitchell Finance Officer.

11. A Developer's Agreement consistent with the provisions of this Resolution and the Project Plan shall be approved by separate action of the City Council.

Motion carried and resolution declared duly adopted.

ORDINANCE:

Moved by McCardle, seconded by Barington, to place Ordinance #O2024-01, Amending the Composition of the Business Improvement District 4 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 _____.