

City Council Agenda

City Council Chambers, City Hall, 612 N. Main Street
July 6, 2021

1. 6:00 P.m. Call To Order

2. Pledge Of Allegiance

3. Invocation: Seventh Day Adventist

4. Roll Call

5. Oath Of Office

Magistrate Judge Donna Bucher to Issue Oath of Office to Mayor Bob Everson and City Council Members-Dan Sabers, Kevin McCardle, Marty Barington, and Jeff Smith

6. Election Of Officers

A. President of City Council

B. Vice-President of City Council

7. Executive Session: Motion To Enter Into Executive Session In Accordance With SDCL 1-25-2(3) Legal.

8. Approval Of Consent Agenda Items

Items appearing on the Consent Agenda may be removed by a City Council Member for discussion at the beginning of the formal agenda items.

A. City Council Minutes

Documents:

[COUNCIL MINUTES 06 21 2021.PDF](#)

B. Committee Reports

Documents:

[PLANNINGCOMMINUTES6142021.PDF](#)

C. Council Committee & Liaison Assignments

- *Chamber of Commerce: Steve Rice*
- *Community Services Board: John Doescher*
- *Corn Palace Board: Jeff Smith*
- *Golf Advisory Board: Dan Sabers*
- *Housing & Redevelopment Commission: John Doescher*
- *Library Board: Steve Rice*
- *Mitchell Area Development Corporation: Jeff Smith*
- *Mitchell Main Street & Beyond: Susan Tjarks*
- *Park & Recreation Board: Marty Barington*
- *Planning & Zoning Board: John Doescher*
- *Sports & Events Authority: Kevin McCardle*

D. Automatic Supplement To The Parks Fund From A Donation Of Funds In The Amount Of \$25,618.00

Documents:

[AGENDA ITEM REQUEST - AUTO SUPPLEMENT SKATE PARK 7.6.21.PDF](#)
[SUPPLEMENTAL APPROPRIATION - SKATE PARK.PDF](#)

E. Automatic Supplement To Parks-Recreation Center From Grant Funds In The Amount Of \$1,789.81

Documents:

[AGENDA ITEM REQUEST - AUTO SUPPLEMENT DEPARTMENT OF HEALTH 7.6.21.PDF](#)
[SUPPLEMENTAL APPROPRIATION - DEPARTMENT OF HEALTH.PDF](#)

F. Authorization To Apply For Section 5311 & Title IIIB Grant Funds

Documents:

[SD DOT SURFACE TRANSPORTATION FUNDS.PDF](#)

G. Special Event Application For Pre-Sturgis Party On August, 5, 2021

- **Road Closure**
- **Parking Lot Closure**
- **Noise Permit**
- **Consumption Permit**

Documents:

[CORN PALACE 2021 PRE STURGIS SPECIAL EVENT PERMIT STAFF REPORT.PDF](#)
[PRE STURGIS PARTY SPECIAL EVENT APPLICATION.PDF](#)
[PRE-STURGIS STREET CLOSURE LOCATION MAPS.PDF](#)

H. Special Event Application For VFW Post 2750 Chili Cook-Off On October 2, 2021

- **Parking Lot Closure from 8 AM - 5:00 PM**
- **Road Closure**
- **Consumption Permit Requested-Approval Contingent upon receiving Liability Insurance and area fenced**

Documents:

[REQUEST PARKING LOT CLOSURE FOR VFW POST 2750 CHILI COOK OFF STAFF REPORT.PDF](#)
[VFW CHILLI COOK OFF 2ND ROWLEY APPLICATION.PDF](#)
[VFW CHILI COOKOFF PARKING LOT CLOSURE FIGURE.PDF](#)

I. Set Date For Hearing On July 19, 2021 For A Special Event Malt Beverage & SD Farm Wine License For The VFW Post 2750 Chili Cook-Off On October 2, 2021

Documents:

[SET DATE FOR VFW.PDF](#)
[VFW CHILI COOK OFF.PDF](#)

J. Change Order #1 To Top Grade Concrete, LLC For Concrete Bid #2021-4

Documents:

[TOP GRADE CONCRETE BID SCHEDULE A CHANGE ORDER 1 STAFF REPORT.PDF](#)
[2021-4 BID SCHEDULE A CHANGE ORDER NO. 1.PDF](#)

K. Approval Of Gasoline & Fuel Quotes

Documents:

[JULY 6, 2021 MEETING.PDF](#)
[JUNE 22, 2021 FUEL.PDF](#)

L. Pay Estimates 07-06-2021

Documents:

[PAY ESTIMATE 07-06-2021 STAFF REPORT.PDF](#)
[PAY ESTIMATE SCHEDULE 07-06-2021.PDF](#)

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

Documents:

[AP REGULAR DEPARTMENT PAYMENT REGISTER-070621.PDF](#)

9. Motion To Approve, Request Public Comment, Roll Call

10. Hugh Holmes With American Legion Introducing Boy's State Governor, Joseph Gebel

11. Citizens Input

If you need to address the Mayor and members of the City Council on an item that was not on the agenda, excluding personnel items, please come forward to the podium and state your name and your concern. Presentations are limited to three minutes. Items will be considered but no action will be taken at this time.

12. BOARD OF ADJUSTMENT: Entertain A Motion For The City Council To Recess And Sit As The Board Of Adjustment

13. Hearing And Action On An Application For Ethan Coop Lumber On Behalf Of LifeQuest, 100 E Elm

Documents:

[ETHAN LUMBER COOP ON BEHALF OF LIFEQUEST VARIANCE REQUEST - STAFF REPORT.PDF](#)
[ETHAN LUMBER VARIANCE APPLICATION - 100 E ELM.PDF](#)
[NOH ETHAN LUMBER VARIANCE.PDF](#)
[ETHAN LUMBER PLAN.PDF](#)
[ETHANCOOPNEIGHBORS.PDF](#)
[VARIANCE REQUEST MAILING LIST 100 E ELM.PDF](#)
[VARIANCE LOCATION MAP.PDF](#)

14. Action To Set Date For Board Of Adjustment Hearing, 7/19/2021

Marci Stults has applied for a conditional use permit to operate a family residential childcare center located at 523 S Montana Street, legally described as Lot 6, Block 4 of Van Eps 2nd Addition, City of Mitchell, Davison County, South Dakota.

Documents:

[STULTS CONDITIONAL USE PERMIT - DAYCARE STAFF REPORT.PDF](#)
[STULTS - DAY CARE APPLICATION.PDF](#)
[NOH6.30.21.PDF](#)

15. RECONVENE AS CITY COUNCIL: Entertain A Motion For The Board Of Adjustment To Adjourn And The City Council To Reconvene In Regular Session

16. Hearings And Actions On The Following Alcohol License Applications

a. On the application to transfer RB-26523 Retail (On-Off Sale) Malt Beverage & SD Farm Wine License from Jose L Haro Valencia dba La Catrina LLC, 108 North Main St., Mitchell to Jose L Haro Valencia dba La Tequilera Mexican Food LLC, 108 North Main St, Mitchell due to reconfiguration of business

b. On the application to transfer RW-27559 Retail (On-Off Sale) Wine and Cider License from Jose L Haro Valencia dba La Catrina LLC, 108 North Main St., Mitchell to Jose L Haro Valencia dba La Tequilera Mexican Food LLC, 108 North Main St, Mitchell due to reconfiguration of business

c. On the application to transfer RL-5771 Retail (On-Sale) Liquor License from the Chamber of Commerce, 601 North Main St, Mitchell to Bradley Theme LLC dba Scoreboard, 522 North Main St, Mitchell

Documents:

[STAFF REPORT FOR HEARINGS.PDF](#)
[RB-26523 APPLICATION.PDF](#)
[RW-27559 APPLICATION.PDF](#)
[RL-5771 APPLICATION.PDF](#)
[SCOREBOARD MAP.PDF](#)

17. Acknowledgement And Action On Notice Of Intent To Transfer Property Located At 701 N Main

Documents:

[STAFF REPORT ON TRANSFER OF PROPERTY LOCATED AT 701 N MAIN \(FORMERLY CASEYS\).PDF](#)
[FINGERPRINT- NOTICE TO CITY OF INTENT TO TRANSFER PROP.PDF](#)
[701 N MAIN- ACKNOWLEDGMENT AND OPTION NOTICE- 7-2021 SALE.PDF](#)
[SPECIAL WARRANTY DEED TO MADC.PDF](#)
[SPECIAL WARRANTY DEED FOR 701 N. MAIN.PDF](#)

18. Action To Approve Request For Speed Limit Signs Near Dog Park

Documents:

[CITIZEN REQUEST FOR SPEED LIMIT SIGNS NEAR DOG PARK STAFF REPORT.PDF](#)
[SPEED LIMIT SIGNS NEAR DOG PARK LOCATION MAP.PDF](#)

19. Action To Approve Agreement #A2021-33, New Fuel Tanks At The Street Shop With West Plains Engineering

Documents:

[A2021-33 FUEL TANK REPLACEMENT AT STREET SHOP PROF. SERVICES STAFF REPORT.PDF](#)
[AGREEMENT_MEP-CLIENT REVISED 2021-06-28 - COUNCIL.PDF](#)

20. Action To Approve Agreement #A2021-34, Hazard Mitigation Grant Program Award For Dry Run Creek Preliminary Study With State Of South Dakota

Documents:

[ACCEPT HAZARD MITIGATION GRANT PROGRAM AWARD - STAFF REPORT \(002\).PDF](#)
[4440-80R CITY OF MITCHELL DRY RUN CREEK DRAINAGE STUDY \(PROJECT SCOPING\) GRANT AWARD.PDF](#)
[DRY RUN CREEK STUDY LOCATION MAP.PDF](#)

21. Action To Approve Agreement #A2021-35, Steve Donovan As The Grant Administrator For The City's North American Wetlands Conservation Fund Grant

Documents:

[APPROVE AGREEMENT A2021-35 WITH STEVE DONOVAN FOR GRANT ADMINISTRATION SERVICES STAFF REPORT .PDF](#)
[GRANT ADMINISTRATOR AGREEMENT A2021-35 - STEVE DONOVAN.PDF](#)
[EXHIBIT A - NAWCA GRANT.PDF](#)

22. Action To Approve Resolution #R2021-46 A Plat Of Lots 3 And 4 Of AJB Subdivision In The NE 1/4 Of Section 12, T 103 N, R 60 W Of The 5th P.M., Davison County, South Dakota

Documents:

[RESOLUTION R2021-40 - PLAT OF LOTS 3 AND 4 OF AJB SUB STAFF REPORT.PDF](#)
[R2021-46 - LOTS 3 AND 4 OF AJB SUB.PDF](#)
[PLAT OF LOTS 3 AND 4 OF AJB SUBDIVISION.PDF](#)
[INFORMATION ONLY - A PLAT OF TRACTS 1 AND 2 OF BAAS ADDITION.PDF](#)
[PLAT OF LOTS 3 AND 4 OF AJB SUB - LOCATION MAP.PDF](#)

23. First Reading On Ordinance #O2021-10, Establishing Time Periods For Annual Appropriation Proceedings

Documents:

[STAFF REPORT ORDINANCE 2021-10.PDF](#)
[ORDINANCE O2021-10 ESTABLISHING TIME PERIODS FOR ANNUAL APPROPRIATION PROCEEDINGS.PDF](#)

24. Adjourn

25. FOR COUNCIL INFORMATION: June 28, 2021 Planning Commission Draft Minutes

Documents:

[PLANNING COMMISSION MINUTES 6.28.21 DRAFT.PDF](#)

Individuals with disabilities who require special assistance to take part in this meeting may contact one of the following at City Hall (605) 995-8420 at least 24 hours prior to the meeting with requests for assistance: Human Resources Officer or the City Administrator.