

**City Council Agenda**  
City Council Chambers, City Hall, 612 N. Main Street  
August 1, 2022

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

**2. Pledge Of Allegiance**

**3. Invocation: First United Methodist**

**4. Roll Call**

**5. 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 07.18.2022.PDF](#)

**B. Committee Reports**

Documents:

[PLANNING COMMISSION SIGNED MINUTES 7-11-22.PDF](#)

[LIBRARY BOARD MINUTES - JUNE 21 2022.PDF](#)

[COMMUNITY SERVICES JULY ADVISORY BOARD MEETING MINUTES.PDF](#)

**C. Automatic Supplement In The Amount Of \$535.00 From Insurance Proceeds**

Documents:

[AUTO SUPPLEMENT STAFF REPORT.PDF](#)

[AUTOMATIC SUPPLEMENT INSURANCE PAYMENT TO CITY HALL REPAIRS.PDF](#)

**D. Raffle Permit**

Dakota Wesleyan University Football with the drawing to be held at each home game

Documents:

[DWU RAFFLE PERMIT.PDF](#)

**E. Special Event Application For Grace Baptist Church Vacation Bible School Family Night On August 12, 2022**

- o Road Closure

Documents:

[VACATION BIBLE SCHOOL FAMILY NIGHT SPECIAL EVENT PERMIT STAFF REPORT.PDF](#)

[VACATION BIBLE SCHOOL FAMILY NIGHT SPECIAL EVENT PERMIT REQUEST.PDF](#)

[VACATION BIBLE SCHOOL FAMILY NIGHT LOCATION MAP.PDF](#)

**F. Special Event Application For DWU Blue And White Days Parade October 1, 2022**

- Road Closure
- Parking Lot Closure
- Parade Permit with Escort and Closures (\$250)

Documents:

[DWU BLUE AND WHITE DAYS PARADE SPECIAL EVENT PERMIT.PDF](#)  
[DWU BLUE AND WHITE DAYS PARADE SPECIAL EVENT STAFF REPORT.PDF](#)  
[DWU PARADE ROUTE 2022.PDF](#)

**G. Set Date For Hearings On August 15, 2022 For The Following Alcohol Licenses**

On the application to transfer RB-26966 Retail (On-Off Sale) Malt Beverage & SD Farm Wine License from Bathke Properties, 1101 E Havens Ave, Mitchell to Lucky Clovers LLC, 1101 E Havens, Mitchell (License does include video lottery)

On the application to transfer RB-26967 Retail (On-Off Sale) Malt Beverage & SD Farm Wine License from Bathke Properties, 1101 E Havens Ave, Mitchell to Lucky Clovers LLC, 1101 E Havens, Mitchell (License does include video lottery)

Documents:

[SET DATE FOR HEARINGS.PDF](#)  
[RB 26966 APPLICATION.PDF](#)  
[RB 26967 APPLICATION.PDF](#)

**H. Pay Estimates 08-01-2022**

Documents:

[AGENDA REQUEST ITEM FOR PAY ESTIMATES 08-01-2022.PDF](#)  
[PAY ESTIMATES 08-01-22.PDF](#)

**I. 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-08012022.PDF](#)

**6. Motion To Approve, Request Public Comment, Roll Call**

**7. 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.*

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

**9. Hearing And Action On An Application For Vander Hamm Motorsports (Postponed From Previous Meeting)**

*Vander Hamm Motorsports has applied for a conditional use permit to operate an Automotive Repair Services facility; located at 2951 S Rowley St, legally described as Lot 11 of Iverson's Addition in the SE ¼ of Section 33, T 103 N, R 60 W of the 5<sup>th</sup> P.M.,*

*Davison County, South Dakota. The said real property is zoned UD Urban Development District.*

Documents:

[VANDER HAMM MOTORSPORTS-STAFF REPORT-BOA HEARING.PDF](#)  
[VANDER HAMM MOTORSPORTS-APP.PDF](#)  
[VANDER HAMM MOTORSPORTS-GIS.PDF](#)  
[VANDER HAMM MOTORSPORTS-NOTICE OF HEARING.PDF](#)  
[VANDER HAMM MOTORSPORTS-NEIGHBORS.PDF](#)  
[VANDER HAMM MOTORSPORT-LETTERS FROM NEIGHBORS.PDF](#)

**10. Hearing And Action On An Application For Kreth**

Ethan Coop Lumber on behalf of Darwin & Pat Kreth have applied for a variance for combination of attached and detached accessory buildings of 3,036 square feet vs 1,050 square feet to build a new detached accessory building of 1,656 square feet located at 2709 Mentzer Court, legally described as Lots 5 & 6, Block 3, Woodland Heights 1<sup>st</sup> Addition, City of Mitchell, Davison County, South Dakota. The said real property is zoned Woodland Heights Planned Development District.

Documents:

[KRETH-STAFF REPORT-BOA HEARING.PDF](#)  
[KRETH-APPLICATION.PDF](#)  
[KRETH-GIS.PDF](#)  
[KRETH-NOTICE OF HEARING.PDF](#)  
[KRETH-NEIGHBORS.PDF](#)  
[KRETH-LETTERS FROM NEIGHBORS.PDF](#)

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

**12. Action To Approve Agreement #A2022-29, South Lake Estates Phase I Engineering With SPN**

Documents:

[A2022-29 SOUTH LAKE ESTATES AGREEMENT WITH SPN STAFF REPORT.PDF](#)  
[E-500 SOUTH LAKE ESTATES PHASE I COUNCIL.PDF](#)  
[SOUTH LAKE ESTATES - PHASE 1 -PROJECT LOCATION.PDF](#)

**13. Action To Approve Agreement #A2022-30, DANR American Rescue Plan Act Grant For The North Wastewater Treatment Facilities Improvements Project #2021-31**

Documents:

[DANR AMERICAN RESCUE PLAN ACT GRANT AGREEMENT A2022-30 STAFF REPORT.PDF](#)  
[ARPA GRANT - NWWT FACILITY 2022-31.PDF](#)

**14. Action To Approve Resolution #R2022-47, Plat Of Lots 3, 4 And 5 Of CJM Third Addition**

Documents:

[RESOLUTION R2022-47-CJM CONSULTING INC-CJM-STAFF REPORT.PDF](#)  
[RESOLUTION R2022-47-CJM CONSULTING INC-CJM.PDF](#)  
[CJM CONSULTING INC-PLAT.PDF](#)  
[CJM CONSULTING INC-GIS.PDF](#)

**15. Action To Approve Resolution #R2022-48, Plat Of Kelley Tracts 1A And 2**

Documents:

[RESOLUTION R2022-48-CITY OF MITCHELL-STAFF REPORT.PDF](#)  
[RESOLUTION R2022-48-CITY OF MITCHELL.PDF](#)  
[CITY OF MITCHELL-PLAT.PDF](#)  
[CITY OF MITCHELL-GIS.PDF](#)

**16. Action To Approve Resolution #R2022-49, DANR Application For A Tire Recycling Grant**

Documents:

[TIRE GRANT APPLICATION STAFF REPORT.PDF](#)  
[WASTE TIRE GRANT APPLICATION.PDF](#)  
[RESOLUTION R2022-49 TIRE RECYCLING GRANT.PDF](#)

**17. Action On Resolution #R2022-50, Declaring Certain Real Property Near 40580 250th Street To Be Surplus, Appointing A Board To Conduct An Appraisal, And Authorizing The Sale Of Such Real Property Pursuant To State Law**

Documents:

[AGENDA ITEM- RESOLUTION R2022-50. DECLARING SURPLUS PROPERTY, APPOINTING AN APPRAISAL BOARD, AND AUTHORIZING SALE.PDF](#)  
[RESOLUTION R2022-50, DECLARING SURPLUS REAL PROPERTY, APPOINTING APPRAISAL BOARD, AND AUTHORIZING SALE.PDF](#)

**18. Action To Approve Resolution #R2022-51, A Resolution Giving Approval To Certain Sewer Facility Improvements, Giving Approval To The Issuance And Sale Of Revenue Bonds, In One Or More Series, To Finance, Directly Or Indirectly, The Improvements To The Facilities; Approving The Form Of The Loan Agreement And The Revenue Bonds And Pledging Project Revenues And Collateral To Secure The Payment Of The Revenue Bond, And Creating Special Funds And Accounts For The Administration Of Funds For Operation Of The System And Retirement Of The Revenue Bonds And Providing For A Segregated Special Charge Or Surcharge For The Payment Of The Bonds (CW-12)**

Documents:

[STAFF REPORT- LIVESAY SRF FINANCING.PDF](#)  
[CW ISSUER RESOLUTION-LIVESAY CW 12.PDF](#)

**19. Action To Approve Resolution #R2022-52, A Resolution Giving Approval To Certain Sewer Facility Improvements, Giving Approval To The Issuance And Sale Of Revenue Bonds, In One Or More Series, To Finance, Directly Or Indirectly, The Improvements To The Facilities; Approving The Form Of The Loan Agreement And The Revenue Bonds And Pledging Project Revenues And Collateral To Secure The Payment Of The Revenue Bond, And Creating Special Funds And Accounts For The Administration Of Funds For Operation Of The System And Retirement Of The Revenue Bonds And Providing For A Segregated Special Charge Or Surcharge For The Payment Of The Bonds (CW-09)**

Documents:

[STAFF REPORT- WASTE WATER TREATMENT PLANT SRF FINANCING.PDF](#)  
[ISSUER RESOLUTION - PROJECT-NPS 2022 CW 09.PDF](#)

**20. Action To Approve Resolution #R2022-53, A Resolution Amending The City Of Mitchell Sewer Rates To Include And Implementing A Surcharge For The Waste**

## **Water Treatment Plant Phase I And Livesay Projects**

Documents:

[STAFF REPORT - UTILITY RATE INCREASE RESOLUTION.PDF](#)  
[RES R2022 - AMENDING RATES TO IMPLEMENT A SURCHARGE.PDF](#)  
[CURRENT RATE SCHEDULE WITH PROJECTS.PDF](#)  
[HISTORICAL RATE INCREASES.PDF](#)

### **21. Adjourn**

### **22. FOR COUNCIL INFORMATION: Planning Commission Unsigned Minutes 7-25-22**

Documents:

[PLANNING COMMISSION UNSIGNED MINUTES 7-25-22.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.