



City Council Meeting Agenda
City Council Chambers, City Hall, 612 N. Main Street
April 17, 2023

- 1. 6:00 PM Call to Order**
- 2. Pledge Of Allegiance**
- 3. Invocation: Word of Life**
- 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**
 - B. Committee Reports**
 - C. Department Reports**
 - D. MADC Quarterly Report**
 - E. Raffle Permits**
 - F. Declare Items Surplus to be Sold on Purple Wave**
 - G. Purchase of Track Loader w/Snowblower from Sourcewell Contract for \$68,060.64**
 - H. Volunteer Board Appointments**
To appoint Dennis Thompson to the Park & Recreation Board to fill an unexpired Term to run April 17, 2023- June 30, 2024.

To appoint Adam Schultz to the Park & Recreation Board to fill an unexpired term to run April 17, 2023 - June 30, 2024.
 - I. Change Order #1-Final to H&W Contracting, LLC for Dailey Lift Station Project #2020-30**
 - J. Set Date for Bid Opening 1:30 P.M., April 24, 2023 for Rock Chip Supply Project #2023-10**
 - K. Set Date for Bid Opening 1:30 P.M., April 24, 2023 for Petroleum Product Supply Project #2023-13**
 - L. Set Date for Bid Opening 1:30 P.M., April 24, 2023 for Paving and Overlay Project #2023-15**
 - M. Set date for May 1, 2023 for Hearing and Action on the following Alcohol License Applications**
 - a. On the application of the Corn Palace Stampede Inc for a Special (On-Sale)

Liquor License located at the Horsemen's Sports Arena for July 13-16, 2023 for the Corn Palace Stampede Rodeo

b. On the application to transfer RL-28511 Retail (On-Sale) Liquor License from Jeremy Andersen, 909 N Ohlman Suite 3 to V. V. Inc, dba The Garage 909 N Ohlman, Suite 3, Mitchell (This License is inactive)

c. On the application to transfer RB-28510 Retail (On-Off Sale) Malt Beverage & SD Farm Wine License from Jeremy Andersen, 909 N Ohlman Suite 3 Mitchell to V. V. Inc, dba The Garage 909 N Ohlman Suite 3, Mitchell (This License is inactive)

d. On the application to transfer PL-4686 Package (Off-Sale) Liquor License from IYS Ventures LLC, dba IMART Stores USA, 512 S Sanborn to Kareem Inc dba IMART Stores USA, 512 S Sanborn, Mitchell

e. On the application to transfer RB-25873 Retail (On-Off Sale) Malt Beverage & SD Farm Wine License from IYS Ventures LLC dba IMART Stores USA, 512 S Sanborn to Kareem Inc dba IMART USA, 512 S Sanborn, Mitchell

N. Pay Estimates

O. Approve Bills, Payroll, Salary Adjustments and New Hires, and Authorize Payment of Recurring and Other Expenses in Advance as Approved by the Finance Officer

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

A. Hearing and Action on an Application for Marci Stults

Marci Stults has applied for a conditional use permit to operate a Childcare (Family Residential), located at 937 E 1st Ave, legally described as Lot 1, Block 1 of Mizener Hager & Hager Addition, City of Mitchell, Davison County, South Dakota. The said real property is zoned R3 Medium Density Residential District.

B. Action to Set Date for Board of Adjustment Hearing 5-1-23

Cully Evers has applied for a conditional use permit to operate a Telecommunication Tower, located at 2700 N Main St, legally described as Lot 1 of Brig Addition, a subdivision of Irregular Tract 12 in the SW 1/4 of Section 10, T 103 N, R 60 W of the 5th P.M., City of Mitchell, Davison County, South Dakota. The said real property is zoned HB Highway Business District.

C. Action to Set Date for Board of Adjustment Hearing 5-1-23

Cully Evers has applied for a variance permit for height of 174' vs 65' for

construction of a telecommunication tower, located at 2700 N Main St, legally described as Lot 1 of Brig Addition, a subdivision of Irregular Tract 12 in the SW 1/4 of Section 10, T 103 N, R 60 W of the 5th P.M., City of Mitchell, Davison County, South Dakota. The said real property is zoned HB Highway Business District.

D. Action to Set Date for Board of Adjustment Hearing 5-1-23

Erika Hennessey has applied for a conditional use permit to operate a Childcare, preschool and nursery, located at 1325 Palmer Place, legally described as Lot 5 and West 3' of Lot 4, Block 8, Gardenview Addition, City of Mitchell, Davison County, South Dakota. The said real property is zoned R2 Single Family Residential District.

E. Action to Set Date for Board of Adjustment Hearing 5-1-23

Kelly Jones has applied for a variance permit for rear yard (road side) setback of 20' vs 30' for construction of a house and attached garage, located at 84 N Harmon Dr, legally described as Lot 42 of Bayside Subdivision, City of Mitchell, Davison County, South Dakota. The said real property is zoned RL Lake Residential District.

- 9. RECONVENE AS CITY COUNCIL: Entertain a Motion For The Board of Adjustment To Adjourn And The City Council To Reconvene In Regular Session**
- 10. Hearing and Action on the following Alcohol License Applications**
 - a. On the application to transfer RB-26966 Retail (on-off Sale) Malt Beverage & SD Farm Wine License from Lucky Clovers LLC, 1100 E Havens Ave to Lucky Clovers LLC, 720 South Montana (The License will be inactive)
 - b. On the application to transfer RB-26967 Retail (on-off Sale) Malt Beverage & SD Farm Wine License from Lucky Clovers LLC, 1100 E Havens Ave to Lucky Clovers LLC, 720 South Montana (The License will be inactive)
- 11. Appointment of Chief of Fire/EMS**
- 12. Action to Approve Agreement #A2023-14, TIF 29 Developer Agreement**
- 13. Action to Approve Resolution #R2023-21, Plat of Lots 1 through 13 and Lot A of Sharpstone Deuce Addition**
- 14. Action to Approve Resolution #R2023-22, Plat of West Plum Avenue; Lots 13 thru 26, Block 2; Lots 1 thru 7, Block 3; and Drainage Tract 1, Block 4, MLC Addition**
- 15. Action to Approve Resolution #R2023-23, Plat of Urbana Drive; Sammy Davis Avenue; Dean Martin Court; East South Point Avenue; Lots 7 thru 16, Block 1; Lots 1 thru 15, Block 2; Lot 1, Block 3; and Drainage Tract 1 of Stardust Subdivision**
- 16. Action to Approve Resolution #R2023-24: A resolution amending the 2023 Compensation Plan.**
- 17. First Reading on Ordinance #O2023-03, Establishing the Discretionary Formula for Certain Classes of Real Property and Setting Boundaries for Certain Districts Relating Thereto**

- 18. First Reading on Ordinance #O2023-04, Updating the City of Mitchell Comprehensive Plan**
- 19. Main Street Parking Discussion**
- 20. Adjourn**

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.