



City Council Meeting Agenda
City Council Chambers, City Hall, 612 N. Main Street
June 20, 2023

- 1. 5:15 Work Session: Presentation on Lake Mitchell by Barr Engineering**
- 2. 6:00 PM Call to Order**
- 3. Pledge Of Allegiance**
- 4. Invocation: Grace Baptist**
- 5. Roll Call**
- 6. 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. Automatic Supplements**
Library in the amount of \$15,000 from Grant Funds
 - E. Declare Items Surplus to be Sold on Purple Wave - Palace Transit**
 - F. Declare Items as Surplus Property to be Disposed of as noted**
 - G. Special Event Permit for Corn Palace Stampede Rodeo Parade on Saturday, July 15th, 2023**
Road Closure
Parking Lot Closure
Parade Permit (\$50 Fee)
Noise Permit
 - H. Special Event Permit for South Dakota Professional Towing Association Tow Show on Saturday, September 9, 2023**
Parking Lot Closure
 - I. Special Event Permit for The 437 Project on Saturday, September 23, 2023**
Parade Permit - with escort & closures (\$250 Fee)
 - J. Special Event Permit for VFW Post 2750 Chili Cook-Off on Saturday, October 14, 2023**
Road Closure
Parking Lot Closure
Noise Permit
Consumption Permit (\$500 fee)

K. Fireworks Permit Request for Lew's Fireworks 4th of July Display

L. Volunteer Board Appointments

- To reappoint Jeff McEntee to the Golf & Cemetery Board for a term to run July 1, 2023-June 30, 2026
- To reappoint Tom Young to the Golf & Cemetery Board for a term to run July 1, 2023-June 30, 2026
- To reappoint Luke Norden to the Park & Recreation Board for a term to run July 1, 2023-June 30, 2026
- To reappoint Pat Skinner to the Park & Recreation Board for a term to run July 1, 2023-June 30, 2026
- To reappoint Jon Osterloo to the Planning Commission for a term to run July 1, 2023-June 30, 2026

M. Purchase of a Drum Mulcher (for Forestry Division) through Sourcewell

N. Authorization to purchase BAF & Transfer Switch for \$48,754.

O. Approve Application for a Bureau of Reclamation WaterSmart Grant

P. Set Date 3:00 PM, on July 10th, 2023 at Ducks Unlimited in Grand Island Nebraska for Firesteel Creek Ducks Unlimited (Kelley Wetlands) Project #2023-26

Q. Set date for July 5, 2023 for Hearing and Action on the application of the Exchange Club of Mitchell for a Special Retail (On-Off Sale) Malt Beverage & SD Farm Wine License located at Cadwell Park for August 2 thru August 13, 2023 for the State Amateur Baseball Tournament

R. Pay Estimates

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

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

8. 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.

9. 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 Jensen Capital and Development LLC-Conditional Use Permit

Jensen Capital and Development LLC has applied for a conditional use permit to construct Multi-Family Dwellings Units, located at 1303 S Ohlman St, legally described as the E625' of Lot X Lying North of X-2 in SE ¼ of NE 1/4 of Section 29, T 103 N, R 60 W of 5th P.M., City of Mitchell, Davison County, South Dakota.

The said real property is zoned HB Highway Business District.

B. Hearing and Action on an Application for The Flower Shop LLC-Conditional Use Permit

The Flower Shop LLC has applied for a conditional use permit to operate a Medical Cannabis Dispensary; located at 100 N Main St, legally described Lot 7, Block 12; Original Plat of Town (now City) of Mitchell, Davison County, South Dakota. The said real property is zoned CB Central District.

C. Hearing and Action on an Application for Corn Palace Stampede Inc-Conditional Use Permit

Corn Palace Stampede Inc has applied for a conditional use permit to operate a Rodeo Grounds; located on N Ohlman St north of Industrial Road (no address created at this time), legally described as Lot 1 in the S 1/2 of the NW 1/4 of Section 33, T 104 N, R 60 W of the 5th P.M., said lot formerly within the boundaries of the Mitchell Municipal Airport, Mitchell, South Dakota. The said real property is zoned PL Public Lands and Institutions District.

D. Hearing and Action on an Application for Habitat for Humanity-Variance Permit

Habitat for Humanity has applied for a variance permit for rear-yard setback of 16' vs 25' and front-yard setback of 18' vs 25' for construction of a house with a rear deck and front porch, located at 505 S Langdon St, legally described as Lot 81A of Overlook 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 7-5-23

Jodi Hofer has applied for a conditional use permit to operate a Family Residential Daycare; located at 314 E 10th Ave, legally described as Lot 10, Block 8, D A Scotts First Addition, City of Mitchell, Davison County, South Dakota. The said real property is zoned R2 Single Family Residential District.

F. Action to Set Date for Board of Adjustment Hearing 7-5-23

Jennifer Gerfen has applied for a conditional use permit to operate a Family Residential Daycare; located at 1026 N Langdon St, legally described as West 81' of Lot 5, Block 4 of DA Scotts Second Addition, City of Mitchell, Davison County, South Dakota. The said real property is zoned R4 High Density Residential District.

G. Action to Set Date for Board of Adjustment Hearing 7-5-23

Bailey Week has applied for a conditional use permit to operate a Family Residential Daycare; located at 308 S Mentzer St, legally described as Lots 7 and 8, Block 9, Applegate Addition, City of Mitchell, Davison County, South Dakota. The said real property is zoned R4 High Density Residential District.

H. Action to Set Date for Board of Adjustment Hearing 7-5-23

Aaron Pemrick has applied for a variance permit for a setback from an alley of 7' vs 16' for an overhead garage door parallel to the alley for a garage addition; located at 209 E 7th Ave, legally described as Lot 4, Block 7, Rowley's 1st Addition, City of Mitchell, Davison County, South Dakota. The said real property is zoned NS Neighborhood Shopping District.

10. RECONVENE AS CITY COUNCIL: Entertain a Motion For The Board of Adjustment

To Adjourn And The City Council To Reconvene In Regular Session

- 11. Action to Award Bid for Golf Course Improvements Project #2023-2**
- 12. Action to Award Bid for Concrete Project #2023-4**
- 13. Action to Approve Application of The Flower Shop LLC for Transfer of a Medical Cannabis Dispensary License**
- 14. Action to Approve Resolution #R2023-17, Plat of Canal Tract 1, 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**
- 15. Action to Approve Resolution #R2023-18, Accepting and Opening Certain Dedicated Land for Public Use**
- 16. Public Hearing Lake Mitchell Improvements**
- 17. Action to Approve Resolution #R2023-42, Authorizing Mayor to sign Grant Application for \$25 Million Water Application for Lake Mitchell**
- 18. Action to Approve Resolution #R2023-44, Lots K and M, a subdivision of previously platted Lot S of Maui Farms Second Addition**
- 19. Action to Approve Resolution #R2023-45, Plat of Lot 1, Block 5 of the Woods First Addition**
- 20. Action to Approve Resolution #R2023-46, Plat of Lot 11, Block 9 of the Woods First Addition**
- 21. Action to Approve Resolution #R2023-47, Plat of Lots 1-A and 1-B, Block 5 of Woodland Heights First Addition**
- 22. Action to Approve Resolution #R2023-48, Plat of Lot 1A of Brig Addition**
- 23. Action to Approve Resolution #R2023-49, Vacation of Public Rights-of-Way, a portion of Indian Head Drive**
- 24. Executive Session SDCL 1-25-2(3) Legal**
- 25. 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.