



City Council Meeting Agenda
City Council Chambers, City Hall, 612 N. Main Street
June 17, 2024

1. 6:00 PM Call to Order

2. Pledge Of Allegiance

3. Invocation: Grace Baptist

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. Raffle Permits

E. Special Event Permit Application For Corn Palace Stampede Rodeo & Chili Cook-Off on July 18 through July 21, 2024

- Noise Permit
- Special Event Liquor License

F. Special Event Permit Application For OutKast Car Show on Saturday, September 21, 2024

- Parade Permit - with escort & closures

G. Volunteer Board Appointments

- Re-appoint Jacob Sonne to the Planning Commission for a term to run from July 2024-June 2029
- Appoint Jay Schreurs to the Planning Commission for a term to run from July 2024-June 2029

H. Change Order #2 to Rice Lake West for Pump Station and Ground Storage Reservoir Project #2020-20

I. Set date of July 1, 2024 for Hearing and Action on the following Alcohol License Applications

- a. On the application of the Palace City Lions for a Special Event Malt Beverage & SD Farm Wine License located at Hitchcock Park for July 27-28, 2024 for Arts

in the Park

b. On the application to transfer RL-5758 Retail (On-Sale) Liquor License from Mitchell Steak Company LLC dba Whiskey Creek Wood Fire Grill, 905 East Spruce Street to Alfonso Rodriguez dba Puerto Vallarta, 905 East Spruce Street

J. Approval of Gasoline & Fuel Quotes

K. Pay Estimates

L. 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 Zion Lutheran Church-Variance Permit

Zion Lutheran Church has applied for a Variance Permit for maximum total square feet of signage of 40 square feet vs 16 square feet. This is located at 601, 605 and 611 E 4th Ave (620 E 3rd Ave existing church address), legally described as Lots 5-7, Block 32, Cooley & Guernsey Addition, City of Mitchell, Davison County, South Dakota. The said real property is zoned R2 Single Family Residential District.

B. Hearing and Action on an Application for Terry Rietveld-Variance Permit

Terry Rietveld has applied for a Variance Permit for accessory buildings of 2,640 square feet vs 2,000 square feet to build a new accessory building of 1,440 square feet. This is located on the lot between 84 and 92 S Harmon Dr, legally described as Lot 2, Block 4, Indian Head Second Addition, City of Mitchell, Davison County, South Dakota. The said real property is zoned RL Lake Residential District.

C. Hearing and Action on an Application for Arlen Schuh-Conditional Use Permit

Arlen Schuh has applied for a Conditional Use Permit for self-service storage facility with varying compartment sizes; located at 1910 N Foster St, legally described as W425' of N240.42' of Lot A-2 Ex S 105' all in Skyline Estates in the NW ¼ of Section 14, T 103 N, R 60 W of the 5th P.M., Davison County, South Dakota. The said real property is zoned R4 High Density Residential District.

D. Action to Set Date for Board of Adjustment Hearing 07-01-24

Tor Tovsland has applied for a Variance Permit for accessory buildings of 2,640 square feet vs 2,000 square feet to build a new accessory building of 1,440 square feet. This is located 1312 Roland Lane, legally described as Lot 3, Block 4, Firesteel Heights Subdivision, City of Mitchell, Davison County, South Dakota.

The said real property is zoned R3 Medium Density Residential District.

E. Action to Set Date for Board of Adjustment Hearing 07-01-24

Mike Royston has applied for a Variance Permit for a front yard setback of 17' vs 25' to build a 16' x 26' attached garage. This is located 412 S Iowa St, legally described as Lot 9A and S 20' of Lot 10A, Block 22, Rail Road Addition, City of Mitchell, Davison County, South Dakota. The property is zoned R2 Single Family Residential District.

F. Action to Set Date for Board of Adjustment Hearing 07-01-24

Angie Moon has applied for a Conditional Use Permit to operate a Family Residential Daycare; located at 1024 Palmer Place, legally described as Lot 2 & W 13' of Lot 3, Block 1, Cedar Heights Subdivision, City of Mitchell, Davison County, South Dakota. The said real property is zoned R2 Single Family 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 of the Corn Palace Shrine Club for a Special Event Liquor License located at The Masonic Hall on July 6, 2024 for a Wedding.

b. On the application of the Corn Palace Shrine Club for a Special Event Liquor License located at The Masonic Hall on July 27, 2024 for a fundraiser.

c. On the application of the Corn Palace Stampede Inc. for a Special Event Liquor License located at 6320 North Ohlman Street on July 18-21, 2024 for the Corn Palace Stampede Rodeo

11. Action to Approve Special Event Permit Application For Mitchell Open Disc Golf Tournament on Saturday, July 20, 2024

- Dry Run Creek Disc Golf Course Closure

Cary Muilenburg is requesting that the City Council waive the Dry Run Creek Disc Golf Course Closure fee of \$300.

12. Action to Approve Special Event Permit Application For The 437 Project on Saturday, September 21, 2024

- Parade Permit - with escort & closures

The 437 Project is requesting that City Council waive the Special Event Permit fee because we are a nonprofit and the impact our organization has on individuals/residents not only in Mitchell, but throughout the state of South Dakota.

13. Action to Approve Cadwell Press Box Contingency Funding Request

14. Action to Approve the Purchase of Two (2) Ford Transit Vans from South Dakota Federal Surplus

15. Action to Approve Agreement #A2024-25, for Tornado Room at Lake Mitchell Campground Design Services with Larry Jirsa, AIA Architect
16. Approve Agreement #A2024-28, Fuel Tax Funds Financial Assistance Agreement AP0037-2024 for 2024 with the South Dakota Department of Transportation
17. Approve Agreement #A2024-29, MCL Addition Special Assessments with SPN & Associates
18. Public Hearing for Wastewater Treatment Facility Phase II Additional Funds Request
19. Action to Approve Wastewater Treatment Facility Phase II Additional Funds Request Application, Resolution #R2024-38, Authorizing Application to State of South Dakota State Revolving Fund
20. Bid Award for South Wastewater Treatment Plant Phase II - Project #2022-01
21. Action to Approve Resolution #R2024-40, Plat of Tracts 1, 2, 3 and 4 in Lot 1-A, Block C of Westview Addition in the SE 1/4 of Section 20, T 103 N, R 60 W of the 5th P.M., City of Mitchell, Davison County, South Dakota
22. Action to Approve Resolution #R2024-41, Plat of Lot AB, Block 1 of Lakeridge Addition, a subdivision of Irregular Tract No. 1 in the NW 1/4 of Section 10, T 103 N, R 60 W of the 5th P.M., City of Mitchell, Davison County, South Dakota
23. Public Hearing on Creation of the Davison County Regional Railroad Authority.
24. Action to Approve Resolution #R2024-42, A Resolution Authorizing an Agreement to Create the Davison County Regional Railroad Authority, Appointing Initial Members, and Authorizing the Execution Thereof
25. Action to Approve Transfer of Entitlements in the Amount of \$260,000 to the State of South Dakota Department of Transportation & to Authorize Contingency Funds for the City's Contribution.
26. Hearing and First Reading on Ordinance #O2024-05, Rezoning of Lot 7A & Lots 8-12 & North 1/2 of Vacated Railroad ROW Lying South of & adjacent to said Lots & West 1/2 of vacated Langdon St, All in Block 16, D. A. Scotts 1st Addition, City of Mitchell, Davison County, South Dakota; Northerly 13.6' of Lots 1-6, Block 1 & West 1/2 of vacated Langdon St & South 1/2 of vacated Railroad ROW lying North and adjacent to said Lots & West 1/2 of vacated Langdon St, M.H. Rowley's First Addition, City of Mitchell, Davison County, South Dakota; Lots A, B & C, Block 1, M.H. Rowley's First Addition, City of Mitchell, Davison County, South Dakota; West 12.19' x South 153.5' of Lot 4 & East 13' x South 153.5' of Lot 5, Block 1, M.H. Rowley's First Addition, City of Mitchell, Davison County, South Dakota from R2 Single Family Residential District to TWC Transportation, Warehousing and Commercial District
27. Action to Approve Resolution #R2024-43, a Resolution Approving Honorific Naming of City Land.
28. Motion to enter into executive session according to SDCL 1-25-2 (3) legal
29. 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.