



**City Council Meeting Agenda**  
City Council Chambers, City Hall, 612 N. Main Street  
July 1, 2024

- 1. 6:00 PM Call to Order**
- 2. Pledge Of Allegiance**
- 3. Invocation: Trinity Lutheran**
- 4. Roll Call**
- 5. Oath of Office**  
Magistrate Judge Donna Bucher to Issue of Office to Mayor Jordan Hanson 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. 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. Raffle Permits**
  - D. Surplus Items to be Sold on Purple Wave-Finance**
  - E. City of Mitchell Volunteer List**
  - F. Acceptance of 2024 SD DOH Regional Services Designation Grant**
  - G. Contingency Funding Request for Rec Center Pool Area HVAC Repairs**
  - H. Fireworks Permit Request for P&J Pyrotechnics 4th of July Display**
  - I. Change Order #3 to Top Grade Concrete, LLC for Concrete Schedule A Project #2023-04**
  - 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**

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

**9. 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.*

**10. 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 Tor Tovsland-Variance Permit**

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.

**B. Hearing and Action on an Application for Mike Royston-Variance Permit**

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 said real property is zoned R2 Single Family Residential District.

**C. Hearing and Action on an Application for Angie Moon-Conditional Use Permit**

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.

**D. Action to Set Date for Board of Adjustment Hearing 07-15-24**

Darla Kummer has applied for a conditional use permit to operate a Family Residential Daycare; located at 1503 S Miller St, legally described as N 130' of Lot 16A, Block 16, Sunny Side Addition, City of Mitchell, Davison County, South Dakota. The said real property is zoned R2 Single Family Residential District.

**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. 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, 909 East Spruce Street to Alfonso Rodriguez dba Puerto Vallarta, 905 East Spruce Street

**13. Action to Approve Special Event Permit Application For Tour de Corn on Saturday,**

**August 17, 2024**

- Street Closure
- Parking Lot Closure
- Parade Permit - with escort & closures

The Palace City Pedalers would ask for consideration from City Council to waive all the Special Event Permit and Park & Rec fees for this event. We are a non-profit entity where the proceeds of this ride are used to enrich bicycle riding in this community. We provide work and maintenance on the trails surrounding the lake. We are very proud to be an involved group in this community.

**14. Action to Approve Special Event Permit Application For Corn Palace Festival on Tuesday, August 20 through Monday, August 26, 2024**

- Street Closure(s)
- Parking Lot Closure(s)
- Noise Permit
- Consumption Permit

The event is requesting that all Special Event Permit and Park & Rec equipment fees be waived.

- 15. Action to Approve Office of Economic Development Administration Certificate as to Site, Rights-of-Way, and Easements**
- 16. Action to Approve Agreement #A2024-30, TIF 35 Developer Agreement**
- 17. Approve Agreement #A2024-31, Permanent Easement with Robert Young and Norman Schoenfelder for EDA Sidewalk for Jetty and Trail Project #2023-03**
- 18. Action to Approve Agreement #A2024-32, Proposed Engineering Services with SPN & Associates for Pickleball Courts Project #2023-14**
- 19. Approve Amendment #2 to Agreement #A2021-07, Construction Services with Infrastructure Design Groups Inc., (IDG) for Livesay Lane Utility Improvements**
- 20. Action to Approve Resolution #R2024-44, A Resolution Designating the City Administrator as the City Council's Representative for Union Negotiations & Labor Contract Issues**
- 21. Action to Approve Resolution #R2024-45, Creating Tax Increment District 36 and Approving Project Plan**
- 22. Action to Approve Resolution #R2024-46, Plat of Lot 4 of Iverson's Second Addition**
- 23. Action to Approve Resolution #R2024-47, Plat of Lot 58 of the Island First Addition**
- 24. Second Reading on Ordinance #O2024-05, Rezoning Lot 7A & Lots 8-12 & North ½ of Vacated Railroad ROW Lying South of & adjacent to said Lots & West ½ 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 ½ of**

**vacated Langdon St & South ½ of vacated Railroad ROW lying North and adjacent to said Lots & West ½ 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; All from R2 Single-Family Residential District to TWC Transportation Warehousing & Commercial District**

**25. Motion to Adopt Ordinance #O2024-05, Request Public Comment, Roll Call**

**26. 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.