City Council Meeting Agenda
City Council Chambers, City Hall, 612 N. Main Street
August 5, 2024

1. **6:00 PM 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**
   - **B. Committee Reports**
   - **C. Automatic Supplements**
     Parks-Rec Center Part-time in the amount of $3,000 from a Donation of Funds
     Parks-Rec Center Publishing in the amount of $2,978 from a Donation of Funds
     Parks-Rec Center Supplies and Materials in the amount of $325 from a Donation of Funds
   - **D. Authorization to Proceed with Remaining Design Fees for the Lake Mitchell Improvement Project with Barr Engineering Co (Project #2021-20)**
   - **E. Patton Young Park Playground Contingency Funding Request**
   - **F. Acceptance of State Department of Health Mosquito Control Grant Funding**
   - **G. Acceptance of State Department of Health Grant Funding for Chronic Disease Program**
   - **H. Acceptance of the State Department of Health Grant Funding for the Healthy Lifestyle Diabetes Program**
   - **I. Acceptance of State Department of Health Grant Funding for Self-Measure Blood Pressure Program**
   - **J. Raffle Permits**
   - **K. Special Event Permit Application For DWU Blue & White Days Parade on Saturday, October 12, 2024**
     - Street Closure(s)
     - Parking Lot Closure(s)
     - Parade Permit - with escort & closures
   - **L. Council Liaisons for 2024**

- Chamber of Commerce Liaison: Mike Bathke
- Community Services Board Liaison: John Doescher
- Corn Palace Board Member: Tim Goldammer
- Golf & Cemetery Board Ex Officio: Dan Sabers
- Housing & Redevelopment Commission Liaison: John Doescher
- Library Board Member: Susan Tjarks
- Mitchell Area Development Corporation Board Liaison: Jeff Smith
- Mitchell Main Street & Beyond Board Liaison: Susan Tjarks
- Park & Recreation Board Liaison: Dan Sabers
- Planning Commission Board Ex Officio: John Doescher
- Sports & Events Authority (SEA) Committee Member: Kevin McCardle

M. Change Order #4 to Top Grade Concrete Bid Schedule A Project #2023-4

N. Change Order #1 to Schoenfelder Construction for 3rd & Main Project Project #2022-26

O. Set Date 1:30 P.M, August 14, 2024 for Bid Opening for North Mattie Utility Extension Project #2024-24

P. Set Date of August 19, 2024 for Hearing and Action on the Following Alcohol License Applications

a. On the application of Palace Brewing, LLC dba Palace City Brewing, Co, 227 West Railroad Ave for a new Retail (on-off Sale) Wine and Cider License (Video lottery is not included)

b. On the application of Palace Brewing, LLC dba Palace City Brewing, Co, 227 West Railroad Ave for a new Retail (on-off Sale) Malt Beverage & SD Farm Wine License (Video lottery is not included)

Q. Approval of Gasoline & Fuel Quotes

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

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 Nathan Weber-Variance Permit

Nathan Weber has applied for a Variance Permit for a for rear yard setback of 11' vs 25' and accessory building of 4,224 square feet vs 2,000 square feet. This is

located at 25154 407th Ave, legally described as W 175' of Lot 4, Black Eagle First Addition in the SW 1/4 of Section 8, T 103 N, R 60 W of the 5th P.M., Davison County, South Dakota. The property is zoned R4 High Density Residential District.

B. Action to Set Date for Board of Adjustment Hearing 08-19-24

Jaun'l Gibson has applied for a conditional use permit to operate a Family Residential Daycare; located at 505 S Davison St, legally described as Lots 43 & 44 Overlook Addition, City of Mitchell, Davison County, South Dakota. The said real property is zoned R2 Single Family Residential District.

C. Action to Set Date for Board of Adjustment Hearing 08-19-24

Schmitz Construction has applied for a variance permit for minimum lot width of 66' vs 100' and minimum lot area of 10,890 square feet vs 14,000 square feet; located at 821 N Mentzer, legally described as S ½ and E ½ of Lot 6, Block 3 Hammers Addition, City of Mitchell, 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 08-19-24

Curtis & Sonna Betts have applied for a variance permit for a combination of attached and detached accessory buildings of 3,076 square feet vs 2,000 square feet to build a new attached accessory building of 1,476 square feet; located at 204 N Harmon, legally described as Lots 54, 54A, 55 & 55A of Sunset Point 2nd Addition, City of Mitchell, Davison County, South Dakota. The said real property is zoned RL Lake Residential District.

E. Action to Set Date for Board of Adjustment Hearing 08-19-24

The City of Mitchell has applied for a variance permit for minimum lot width of 82.89' vs 100' and minimum lot area of 1,139 square feet vs 10,000 square feet; located at 115 S Harmon Dr, will be legally described as Lot 58-B of Indian Head Subdivision, Lake Mitchell Development Plan in the SW 1/4 of Section 4, T 103 N, R 60 W of the 5th P.M., City of Mitchell, Davison County, South Dakota. The said real property is zoned PL Public Lands and Institutions District.

F. Action to Set Date for Board of Adjustment Hearing 08-19-24

The City of Mitchell has applied for a variance permit for minimum lot width of 5' vs 100' and minimum lot area of 2,661 square feet vs 10,000 square feet; located south of 129 S Harmon Dr, will be legally described as Lot 68-A of Indian Head Subdivision, Lake Mitchell Development Plan in the SW 1/4 of Section 4, T 103 N, R 60 W of the 5th P.M., City of Mitchell, Davison County, South Dakota. The said real property is zoned PL Public Lands and Institutions 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. Presentation on Sunnyside Drainage Basin Report, McLaury Engineering, Inc.

11. Hearing and Action on the Application of the Exchange Club of Mitchell for a Special Event Liquor License located at Vern Eide, 219 East 1st Ave on September 14, 2024 for Open Mic Night

12. Action to Approve Amended Special Event Permit For Corn Palace Festival from

August 21 through August 25, 2024

- Parking Lot Space Re-assignment
  - Corn Palace Plaza Parking Lot - additional handicap parking spaces to the north side of plaza lot.

13. **Action to Approve Special Event Permit Application For Grace Baptist Church Vacation Bible School Family Night on Friday, August 9, 2024**

    - Street Closure

    Grace Baptist Church is asking City Council consider waiving the Special Event Permit Street Closure Fee of $200.

14. **Action to Approve Copper Flats Consent to Assignment**
15. **Action to Approve Amendment #1 to Agreement #A2021-10 with Helms & Associates for New Recycling Building Project #2021-30**
16. **Action to Approve Amendment to Agreement #A2023-06 with McLaury Engineering for 3rd & Railroad/Main Streetscape Construction Services Project #2022-26**
17. **Action to Approve Agreement #A2024-34, AIP #3-46-4600-32-2024 for the Design of a Revenue Producing Hangar with SDDOT Aeronautics Division**
18. **Action to Approve Agreement #A2024-35, Notice of Grant Requirements with North American Wetlands Conservation Act (NAWCA)**
19. **Action to Approve Resolution #R2024-50, Creating Tax Increment District 37**
20. **Action to Approve Resolution #R2024-51, Amending the 2024 Compensation Plan for the Ctiy of Mitchell**
21. **First Reading on Ordinance #O2024-06, Method of Electing Officers for City Council**
22. **Motion to Enter into Executive Session According to SDCL 1-25-2 (3) Legal**
23. **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.