



City Council Meeting Agenda
City Council Chambers, City Hall, 612 N. Main Street
September 3, 2024

- 1. 6:00 PM Call to Order**
- 2. Pledge Of Allegiance**
- 3. Invocation: Northridge 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. Automatic Supplements**
 - Airport - \$4,280.00 from grant funds
 - Police Department - \$7,669.84 from insurance claim
 - EMS - \$3,942.02 from insurance claim
 - HR - \$1,000.00 from insurance claim
 - D. Acknowledge Acceptance of Audit Report for 2023**
 - E. Special Event Permit Application For Palace City Kiwanis Half Marathon, 10K, and 5K on Sunday, October 6, 2024**
 - Street Closure(s)
 - Noise Permit
 - F. Purchase of Rearload Garbage Truck off Sourcewell Contract Project #2024-27**
 - G. Change Order #3 to Rice Lake West for Mitchell Pump Station and Ground Storage Reservoir Project #2020-20**
 - H. Set Date for Hearing on September 16, 2024 for Tax Levies to be Certified to County Auditor**
 - I. Set Date 1:30 P.M., September 18, 2024 for Bid Opening Rebid of Airport Snow Removal Project #2024-22R**
 - J. Set Date of September 16, 2024 for Hearing and Action on the Following Alcohol License Applications**
 - a. On the application to transfer RB-3124 Retail (on-off Sale) Malt Beverage & SD Farm Wine License from Austen LLC dba Rowdy Ram, 1001 S Burr St Suite A to MG Oil Company LLC dba 777 Mitchell-A, 1001 S Burr St Suite A (Video lottery is included)

b. On the application to transfer RW-7501 Retail (on-off Sale) Wine and Cider License from Austen LLC, dba Rowdy Ram, 1001 S Burr St Suite B to MG Oil Company LLC dba 777 Mitchell-B, 1001 S Burr St Suite B (Video lottery is included)

K. Approval of Gasoline & Fuel Quotes

L. Pay Estimates

M. 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. Mayor & Council Discussion Items

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 Dennis Kaus-Variance Permit

Dennis Kaus has applied for a variance permit for front yard setback of 20' vs 25' to build a 12' x 14' covered patio; located at 408 W 12th Ave, legally described as Lot 10, Block 26, Capital Addition, City of Mitchell, Davison County, South Dakota. The said real property is zoned R4 High Density Residential District.

B. Hearing and Action on an Application for Josh Frost-Conditional Use Permits

Josh Frost has applied for a conditional use permit for Outside Storage and to operate Mitchell Towing and Recovery business which falls under the category of Automotive sales, repair, parts, detailing; located at 24994 406th Ave, legally described as Lot 3D-1 and Lot 3D-2 of D.R. Kiner's First Addition in the SW ¼ of Section 31, T 104 N, R 60 W of the 5th P.M., Davison County, South Dakota. The said real property is zoned UD Urban Development District.

C. Hearing and Action on an Application for Central Plains Automation Inc-Variance Permit

Central Plains Automation Inc has applied for a variance permit for front yard setback of 1'-6" vs 35' to build a 16' x 40' office addition; located at 1501 W 4th Ave, legally described as Lots 1-6 Ex H-1 of Lot 6, Block 29 Home Park Addition, City of Mitchell, Davison County, South Dakota. The said real property is zoned TWC Transportation Warehousing & Commercial District.

D. Action to Set Date for Board of Adjustment Hearing 09-16-24

Alexis Kress has applied for a conditional use permit to operate a Family Residential Daycare; located at 423 W 11th Ave, legally described as Lot 6, Block 40, Capital Addition, City of Mitchell, Davison County, South Dakota. The

said real property is zoned R2 Single Family Residential 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. Discussion on Cemetery Bike Path Relocation**
- 12. Presentation on Northwest Drainage Study by McLaury Engineering**
- 13. Hearing and Action on the Following Alcohol License Applications**
 - a. On the application of Odyssey Entertainment Inc. dba Odyssey Luxury, 209 North Lawler for a new Retail (on-off sale) Malt Beverage & SD Farm Wine License (Video lottery is not included)
 - b. On the application to transfer RL-5771 Retail (on-sale) Liquor License from Bradley Theme LLC dba Scoreboard Pub & Grill 522 North Main St to Bradley Theme, LLC dba Bradley's Pub & Grille, 514 North Main Street (Video lottery is included)
 - c. On the application to transfer RB-2846 Retail (on-off Sale) Malt Beverage & SD Farm Wine License from Bradley Theme LLC dba Scoreboard Pub & Grill 522 North Main St to Bradley Theme, LLC dba Bradley's Pub & Grille, 514 North Main Street (Video lottery is included)
 - d. On the application to transfer RW-6509 (on-off sale) Wine and Cider License from Bradley Theme LLC dba Scoreboard Pub & Grill, 522 North Main St to Bradley Theme, LLC dba Bradley's Pub & Grille, 514 North Main Street (Video lottery is included).
 - e. On the application of the Corn Palace Shrine Club for a Special Event Liquor License located at The Masonic Hall for September 14, 2024 for a wedding
- 14. Action to Approve Special Event Permit Application For Tiger Trail Trek 5K Run on Saturday, October 12, 2024**
 - Kiwanis Woodlot Park Area Trails Closure
- 15. Action to Approve Agreement #A2024-37, North Mattie Utility Extension with Doug and Heidi Gehrke**
- 16. Action to Award Bid for North Mattie Utility Extension Project #2024-24**
- 17. Action to Approve Agreement #A2024-59, Civil Engineering Service for CJM Consulting for Sam Street Extension with SPN & Associates**
- 18. Hearing and Action to Approve Resolution #R2024-49, Levying Business Improvement District #3 Special Assessments for 2024-2025**
- 19. Public Hearing on the State Revolving Fund (SRF) Loan funding for the Lake Mitchell Project as Approved in the June 2024 Election**
- 20. Action to Approve Lake Mitchell Project Application and Resolution #R2024-57,**

Sanitary/Storm Sewer Facilities Application with SDDANR

- 21. Hearing and First Reading on Ordinance #O2024-07, Rezoning of Lot 1 Ex Lot H6 in the SE ¼ of Section 27, Township 103 N, Range 60 W of the 5th P.M., Davison County, South Dakota be changed from HB Highway Oriented Business District to TWC Transportation, Warehousing and Commercial District (1600 to 1900 block of S Foster St on the west side)**
- 22. Discussion on Potential Ordinance to Stagger Election Cycles for Council and Mayor Positions**
- 23. Motion to Enter into Executive Session According to SDCL 1-25-2 (4) Negotiations**
- 24. 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.