

**City Council Agenda**  
City Council Chambers, City Hall, 612 N. Main Street  
May 4, 2020

[Click here to see participation methods.](#)

- 1. Link To Submit Online Comments. Comments Must Be Received By 3:00 PM, May 4th.**

<HTTPS://WWW.CITYOFMITCHELL.ORG/FORMCENTER/CITY-COUNCILMAYOR-4/SUBMIT-CITY-COUNCIL-COMMENTS-72>

- 2. 6:00 P.m. Call To Order**

- 3. Pledge Of Allegiance**

- 4. Invocation: Harvest Community**

- 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**

Documents:

[COUNCIL MINUTES 04 20 20.PDF](#)

[SPECIAL COUNCIL MINUTES 04 27 20.PDF](#)

**B. Committee Meeting Minutes**

Documents:

[PLANNINGCOMMINUTES4132020.PDF](#)

**C. Raffle Permit**

*Mitchell Regional Habitat for Humanity with the drawing to be held on June 12, 2020*

Documents:

[HABITAT FPR HUMANITY RAFFLE.PDF](#)

**D. Approve Change Order #2 To Corn Palace Plaza Phase II Project #2019-48 To Puetz Construction Inc.**

Documents:

[CHANGE ORDER NO. 2 CORN PALACE PLAZA PHASE II - STAFF REPORT.PDF](#)

[2019-48 CORN PALACE PLAZA PHASE II - CCO2.PDF](#)

**E. Set Date Of 05-18-2020 For Hearings**

*On the application to transfer Retail (On-Off Sale) Malt Beverage License RB-3133 from Hohn Partnership, LLC, 1510 S Burr St STE C, Mitchell, South Dakota to Hohn Partnership, LLC dba Platinum Player's Club 3, 719 North Sanborn Blvd, Ste #1, Mitchell, South Dakota*

*On the application to transfer Retail (On-Off Sale) Malt Beverage License RB-2835 from Hohn Partnership, LLC, dba Platinum Players Club 1, 719 N Sanborn Blvd, Mitchell, South Dakota to Hohn Partnership, LLC dba Platinum Players Club 1, 719 North Sanborn Blvd, Ste #3, Mitchell, South Dakota due to configuration of Malt*

*Beverage License*

Documents:

[HOHN STAFF REPORT.PDF](#)  
[RB 3133 APPLICATION.PDF](#)  
[RB 2835 APPLICATION.PDF](#)  
[HOHN MAP.PDF](#)

**F. Approve East Norway Avenue Storm Sewer Installation 500-700 Blocks Of East Norway Project #2020-26**

Documents:

[EAST NORWAY STORM SEWER EXTENSION AGENDA STAFF REPORT.PDF](#)  
[NORWAY STORM SEWER FIGURE.PDF](#)  
[EAST NORWAY PHOTOS.PDF](#)

**G. Pay Estimates 05-04-2020**

Documents:

[PAY ESTIMATE 05-04-2020 STAFF REPORT.PDF](#)  
[PAY ESTIMATE SCHEDULE 05-04-2020.PDF](#)

**H. Approve Bills, Payroll, Salary Adjustments And New Employee Hires And Authorize Payment Of Recurring And Other Expenses In Advance As Approved By The Finance Officer**

Documents:

[AP PAYMENT REGISTER.PDF](#)

**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**

**10. Action To Set Date For Board Of Adjustment Hearing 5/18/2020**

*Henry & Patricia Flack are applying for a conditional use permit to construct a storage building on a non-contiguous lot and they are requesting an oversize variance of 3,200 square feet vs 2,000 square feet and a height variance of 24 feet vs 22 feet as required, located on Barington Court, legally described as Lot 121 within Lot 12 of Fiala's Addition, in the East 1/2 of the NW 1/4, Section 4, T 103 N, R 60 W of the 5th P.M., City of Mitchell, Davison County, South Dakota. The property is zoned RL Residential Lake District.*

Documents:

[AGENDAREQUESTFLACKCUPVAR2020.PDF](#)

**11. Action To Set Date For Board Of Adjustment Hearing 5/18/2020**

*R & M Rentals LLC has made an application for a conditional use permit to construct a two-family dwelling located at 300 W 10th Ave, legally described as Lot 12, Block 41, Capital Addition, City of Mitchell, Davison County, South Dakota. The property is zoned R2 Single Family Residential District.*

Documents:

[AGENDAREQUESTRANDMCUP2020.PDF](#)

- 12. RECONVENE AS CITY COUNCIL: Entertain A Motion For The Board Of Adjustment To Adjourn And The City Council To Reconvene In Regular Session**
- 13. Action To Approve Agreement #A2020-19, Agreement For Professional Services For Airport Project AIP #3-46-0037-28-2020 With Helms & Associates**

Documents:

[MITCHELL AIRPORT 2020 MASTER PLAN AGREEMENT WITH HELMS STAFF REPORT .PDF](#)  
[AGREEMENT A2020-19 AIP 28 HELMS ENGINEERING AGREEMENT.PDF](#)

- 14. Action To Approve Agreement #A2020-20, Helms And Associates For West 8th Compost Yard**

Documents:

[AGENDA REQUEST HELMS ENGINEERING AGREEMENT FOR COMPOST YARD MAY 4 2020 \(1\).PDF](#)  
[INITIAL APPLICATION FOR TRANSFER STATION.PDF](#)  
[LETTER OF AGREEMENT HELMS ASSOCIATES.PDF](#)

- 15. Action To Approve Resolution #R2020-24, A Resolution Approving The Change From One-Way Streets To Two-Way Streets In The City Of Mitchell, SD**

Documents:

[TABLED DISCUSSION ON ONE-WAY AND TWO-WAY TRAFFIC STAFF REPORT.PDF](#)  
[R2020-24 TWO-WAY STREET RESOLUTION.PDF](#)  
[ONE-WAY AND TWO-WAY STREET MAP.PDF](#)

- 16. Action On Resolution #R2020-25, Creating Tax Increment District 25 And Approving The Project Plan (Request To Table)**

Documents:

[AGENDA ITEM- RESOLUTION R2020-25, CREATING TID 25 AND APPROVING PROJECT PLAN - REQUEST TO TABLE.PDF](#)

- 17. Action On Resolution #R2020-26, A Plat Of Lots 4 And 5, Tract I, Wild Oak Golf Club Addition To The City Of Mitchell, Davison County, South Dakota**

Documents:

[AGENDAREQUESTL4AND5TILWILDOAKPLAT.PDF](#)  
[R2020-26PLAT.PDF](#)  
[PLATLOTS45TRACTI.PDF](#)  
[AERIAL4AND5WILDOAK.PDF](#)

- 18. Action On Resolution #R2020-27, Annexation Of The Real Property Legally Described As; Lot 18A, Tract L Of Wild Oak Golf Club Addition, SE 1/4, Section 23, T 103 N, R 60 W, Davison County, South Dakota**

Documents:

[AGENDAREQUESTANNEXR2020-27.PDF](#)  
[R2020-27ANNEX.PDF](#)  
[ANNEXPETITIONR2020-27.PDF](#)  
[PLATLOT18ATRACL.PDF](#)

**19. Second Reading Of Ordinance #O2020-05, Amending City Code Section 5-4A  
Garbage And Refuse**

Documents:

[2ND READING DUMPSTER CONTAINER ORDINANDANCE CHANGE STAFF REPORT.PDF](#)  
[ORDINANCE O2020-05 ADDING A NEW MCC SECTION REGARDING METAL REFUSE CONTAINERS  
IN THE RIGHT OF WAY.PDF](#)  
[REFLECTIVE TAPE FOR CONTAINERS AND DUMPSTERS.PDF](#)

**20. Motion To Adopt Ordinance #O2020-05, Request Public Comment, Roll Call**

**21. Second Reading On Emergency Ordinance #O2020-06, In Relation To Coronavirus  
Response**

Documents:

[AGENDA ITEM- ORDINANCE O2020-06, UPDATED RESPONSE TO CORONAVIRUS \(AFTER  
GOVERNOR NOEM EXECUTIVE ORDER 2020-20\).PDF](#)  
[ORDINANCE O2020-06, UPDATED RESPONSE TO CORONAVIRUS \(ALTERNATE A\).PDF](#)  
[ORDINANCE O2020-06, UPDATED RESPONSE TO CORONAVIRUS \(ALTERNATE B\).PDF](#)

**22. Motion To Adopt Ordinance #O2020-06, Request Public Comment, Roll Call**

**23. First Reading On Ordinance #O2020-07, An Ordinance That Changes The Zoning  
District Classification Of The Real Property Legally Described As Lot 18A, Tract L Of  
Wild Oak Golf Club Addition, SE 1/4, Section 23, T 103 N, R 60 W, Davison County,  
South Dakota From CN Conservation District To R4 High Density Residential District**

Documents:

[AGENDAREQUESTO2020-07PETERSONLOT18AREZONE.PDF](#)  
[O2020-07PETERSONLOT18AREZONE.PDF](#)  
[APPETERSONLOT18A.PDF](#)  
[NOHLOT18A.PDF](#)  
[LOT18ANEIGHBORS.PDF](#)  
[3-PETERSON-GIS.PDF](#)  
[PLATLOT18ATRACL.PDF](#)

**24. First Reading On Ordinance #O2020-08, An Ordinance That Changes The Zoning  
District Classification Of The Real Property Legally Described As; The N. 600 Ft. Of  
The W. 250 Ft Of IT 3 In Lot 3, NE 1/4, Section 27, T 103 N, R 60 W, Platted Various,  
City Of Mitchell, Davison County, South Dakota From HB Highway Oriented Business  
District To I Industrial District**

Documents:

[AGENDAREQUESTO2020-08BATHKE.PDF](#)  
[O2020-08BATHKE.PDF](#)  
[APPBATHKEPROPERTY.PDF](#)  
[NOHBATHKEREZONING.PDF](#)  
[BATHKEREZONINGNEIGHBORS.PDF](#)  
[AERIALBATHKEPROPZONE2020.PDF](#)

**25. Adjourn**

**26. FOR COUNCIL INFORMATION: 4/27/2020 City Planning Commission Minutes**

Documents:

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, Finance Officer, Public Works Director, or City Administrator.