

City Council Agenda
City Council Chambers, City Hall, 612 N. Main Street
May 18, 2020

1. 6:00 P.m. Call To Order

2. Pledge Of Allegiance

3. Invocation: Assembly Of God

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

Documents:

[COUNCIL MINUTES 05 04 20.PDF](#)

B. Committee Meeting Minutes

Documents:

[PLANNINGCOMMINUTES4272020.PDF](#)

C. Department Reports

Documents:

[FINANCE DEPARTMENT REPORT-APR.PDF](#)
[BUILDING PERMITS APRIL 2020.PDF](#)
[POLICE \(APRIL\).PDF](#)
[FIRE AND EMS \(APRIL\).PDF](#)
[PALACE TRANSIT RIDERSHIP APRIL 2020.PDF](#)
[AIRPORT \(APRIL\).PDF](#)
[WATER \(APRIL\).PDF](#)

D. Approval Of Volunteer Board Appointment

- *To appoint Deb Everson to the Mitchell Public Library board to fill an unexpired term to run May 2020-June 2021.*

E. Set Date Of June 1, 2020 For Hearings

On the application to transfer Retail (On-Off Sale) Malt Beverage License RB-26966 from Bathke Properties, 2412 Dean Drive, Mitchell, SD to Bathke Properties, 1101 East Havens Ave, Mitchell, SD (License is inactive)

On the application to transfer Retail (On-Off Sale) Malt Beverage License RB-26967 Bathke Properties, 2412 Dean Drive, Mitchell, SD to Bathke Properties, 1101 East Havens Ave, Mitchell, SD (License is inactive)

On the application to transfer Retail (On-Off Sale) Retail Wine and Cider License RW-26246 from VV Inc. dba Sudz, 508 E Havens St, Mitchell, SD to VV Inc. dba The Hideout, 510 E Havens St Suite 2, Mitchell, SD due to configuration of the wine license.

On the application to transfer Retail (On Sale) Retail Liquor License RL-5765 from VV Inc. dba The Hideout, 508 E Havens St Ste 2, Mitchell, SD to VV Inc. dba Sudz, 508 & 510 E Havens St, Mitchell, SD due to configuration of the liquor license.

Documents:

SET DATE STAFF REPORT.PDF
BATHKE APPLICATION RB 26966.PDF
BATHKE APPLICATION RB 26967.PDF
VV APPLICATION RL 5765.PDF
VV APPLICATION RW 26246.PDF
VV MAP.PDF

F. Change Order #2 To Top Grade Concrete For Sidewalk Schedule "D" Project #2019-4

Documents:

TOP GRADE CONCRETE BID SCHEDULE D CHANGE ORDER 2 STAFF REPORT.PDF
BID SCHEDULE D CHANGE ORDER NO. 2.PDF
BID SCHEDULE D DETAILED LOCATIONS.PDF

G. Change Order #2 To Top Grade Concrete For Sidewalk Schedule "E" Project #2019-4

Documents:

TOP GRADE CONCRETE BID SCHEDULE E CHANGE ORDER 2 STAFF REPORT.PDF
BID SCHEDULE E CHANGE ORDER NO. 2.PDF
DETAILED INFORMATION FOR BID SCHEDULE E.PDF

H. Change Order #5 To H&W Contracting, LLC, For Sanborn Blvd Utility And Street Improvement Phase II & III Project #2019-22

Documents:

SANBORN PHASE II AND III - CHANGE ORDER NO. 5 STAFF REPORT .PDF
SANBORN PHASE II AND III CO NO. 5 - 5.13.20.PDF

I. Approve Modifications To The June First Friday Event Application

Documents:

JUNE FIRST FRIDAY MODIFICATION REQUEST.PDF

J. Gas & Fuel Quotations

Documents:

MAY 18, 2020 MEETING.PDF
MAY 6, 2020 FUEL.PDF

K. Pay Estimates 05-18-2020

Documents:

PAY ESTIMATE 05-18-2020 STAFF REPORT.PDF
PAY ESTIMATE SCHEDULE 05-18-2020 .PDF

L. 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](#)

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. Sales Tax Update

9. Hearings

a. 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 III, 719 North Sanborn Blvd, Ste #1, Mitchell, South Dakota

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

Documents:

[HOHN STAFF REPORT1.PDF](#)

[RB 3133 APPLICATION.PDF](#)

[RB 2835 APPLICATION.PDF](#)

[HOHN MAP.PDF](#)

10. Action To Approve Applications For Renewal Of Malt Beverage Licenses

Documents:

[RENEWAL STAFF REPORT.PDF](#)

[2020 2021 NOTICE OF HEARING.PDF](#)

11. BOARD OF ADJUSTMENT: Entertain A Motion For The City Council To Recess And Sit As The Board Of Adjustment

12. Hearing And Action On The Conditional Use Permit For Henry & Patricia Flack, Barington Court

Henry & Patricia Flack are applying for a conditional use permit to construct a storage building on a non-contiguous lot located on Lot 12I 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 (Barington Court). The property is zoned RL Residential Lake District.

Documents:

[AGENDAREQUESTFLACKCUP.PDF](#)

[FLACKAPP.PDF](#)

[FLACKPLANS.PDF](#)

[NOHFLACK.PDF](#)

[FLACKNEIGHBORS.PDF](#)

FLACKLETTER.PDF
FLACKLETTERS2.PDF
AERIALFLACK.PDF

13. Hearing And Action On The Variances For Henry And Patricia Flack, Barington Court

Henry & Patricia Flack are applying for 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 Lot 12I 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 (Barington Court). The property is zoned RL Residential Lake District.

Documents:

AGENDAREQUESTFLACKVAR.PDF

14. Hearing And Action On R & M Rentals LLC, 300 W 10th Ave

R & M Rentals LLC have 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, SD. The property is zoned R2 Single Family Residential District.

Documents:

AGENDAREQUESTRANDMCUP2020.PDF
RMRENTALAPP.PDF
NOHRMRENTACUP2020.PDF
RANDMNEIGHBORS.PDF
AERIAL300W10TH.PDF

15. RECONVENE AS CITY COUNCIL: Entertain A Motion For The Board Of Adjustment To Adjourn And The City Council To Reconvene In Regular Session

16. Action To Approve Request For "No Parking"& Painted Curb Section Between 1501 & 1521 West University Avenue

Documents:

REQUEST FOR NO PARKING AND CURB PAINTED BETWEEN 1501 AND 1521 W UNIVERSITY.PDF
1501 AND 1521 WEST UNIVERSITY AVE MAILBOX LOCATIONS.PDF
CURRENT SIGNAGE BETWEEN 1501 AND 1521 WEST UNIVERSITY AVE.PDF

17. Action To Approve Request For "No Parking" On Either Side Of Driveway On Jones Street Between Cedar Avenue And Ash Avenue

Documents:

NO PARKING EITHER SIDE OF DRIVE ON JONES STREET STAFF REPORT.PDF
KROHMERPLUMBING REQUEST.PDF
KROHMER NO PARKING FIGURE.PDF

18. Action To Reassign Capital Improvement Funds For Ice Arena Roof & Envelope Repairs

Documents:

AGENDA ITEM REQUEST - ICE ARENA ROOF.PDF
MITCHELL ACTIVITY ARENA ADDITION_ AIR BARRIER STRATEGY REPORT.PDF

19. Action To Reassign Capital Equipment Funds To Replace Broken Snow Brush And Snow Blower

Documents:

[AGENDA ITEM REQUEST - REASSIGN FUNDS AT SPORTS COMPLEX.PDF](#)

20. Hearing For 2020 Proposed Resolution Of Necessity #R2020-16 For Construction Of Curb & Gutter, Concrete Surfacing, Asphalt Paving, Accessories, Engineering Fees And Miscellaneous Expenses On 700-800 Blocks Of West Pine

Documents:

[PROPOSED SPECIAL ASSESSMENT HEARING FOR WEST PINE STREET STAFF REPORT.PDF](#)
[NOTICE OF HEARING ON PROPOSED RESOLUTION OF NECESSITY PINE STREET.PDF](#)

21. Action To Approve Resolution #R2020-16, Resolution Of Necessity Declaring The Necessity For The Construction Of Concrete Curb And Gutter, Asphalt Surfacing And Accessories, Engineering Fees, And Miscellaneous Expense On The 700-800 Blocks Of West Pine

Documents:

[RESOLUTION OF NECESSITY R2020-16 WEST PINE STREET. STAFF REPORT.PDF](#)
[RESOLUTION NO. R2020-16 - 700-800 BLOCKS OF WEST PINE.PDF](#)

22. Action To Approve Agreement #A2020-21, SDDOT Transportation Planning Guide Analysis Agreement

Documents:

[AGREEMENT FOR SD DOT TRANSPORTATION PLANNING ANALYSIS 2020-21 STAFF REPORT.PDF](#)
[MITCHELL SPR AGREEMENT.PDF](#)

23. Action To Approve Resolution #R2020-28, SDDOT Transportation Planning Guide Analysis Grant

Documents:

[STAFF REPORT - SD DOT TRANSPORTATION ANALYSIS RESOLUTION.PDF](#)
[RESOLUTION R2020-28 SD DOT TRANSPORTATION PLANNING STUDY.PDF](#)

24. Action To Approve Agreement #A2020-22, Norway And Rowley TAP Agreement With SDDOT

Documents:

[NORWAY AND ROWLEY TAP AGREEMENT 2020-22 STAFF REPORT.PDF](#)
[NORWAY AND ROWLEY TAP AGREEMENT 2020-22T.PDF](#)
[NORWAY AND ROWLEY SIDEWALK FIGURE 9.26.19 \(002\).PDF](#)

25. Action To Approve Resolution #R2020-31, Transportation Alternatives Program For Norway And Rowley Shared Use Path And Authorize Mayor Everson As Signatory

Documents:

[RESOLUTION 2020-31 FOR TAP FUNDS NORWAY-ROWLEY SHARED USE PATH STAFF REPORT.PDF](#)
[RESOLUTION R2020-31 SD DOT TAP P TAPU\(27\) PCN 07RF.PDF](#)

26. Action To Approve Agreement #A2020-23, SDDOT For Foster Street BIG Grant

Documents:

[ACTION TO APPROVE AGREEMENT FOSTER STREET BIG GRANT \(003\).PDF](#)
[FOSTER AGREEMENT.PDF](#)
[FOSTER PROJECT FIGURE.PDF](#)

27. Action To Approve Resolution #R2020-33, Foster Street Bridge For BIG Grant And Authorize Mayor Everson As Signatory

Documents:

[ACTION TO APPROVE RESOLUTION FOR FOSTER STREET BIG GRANT - 2020.PDF](#)
[FOSTER RESOLUTION R2020-33 SD DOT BIG GRANT.PDF](#)
[FOSTER PROJECT FIGURE.PDF](#)

28. Action To Approve Agreement #A2020-24, Foster Street Bridge BIG Grant With Brosz Engineering

Documents:

[ACTION TO APPROVE AGREEMENT FOR FOSTER STREET BIG GRANT WITH BROSZ ENGINEERING.PDF](#)
[AGREEMENT WITH BROSZ ENGINEERING FOR FOSTER BIG GRANT - SN18-160-099 CITY OF MITCHELL - REVISED_.PDF](#)
[FOSTER PROJECT FIGURE.PDF](#)

29. Action On Resolution #R2020-29, A Plat Of Lot A, A Subdivision Of Previously Platted Lot S Of Maui Farms Second Addition, City Of Mitchell, Davison County, South Dakota

Documents:

[AGENDAREQUESTR2020-29.PDF](#)
[R2020-29.PDF](#)
[PLATLOTALOTS.PDF](#)
[AERALLOTAPLAT.PDF](#)

30. Action On Resolution #R2020-30, A Plat Of Lots 1, 2, & 3 Of Koupal Brother's First Addition To The City Of Mitchell, In Lot No. 1 Of The Northeast Quarter (NE 1/4) Of Section 27, Township 103 North, Range 60 West Of The 5th P.M., Davison County, South Dakota

Documents:

[AGENDAREQUESTR2020-30PLAT.PDF](#)
[R2020-30PLAT.PDF](#)
[PLATKROUPALBRO.PDF](#)
[AERIALKROUPALBROS.PDF](#)
[20067 PRELIMINARY SURVEY W AERIALKROUPAL.PDF](#)

31. Action On Resolution R2020-32, Non-Commercial Long Term Ramp Parking At Mitchell Airport

Documents:

[AGENDA ITEM- RESOLUTION R2020-32, NON-COMMERCIAL LONG TERM RAMP PARKING AT MITCHELL AIRPORT.PDF](#)

RESOLUTION R2020-32, NON-COMMERCIAL LONG TERM RAMP PARKING AT MITCHELL
AIRPORT.PDF
AIRPORT RAMP AGREEMENT (LONG TERM NON-COMMERCIAL).PDF

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

Documents:

AGENDA ITEM- ORDINANCE O2020-06, UPDATED RESPONSE TO CORONAVIRUS (FINAL
VERSION).PDF
ORDINANCE O2020-06, UPDATED RESPONSE TO CORONAVIRUS (FINAL VERSION).PDF

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

34. Second 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

35. Motion To Adopt Ordinance #O2020-07, Request Public Comment, Roll Call

36. Second 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

37. Motion To Adopt Ordinance #O2020-08, Request Public Comment, Roll Call

38. Presentation By HDR Engineering On Waste Water Treatment Plant Study

Documents:

MITCHELL WWTP PRESENTATION 5-18-2020.PDF

39. Adjourn

40. FOR COUNCIL INFORMATION: City Planning Commission Minutes 5/11/2020

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.