

## City Council Agenda

City Council Chambers, City Hall, 612 N. Main Street

September 3, 2019

*Committee Meetings (if any) will be first; immediately followed by the City Council Meeting.*

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

**2. Pledge Of Allegiance**

**3. Invocation: New Home/St. Mary's**

**4. Roll Call**

**5. Executive Session: Motion To Enter Into Executive Session In Accordance With SDCL 1-25-2(3) Legal & SDCL 9-34-19 Economic Development**

**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 08 19 19.PDF](#)

**B. Committee Meeting Minutes**

Documents:

[PLANNINGCOMMINUTES8122019.PDF](#)

[TRAFFIC COMMISSION MINUTES - AUGUST 19TH, 2019.PDF](#)

**C. Raffle Permits**

*Purr N Ruff Rescue with the drawing to be held on September 28, 2019, and Corn Palace Shrine Club with the drawing to be held on October 11, 2019*

Documents:

[PURR N RUFF RAFFLE.PDF](#)

[CP SHRINE CLUB RAFFLE.PDF](#)

**D. Set Date 1:30 P.M., September 5, 2019 For Bid Opening For Burr Street Median Landscaping Project #2019-51**

Documents:

[SET DATE BURR STREET MEDIAN LANDSCAPE CITY PROJECT 2019-51 STAFF REPORT.PDF](#)

**E. Set Date Of 09-16-19 For Hearings**

*On the application of Palace City Lions Club for a Special Event Liquor License located at the DWU Sherman Center for October 4, 2019 for the Blue & White Unite All-Alumi Reunion*

*On the application of Corn Palace Shrine Club for a Special Event Liquor License located at the Masonic Hall for October 11, 2019 for the Sportsman Classic*

Documents:

STAFF SET DATE 9 16 19.PDF  
PALACE CITY LIONS APPLICATION.PDF  
CP SHRINE CLUB APPLICATION.PDF

**F. Pay Estimates 09-03-2019**

Documents:

PAY ESTIMATES 09-03-19 STAFF REPORT.PDF  
PAY ESTIMATE SCHEDULE 09-03-2019.PDF

**G. 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. Hearing And Action On The Application Of Corn Palace Shrine Club For A Special Event Liquor License Located At The Masonic Hall For September 7, 2019 For A Birthday Party**

Documents:

HEARING STAFF REPORT11.PDF  
CORN PALACE SHRINE CLUB APPLICATION.PDF

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

**11. Action To Set Date For Board Of Adjustment Hearing 9/16/2019**

*Lamar Advertising (applicant), David, and Connie Deinert (owners) have applied for a conditional use permit/variance to replace, at same location, the off-premise billboard sign that was destroyed by a storm. The new sign will exceed the 300 square feet in sign area, (approximately 400 square feet) standard. The property is legally described as; SW1/4 ex H4 South of I-90 & except the East 1,513.27 feet lying south of I-90 and ex Lot A of Bechen's Addition, lying within, Section 29, T 103 N, R 60 W, Davison County, SD. The property is zoned HB Highway Oriented Business District.*

Documents:

AGENDAREQUESTLAMAR.PDF

**12. Action To Set Date For Board Of Adjustment Hearing 9/16/2019**

*Selena Thomas has applied for a conditional use permit to operate a massage business at 622 S Wisconsin, legally described as; Lot 7, Block 8, Van Eps 2nd Addition, City of Mitchell, Davison County, SD. The property is zoned R2 Medium Density Residential*

*District.*

Documents:

[AGENDAREQUESTTHOMASCUP.PDF](#)

**13. Action To Set Date For Board Of Adjustment Hearing 9/16/2019**

*Christy Duba (applicant) and Long Brothers LLC (owners) have applied for a conditional use permit to operate an indoor recreational facility within the existing building located at 113 W Douglas Ave, legally described as; E ½ of Lots 11 & 12, Block 12, Van Eps 1<sup>st</sup> Addition, City of Mitchell, Davison County, SD. The property is zoned R3 Medium Density Residential District.*

Documents:

[AGENDAREQUESTDUBA.PDF](#)

**14. Motion To Table Hearing And Action On Jason And Ramy Norgaard, 1220 E Havens Lot 103**

*MOTION TO TABLE, PLANNING COMMISSION DOES NOT HAVE A RECOMMENDATION*

*Jason & Ramy Norgaard have applied for a conditional use permit to operate a family residential child care center in their home located at 1220 E Havens, Lot 103, Brenden Mobile Home Village, legally described as Lot 1A located in SE 1/4 22-103-60, Exc. Lots PE1, PE 2, and PE3, City of Mitchell, Davison County, South Dakota. The property is zoned R4 High Density Residential District.*

Documents:

[AGENDAREQUESTNORGAARDCUP.PDF](#)  
[NOHNORGAARDDAYCARE2019.PDF](#)  
[AERIAL1220EHAVENS103.PDF](#)

**15. Hearing And Action On Russell Hanson & Jamie Buchholz, 520 E Hanson Ave**

*Russell Hanson & Jamie Buchholz have applied for a side-yard on a corner variance of 8 feet vs 20 feet as required for the purpose of constructing a detached garage on their property located at 520 E Hanson Ave, legally described as Lot 12, Block 42, Cooley and Guernsey Addition, City of Mitchell, Davison County, South Dakota. The property is zoned R2 Single Family Residential District.*

Documents:

[AGENDAREQUESTHANSONBUCHHOLZVAR.PDF](#)  
[APPBUCHHOLZVAR.PDF](#)  
[BUCHHOLZPLAN.PDF](#)  
[NOHBUCHHOLZ.PDF](#)  
[BUCHHOLZNEIGHBORS.PDF](#)  
[AERIAL520EHANSON.PDF](#)

**16. Hearing And Action On Midwest Mexican Food Inc (Taco Johns) 701 N Sanborn Blvd**

*Midwest Mexican Food Inc. has applied for a front-yard variance of 17 feet vs 30 for the purpose of constructing an addition to the property located at 701 N Sanborn Blvd, legally described as Lots 7 & 8, Block 3, Rowley's 2nd Addition, City of Mitchell, Davison County, South Dakota. The property is zoned NS Neighborhood Shopping District.*

Documents:

[AGENDAREQUESTTACOJOHNS.PDF](#)  
[TACOJOHNSNOH.PDF](#)  
[TACOJOHNPLANS.PDF](#)  
[TACOJOHNNEIGHBORS.PDF](#)  
[AERIALTACOJOHNS.PDF](#)

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

**18. Action To Award Bid For Asphalt/Concrete Crushing Project #2019-9**

Documents:

[AWARD ASPHALT-CONCRETE CRUSHING BID CITY PROJECT 2019-9 STAFF REPORT.PDF](#)  
[BID TABULATION ASPHALT-CONCRETE CRUSHING CITY PROJECT 2019-9.PDF](#)

**19. Action To Appoint Glen Still As Public Safety Director, Effective September 30, 2019**

Documents:

[PUBLIC SAFETY DIRECTOR APPOINTMENT.PDF](#)

**20. Action To Approve Agreement #A2019-39, Ratification Of Slumberland Parking Lot Rental**

Documents:

[AGENDA ITEM- AGREEMENT A2019-39, RATIFYING SLUMBERLAND LOT RENTAL.PDF](#)  
[AGREEMENT A2019-39, SLUMBERLAND PARKING LOT RENTAL.PDF](#)

**21. Action To Approve Agreement #A2019-40, An Agreement With SPN & Associates For Mitchell Southwest Development Utilities Study Project #2019-52**

Documents:

[PROPOSED AGREEMENT WITH SPN FOR SOUTHWEST AREA STAFF REPORT.PDF](#)  
[AGREEMENT 2019-40 WITH SPN FOR SOUTHWEST AREA DRAINAGE CITY PROJECT 2019-52.PDF](#)

**22. Action To Approve Agreement #A2019-41, Redevelopment Agreement With Mitchell Area Development Corporation**

Documents:

[AGENDA ITEM- AGREEMENT A2019-41, REDEVELOPMENT AGREEMENT WITH MADC.PDF](#)  
[AGREEMENT A2019-41, REDEVELOPMENT AGREEMENT WITH MADC.PDF](#)

**23. Action To Approve Resolution #R2019-63, A Plat Of Lot 6, Block 4A, Westwood First Addition, A Subdivision Of Block 4 Of Westwood First Addition In The NW 1/4 Of Section 16, T 103 N, R 60 W Of The 5th P.M., City Of Mitchell, Davison County, South Dakota**

Documents:

[AGENDAREQUESTR2019-63.PDF](#)  
[R2019-63PLAT.PDF](#)  
[PLATL6B4AWESTWOOD.PDF](#)  
[AERIALL6B4WESTWOODPLAT.PDF](#)

**24. Second Reading Of Ordinance #O2019-12, U-Turns In City Limits**

Documents:

[AGENDA ITEM- ORDINANCE O2019-12, U-TURNS IN CITY LIMITS.PDF](#)  
[ORDINANCE O2019-12, U-TURNS IN CITY LIMITS \(ALTERNATE A\).PDF](#)  
[ORDINANCE O2019-12, U-TURNS IN CITY LIMITS.PDF](#)

**25. Motion To Adopt Ordinance #O2019-12, Request Public Comment, Roll Call**

**26. Second Reading Of Ordinance #O2019-18, Repealing Mitchell City Code Chapter 3-6: Traffic Commission, Updating References To Said Commission, And Correcting A Reference To The Traffic Division**

Documents:

[AGENDA ITEM- ORDINANCE O2019-18, REPEALING MCC CHAPTER 3-6, TRAFFIC COMMISSION AND UPDATING REFERENCES.PDF](#)  
[ORDINANCE O2019-18, REPEALING MCC CHAPTER 3-6, TRAFFIC COMMISSION AND UPDATING REFERENCES.PDF](#)

**27. Motion To Adopt Ordinance #O2019-18, Request Public Comment, Roll Call**

**28. Hearing And First Reading On Ordinance #O2019-13, Amending BID 2 To Extend SEA Funding**

Documents:

[AGENDA ITEM- ORDINANCE O2019-13, AMENDING BID 2.PDF](#)  
[ORDINANCE O2019-13, AMENDING BID 2 TO EXTEND SEA FUNDING.PDF](#)

**29. First Reading On Ordinance #O2019-19, 2020 Annual Appropriation Ordinance**

Documents:

[STAFF REPORT - ANNUAL APPROPRIATION ORDINANCE FY2020.PDF](#)  
[2020 APPROPRIATION ORDINANCE O2019-19.PDF](#)  
[2020PROPOSED BUDGET OVERVIEW.PDF](#)  
[2020 CAPITAL IMPROVEMENTS PROPOSED BUDGET.PDF](#)  
[PROPOSED 2020 SUBSIDY REQUEST FUNDING.PDF](#)  
[FY2020 CIP REQUESTS.PDF](#)  
[ICE BUMPER CARS RESPONSE.PDF](#)  
[MMSB SEPT 3.PDF](#)  
[5 YEAR ROAD MAINTENANCE PLAN 2019-2023.PDF](#)  
[2019-2020 CHIP SEAL.PDF](#)  
[CITY 2020 PARKING LOT IMPROVEMENTS.PDF](#)  
[SIDEWALK ESTIMATES - 5 YEAR PLAN 2019-2020 COSTS SUMMARY 12-11-18.PDF](#)

**30. Review Of Corn Palace Plaza Phase II Project & Timeline**

Documents:

[STAFF REPORT CORN PALACE PLAZA.PDF](#)  
[17157 CORN PALACE - PHASE II\\_ILLUSTRATIONS\\_2019.08.29.PDF](#)

**31. Adjourn**

**32. FOR COUNCIL INFORMATION: City Planning Commission Minutes 8/26/2019**

Documents:

[PLANNINGCOMMINUTES8262019.PDF](#)

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.