

## City Council Agenda

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

November 5, 2018

*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: Salvation Army

### 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:

[CITY COUNCIL MINUTES 10 15 18.PDF](#)

[WORK SESSION 10 29 18.PDF](#)

#### B. Committee Meeting Minutes

Documents:

[PLANNINGCOMM10092018.PDF](#)

[TRAFFIC COMMISSION MINUTES \(OCTOBER 15, 2018\).PDF](#)

[SIDEWALK MINUTES 10-15-2018.PDF](#)

#### C. Raffle Permits

*John Paul II School with the drawings to be held on January 18, 25, 2019, February 1, 8, 14, 22, 2019*

*Heart & Sole with the drawing to be held on January 23, 2019*

Documents:

[JOHN PAUL II RAFFLE.PDF](#)

[HEART AND SOLE RAFFLE.PDF](#)

#### D. Appointment Members To Volunteer City Boards & Committees

- *Appoint Bonnie Scott to the Community Services Board representing the Mitchell Volunteer Program to fill an unexpired term to run November 2018- January 2019.*
- *Appoint Steve Morgan to the Corn Palace Events & Entertainment board to fill an unexpired term to run January 2019- January 2020.*

#### E. Approve Taxicab License Of Jesse Parker DBA As LYFT

Documents:

[TAXICAB STAFF.PDF](#)

[PARKER TAXICAB.PDF](#)

#### F. Set Date Of 11-19-18 For Hearing

*On the application of Corn Palace Shrine Club for a Special Event Liquor License located at the Masonic Lodge for December 1, 2018 for a Wedding*

Documents:

[SET DATE FOR HEARING.PDF](#)  
[CP SHRINE APPLICATION.PDF](#)

**G. Set Date For Bid Opening 1:30 P.M., November 20, 2018 For Surplus Used 1991 Cat D5 Dozer City Project #2018-37**

Documents:

[BID OPENING FOR USED 1991 CAT D5 DOZER 2018-37 STAFF REPORT.PDF](#)

**H. Automatic Supplement To Municipal Buildings-Repair For An Insurance Reimbursement For Water Damage At City Hall**

Documents:

[STAFF REPORT-AUTO SUPP CITY HALL.PDF](#)  
[AUTO SUPPLEMENT-CITY HALL WATER DAMAGE.PDF](#)

**I. Automatic Supplement To The Parks & Rec Capital Improvements For An ADA Hockey Sled From A Donation**

Documents:

[AGENDA ITEM REQUEST - AUTO SUPPLEMENT MACPD 2018.PDF](#)  
[SUPPLEMENTAL BUDGET APPROPRIATION REQUEST FORM.PDF](#)

**J. Request To Accept DOT 5339 Funds For Facility**

Documents:

[REQUEST TO ACCEPT DOT 5339 FUNDS FOR FACILITY 2018-2019.PDF](#)  
[FACILITY AGREEMENT 5339 FUNDING.PDF](#)

**K. Request To Accept DOT 5339 Funds For Hardware**

Documents:

[REQUEST TO ACCEPT DOT 5339 FUNDS FOR HARDWARE 2018-2019.PDF](#)  
[HARDWARE AGREEMENT 5339 FUNDING.PDF](#)

**L. Request To Accept DOT 5339 Funds For Radios**

Documents:

[REQUEST TO ACCEPT DOT 5339 FUNDS FOR RADIOS 2018-2019.PDF](#)  
[RADIO AGREEMENT 5339 FUNDING.PDF](#)

**M. Request To Accept DOT 5339 Funds For Security Cameras**

Documents:

[REQUEST TO ACCEPT DOT 5339 FUNDS FOR SECURITY CAMERAS 2018-2019.PDF](#)  
[SECURITY CAMERAS AGREEMENT 5339 FUNDING.PDF](#)

**N. Request To Accept DOT 5339 Funds For Shop Equipment**

Documents:

**O. Request To Accept DOT 5339 Funds For Tires**

Documents:

REQUEST TO ACCEPT DOT 5339 FUNDS FOR TIRES 2018-2019.PDF  
TIRES AGREEMENT 5339 FUNDING.PDF

**P. Gas & Fuel Quotation**

Documents:

NOVEMBER 5, 2018 MEETING.PDF  
OCTOBER 22, 2018 FUEL.PDF

**Q. Pay Estimates November 5, 2018**

Documents:

PAY ESTIMATES 11-05-2018 STAFF REPORT.PDF  
PAY ESTIMATE SCHEDULE 11-05-2018.PDF

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

**9. Action To Set Date For Board Of Adjustment Hearing 11/19/2018**

*Bill & Barbara Goldammer are requesting a conditional use permit to operate a retail and trades business at 2020 & 2040 E 8th Ave, legally described as Lot 1 Ex Lots A & B of Lot 1 & Lot A of Lot 1 of Collellas Subd. SE 1/4 of Section 14 & NE 1/4 of Section 23, T 103 N, R 60 W, Davison County, South Dakota. The property is zoned UD Urban Development District.*

Documents:

AGENDAREQUESTGOLDAMMERCUP.PDF  
GOLDAMMERAREIAL.PDF

**10. Action To Set Date For Board Of Adjustment Hearing 11/19/2018**

*Rosewood Court Assisted Living at 2101 N Sanborn Blvd, legally described as the North 237.8' except the West 456.8' of Lot F, A Replat of Lots 100 and 101 in the NE 1/4 of Section 16, T 103 N, R 60 W of the 5th P.M., City of Mitchell, Davison County, South Dakota, is requesting a back yard variance of 8' 8 1/2" vs. 25' as required and a sideyard variance of 4'7" vs 5' as required for construction of an addition. The property is zoned R4 High Density Residential District.*

Documents:

[AGENDAREQUESTROSEWOODVAR.PDF](#)  
[ROSEWOODAERIAL.PDF](#)

**11. Action To Set Date For Board Of Adjustment Hearing 11/19/2018**

*Alex Hartman & Alexandria Gerriets are applying for a conditional use permit to operate a family residential child care center in their home at 1513 W Hanson Ave, legally described as Lot 13, Block 8, Potter's Addition, City of Mitchell, Davison County, South Dakota. The property is zoned R3 Medium Density Residential District.*

Documents:

[AGENDAREQUESTGERRIETSCUP.PDF](#)  
[GERRIETSAERIAL.PDF](#)

**12. Hearing On John & Lisa Mentele, 1206 W Hanson Ave**

*John & Lisa Mentele have applied for a conditional use permit/massage business/home occupation at their home located at 1206 W Hanson Ave, legally described as Lot 9, Western Heights Addition, City of Mitchell, Davison County, South Dakota. Zoned R3 Medium Density Residential District.*

Documents:

[AGENDAREQUESTMENTELECUP.PDF](#)  
[MENTELENH.PDF](#)  
[MENTELENIGHBORS.PDF](#)  
[MENTELECUPNEIGHBORSLETTER.PDF](#)  
[MENTELECUPMAP.PDF](#)  
[MENTELECUPAERIAL.PDF](#)

**13. Hearing On Bill & Pamela Wittstruck, 316 Hackberry Ave**

*Bill & Pamela Wittstruck have requested a variance of a front yard variance of 0' feet vs 35' to construct an unenclosed carport at their home at 316 Hackberry Ave, legally described as Lots 10 & 11, Block 4, Weaver's Squares, City of Mitchell, Davison County, South Dakota. The property is zoned HB Highway Oriented Business District.*

Documents:

[AGENDAREQUESTWITTSTRUCKVAR2018.PDF](#)  
[NOHWITTSTRUCKVAR2018.PDF](#)  
[WITTSTRUCKPLAN.PDF](#)  
[WITTSTRUCKNEIGHBORS.PDF](#)  
[WITTSTRUCKLETTERS.PDF](#)  
[WITTSTRUCKVARAERIAL.PDF](#)

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

**15. First Reading Of Ordinance #O2018-13, An Ordinance Of The City Of Mitchell That Changes The Zoning District Classification Of The Real Property Legally Described As; Lots 1, 2, 3, 4, 13, 14 & N 200 Feet Of Alley All In Block 24, Rowley's 2nd Addition, City Of Mitchell, Davison County, South Dakota From R2 Single Family Residential To TWC Transportation, Warehousing And Commercial District**

Documents:

[AGENDAREQUESTBECHEN.PDF](#)  
[02018-13BECHENREZONE.PDF](#)

BECHENNOH.PDF  
BECHENAPP.PDF  
BECHENPLANS.PDF  
BECHENMISC.PDF  
BECHENNEIGHBORS.PDF  
BECHENNEIGHBORLETTERS.PDF  
BECHENLETTER2.PDF  
BECHENLETTER3.PDF  
O2018-13PETITIONS.PDF  
BECHENREZONE.PDF

**16. First Reading Of Ordinance #O2018-14, An Ordinance That Changes The Zoning District Classification Of The Real Property Legally Described As; Block 52, Block 53, Lots 6-10 Block 54, Capital Addition, City Of Mitchell, Davison County, South Dakota From TWC Transportation, Warehousing, And Commercial District To R4 High Density Residential District And The Official Zoning Map Be Changed To Reflect The Same**

Documents:

AGENDAREQUESTO201814REZONE.PDF  
O2018-14REZONEW9THAVE.PDF  
W9THZONINGNOH.PDF  
W9THNEIGHBORS.PDF  
W9THNEIGHBORSLETTER.PDF  
W9THZONINGNEIGHBORLETTERS.PDF  
O2018-14REZONELETTERS2.PDF  
W9THAERIAL2.PDF  
W9THLETTERS3.PDF  
W9THZONINGMAP.PDF  
W9THZONINGAERIAL.PDF

**17. First Reading On Ordinance #O2018-15, Supplemental Appropriations**

Documents:

STAFF REPORT O2018-15.PDF  
O2018-15.PDF

**18. Action To Approve Notice Of Acceptability Of Work For Sanborn Blvd And Street Improvements - Phase I City Project #2018-22 To BX Civil Construction.**

Documents:

ACTION TO APPROVE NOTICE OF ACCEPTABILITY FOR SANBORN PHASE I - CITY PROJECT 2018-22 TO BX CIVIL STAFF REPORT.PDF  
ACTION TO APPROVE NOTICE OF ACCEPT FOR SANBORN - SUPPORTING DOCUMENTATION.PDF

**19. Action To Award Cemetery Hayland Lease City Project #2019-5, 3-Year Lease To Include Haying Seasons For Years 2019-2020-2021**

Documents:

ACTION TO AWARD BID FOR CEMETERY HAYLAND LEASE - CITY PROJECT 2019-5 STAFF REPORT.PDF  
CEMETERY HAYLAND LEASE BID TABULATION FOR 3 YEAR LEASE 2019-2020-2021.PDF

**20. Action On Resolution #R2018-58, A Plat Of Lots 7-A And 7-B, Block 92, John Lawler's Second Addition To The City Of Mitchell, Davison County, South Dakota**

Documents:

[AGENDAREQUESTR201858PLAT.PDF](#)  
[R201858PLAT.PDF](#)  
[PLAT7A7BB92LAWLER2ND.PDF](#)  
[L7A7BB92LAWLER2NDAERIAL.PDF](#)

**21. Action On Resolution #R2018-59, Modifying Poet Water Use Agreement Rate**

Documents:

[AGENDA ITEM- RESOLUTION R2018-59, MODIFYING POET WATER USE AGREEMENT RATE.PDF](#)  
[RESOLUTION R2018-59, MODIFYING THE POET WATER USE AGREEMENT RATE.PDF](#)

**22. Action To Approve Resolution #R2018-60, A Resolution Giving Approval To Certain Drinking Water Facilities Improvements; Giving Approval To The Issuance And Sale Of Revenue Bonds In One Or More Series To Finance Directly Or Indirectly The Improvements To The Facilities, Approving The Form Of The Loan Agreement And The Revenue Bonds And Pledging Project Revenues And Collateral To Secure The Payment Of The Revenue Bond, And Creating Special Funds And Accounts For The Administration Of Funds For Operation Of The System And Retirement Of The Revenue Bonds And Providing For A Segregated Special Charge Or Surcharge For The Payment Of The Bonds**

Documents:

[STAFF REPORT R2018-60.PDF](#)  
[R2018-60.PDF](#)

**23. Action To Approve Resolution #R2018-61, A Resolution Giving Approval To Certain Sewer Facilities Improvements; Giving Approval To The Issuance And Sale Of Revenue Bonds In One Or More Series To Finance Directly Or Indirectly The Improvements To The Facilities, Approving The Form Of The Loan Agreement And The Revenue Bonds And Pledging Project Revenues And Collateral To Secure The Payment Of The Revenue Bond, And Creating Special Funds And Accounts For The Administration Of Funds For Operation Of The System And Retirement Of The Revenue Bonds And Providing For A Segregated Special Charge Or Surcharge For The Payment Of The Bonds**

Documents:

[STAFF REPORT R2018-61.PDF](#)  
[R2018-61.PDF](#)

**24. Consider And Approve Insurance Committee Recommendation For 2019**

Documents:

[AGENDA ITEM- REQUEST FOR 2019 INSURANCE.PDF](#)  
[INSURANCE RATE SUMMARY 2019.PDF](#)  
[WELLNESS RATES 2019 - FOR COUNCIL APPROVAL.PDF](#)

**25. Adjourn**

**26. FOR COUNCIL INFORMATION: 10/22/2018 City Planning Commission Minutes**

Documents:

[PLANNINGCOMMINUTES10222018.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.

