



**Mission Statement**

*To provide cost-effective public services as required by its citizens and to provide an environment so that both its citizens and the economy prosper.*

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**YANKTON BOARD OF CITY COMMISSIONERS**

Regular City Commission Meeting beginning at 7:00 P.M.

**Monday, May 22, 2017**

City of Yankton Community Meeting Room

Located at the Technical Education Center • 1200 W. 21<sup>st</sup> Street • Room 114

Rebroadcast Schedule: Tuesday @ 7:30pm, Thursday @ 6:30 pm, on channels 3 & 45

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**I. ROUTINE BUSINESS**

1. **Roll Call**

2. **Approve Minutes of regular meeting of May 8, 2017**

**Attachment I-2**

3. **Proclamation:** Mental Wellness Conference

**Attachment I-3**

4. **City Manager’s Report**

**Attachment I-4**

5. **Public Appearances**

*Public appearances is a time for persons to address the City Commission on items not listed on the agenda.*

**II. CONSENT ITEMS**

*Matters appearing on the Consent Agenda are expected to be non-controversial and will be acted upon by the City Commission at one time, without discussion. Approval constitutes following the recommendation of the City Manager on each item.*

1. **Establishing public hearing for sale of alcoholic beverages – Special Event**

Establish June 12, 2017, as the date for the public hearing on the request for a Special Malt Beverage (on-sale) Retailers License for 1 day, July 6, 2017, from City of Yankton (Brittany LaCroix, City Events & Promotions Coordinator), Parking Lot and Green Space Westside of Meridian Bridge & the enclosed area of Levee Street, Yankton, S.D.

**Attachment II-1**

2. **Establishing public hearing for sale of alcoholic beverages – Special Event**

Establish June 12, 2017, as the date for the public hearing on the request for a Special Malt Beverage (on-sale) Retailers License for 1 day, July 13, 2017, from City of Yankton (Brittany LaCroix, City Events & Promotions Coordinator), Parking Lot and Green Space Westside of Meridian Bridge & the enclosed area of Levee Street, Yankton, S.D.

**Attachment II-2**

- 3. Establishing public hearing for sale of alcoholic beverages – Special Event**  
Establish June 12, 2017, as the date for the public hearing on the request for a Special Malt Beverage (on-sale) Retailers License for 1 day, July 20, 2017, from City of Yankton (Brittany LaCroix, City Events & Promotions Coordinator), Parking Lot and Green Space Westside of Meridian Bridge & the enclosed area of Levee Street, Yankton, S.D.  
**Attachment II-3**
- 4. Establishing public hearing for sale of alcoholic beverages – Special Event**  
Establish June 12, 2017, as the date for the public hearing on the request for a Special Malt Beverage (on-sale) Retailers License for 1 day, July 27, 2017, from City of Yankton (Brittany LaCroix, City Events & Promotions Coordinator), Parking Lot and Green Space Westside of Meridian Bridge & the enclosed area of Levee Street, Yankton, S.D.  
**Attachment II-4**
- 5. Establishing public hearing for sale of alcoholic beverages – Special Event**  
Establish June 12, 2017, as the date for the public hearing on the request for a Special Malt Beverage (on-sale) Retailers License for 1 day, August 3, 2017, from City of Yankton (Brittany LaCroix, City Events & Promotions Coordinator), Parking Lot and Green Space Westside of Meridian Bridge & the enclosed area of Levee Street, Yankton, S.D.  
**Attachment II-5**
- 6. Establishing public hearing for sale of alcoholic beverages – Special Event**  
Establish June 12, 2017, as the date for the public hearing on the request for a Special Malt Beverage (on-sale) Retailers License for 1 day, August 10, 2017, from City of Yankton (Brittany LaCroix, City Events & Promotions Coordinator), Parking Lot and Green Space Westside of Meridian Bridge & the enclosed area of Levee Street, Yankton, S.D.  
**Attachment II-6**
- 7. Establishing public hearing for sale of alcoholic beverages – Special Event**  
Establish June 12, 2017, as the date for the public hearing on the request for a Special Malt Beverage (on-sale) Retailers License for 1 day, August 17, 2017, from City of Yankton (Brittany LaCroix, City Events & Promotions Coordinator), Parking Lot and Green Space Westside of Meridian Bridge & the enclosed area of Levee Street, Yankton, S.D.  
**Attachment II-7**
- 8. Possible Quorum Event**  
May 30, 2016, Riverside Park starting at 4:30, no official commission action
- 9. Budget Workshop Meeting Date**  
Consideration of Memorandum #17-108 regarding setting Budget workshop meeting date  
**Attachment II-9**

- 10. Transient Merchant License and Special Events Dance License**  
Consideration of Memorandum #17-110 recommending approval of the applications from the Rockin' Ribfest for:  
A) Transient Merchant License June 2-3, 2017;  
B) Special Events Dance License for June 2-3, 2017  
**Attachment II-10**
- 11. Assessment Roll; Noxious Vegetation and Abatement, set public hearing**  
Consideration of Memorandum #17-109 and Resolution #17-17, recommending that June 26, 2017, be established as the date for a public hearing on the special assessment roll for removal of noxious vegetation and abatement  
**Attachment II-11**
- 12. Establishing public hearing for sale of alcoholic beverages – Special Event**  
Establish June 12, 2017, as the date for the public hearing on the request for a Special Events (on-sale) Liquor License for July 11, 2017 from Chamber of Commerce, (Carmen Schramm, Director) d/b/a Chamber of Commerce, NFAA, 800 Archery Lane, Yankton, S.D.  
**Attachment II-12**
- 13. Establishing public hearing for sale of alcoholic beverages – Special Event**  
Establish June 12, 2017, as the date for the public hearing on the request for a Special Events (on-sale) Liquor License for June 20, 2017 from Chamber of Commerce, (Carmen Schramm, Director) d/b/a Chamber of Commerce, Yankton Kiwanis Ice Arena, 709 Whiting Drive, Yankton, S.D.  
**Attachment II-13**
- 14. Special Events Dance License**  
Consideration of Memorandum #17-115 recommending approval of the application from Onward Yankton for:  
A) Special Events Dance License for July 3, 2017  
**Attachment II-14**
- 15. Fireworks Request by Ribfest**  
Consideration of Memorandum #17-101 regarding request to shoot small fireworks show  
**Attachment II-15**
- 16. Fireworks Request by 3<sup>rd</sup> on 3<sup>rd</sup>**  
Consideration of Memorandum #17-107 regarding request by 3<sup>rd</sup> on 3<sup>rd</sup> to shoot small fireworks show  
**Attachment II-16**
- 17. Establishing public hearing for sale of alcoholic beverages – Special Event**  
Establish June 12, 2017, as the date for the public hearing on the request for a Special Events RETAIL (on-sale) Malt Beverage License for 1 day, July 3, 2017, from Onward Yankton, Intersection of 3<sup>rd</sup> & Walnut down to 2<sup>nd</sup> Street, Yankton, S.D.  
**Attachment II-17**
- III. OLD BUSINESS**

*Old business includes items that have previously appeared on the City Commission's agenda and require further consideration or action by the board.*

1. **Public hearing for sale of alcoholic beverages – Special Event**  
 Consideration of Memorandum #17-102 regarding the request for a Special Malt Beverage (on-sale) Retailers License and a Special (on-sale) Wine Retailers License for 1 day, July 22, 2017 from Yankton Area Arts, (Julie Amsberry, Executive Director) Memorial Park, rain date set for City Hall Auditorium, 416 Walnut, Yankton, S.D.  
**Attachment III-1**
  
2. **Public hearing for sale of alcoholic beverages – Special Event**  
 Consideration of Memorandum #17-103 regarding the request for a Special Malt Beverage (on-sale) Retailers License and a Special (on-sale) Wine Retailers License for 2 days, June 2 & 3, 2017, from Yankton Rockin’ Ribfest, Inc., (Kathy Church, Secretary) d/b/a Yankton Rockin’ Ribfest, Inc., NFAA Easton Yankton Archery Center, 800 Archery Lane, Yankton, S.D.  
**Attachment III-2**
  
3. **Public hearing for renewal of Malt Beverage Licenses**  
 Consideration of Memorandum #17-104 regarding the public hearing on the applications for renewal of Malt Beverage Licenses for the 2017-18 licensing period  
**Attachment III-3**
  
4. **Public hearing for a New Retail Malt Beverage License**  
 Consideration of Memorandum #17-105 regarding the New Retail (on-off sale) Malt Beverage License for July 1, 2017, to June 30, 2018, from Allison Gullikson d/b/a Happy Hourz, 311 Douglas, Yankton, S.D.  
**Attachment III-4**

*Adoption of an ordinance is typically a two-meeting process. At the first meeting, an ordinance is introduced, and the first reading is held. During the second meeting, the ordinance is discussed by the commission and the public and then considered for adoption.*

#### **IV. NEW BUSINESS**

*New business items are those that have not been discussed by the Commission previously.*

1. **Agreement between State of South Dakota & City of Yankton – Meridian Pedestrian Bridge Inspection**  
 Consideration of Memorandum #17-100 and Resolution #17-16 regarding Agreement between State of South Dakota and City of Yankton for an underwater inspection of the Meridian Pedestrian Bridge  
**Attachment IV-1**
  
2. **Mayor’s Appointments to City Advisory Boards and Commissions**  
 Consideration of Memorandum #17-114 recommending approval of the Mayor’s appointments to various City Advisory Boards and Commissions  
**Attachment IV-2**
  
3. **SAC Rental Rate Increase**  
 Consideration of Memorandum #17-113, regarding SAC Rental Rate Increase for 2019  
**Attachment IV-3**
  
4. **Bid Award – 21<sup>st</sup> Street Reconstruction Project**  
 Consideration of Memorandum #17-117 regarding Bid Award for the 21st Street Reconstruction from Summit Street to Railroad Right-of-Way  
**Attachment IV-4**

5. **North Peninah Dust Inhibitor Cost Sharing**  
Consideration of Memorandum #17-112, regarding North Peninah Dust Inhibitor Cost Sharing  
**Attachment IV-5**
6. **Planning Commission – Plat Review**  
Consideration of Memorandum #17-111 and Resolution #17-18 a plat of Lots 1–5 in Block 14 of Ridgeway North Subdivision to the City of Yankton in the NE 1/4 of Section 6, T93N, R55W of the 5th P.M., Yankton County, South Dakota. Address, Castlewood Circle. Kirby Hofer Construction Company, Inc., owner.  
**Attachment IV-6**
7. **Annexation**  
Consideration of Memorandum #17-116 recommending approval of Resolution #17-19, Phase 2 of Westbrook Estates annexing the East Half of the Southeast Quarter except the East 700' in Section 2 and the 23rd Street and West City Limits Road right-of-way adjacent to the described property and extending east to the current City of Yankton corporate limits (right-of-way located in Sections 2, 11 and 12), all in Township 93 North, Range 56 West of the 5th Principal Meridian Yankton County, South Dakota containing 40.5 acres more or less.  
**Attachment IV-7**
8. **Request to Apply for Scholarship - ICMA**  
Consideration of Memorandum #17-118 regarding the request by City Manager to Apply for Scholarship to attend ICMA Annual Conference  
**Attachment IV-8**
9. **2<sup>nd</sup> Street Calmers Discussion**  
Consideration of Memorandum #17-119 regarding 2<sup>nd</sup> Street Calmers Discussion  
**Attachment IV-9**
10. **3<sup>rd</sup> on 3<sup>rd</sup> – Special Events Parking Request**  
Consideration of Memorandum #17-99 and Resolution #17-15 regarding request by 3rd on 3rd for Special Events Parking Ordinance #933 to be in place during Walnut Street / 3rd Street on July 3, 2017 and suspension of alcohol Consumption  
**Attachment IV-10**
11. **Introduction and First Reading – Vehicle For Hire Ordinance**  
Introduction, first reading of Ordinance #995, the first reading and establishing June 12, 2017, as the date for the second reading and public hearing regarding the Vehicle for Hire Ordinance  
**Attachment IV-11**

V. **ADJOURN INTO EXECUTIVE SESSION TO DISCUSS  
PERSONNEL & CONTRACTUAL MATTERS UNDER SDCL 1-25-2**

*Executive or closed meetings may be held by a majority vote of the governing body for the sole purposes of:*

- Discussing the qualifications, competence, performance, character or fitness of any public officer or employee.*
- Consulting with legal counsel or reviewing communications from legal counsel about proposed or pending litigation or contractual matters.*
- Preparing for contract negotiations or negotiating with employees or employee representatives.*

- *Discussing marketing or pricing strategies by a board or commission of a business owned by the City, when public discussion may be harmful to the competitive position of the business.*

*Any official action concerning such matters shall be made at an open official meeting.*

## **VI. RECONVENE AS BOARD OF CITY COMMISSIONERS**

1. Roll Call

## **VII. ADJOURN THE MEETING OF MAY 22, 2017**

*The City of Yankton Community Meeting Room is accessible to everyone. If you have any additional accommodation requirements, please call 668-5221.*

*Should you have any reason to believe an open meetings law has been violated please contact the Open Meetings Commission at the South Dakota Office of the Attorney General at: 1302 E. Hwy 14, Suite 1, Pierre, SD 57501-8501 or by phone at 605-773-3215.*