



**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, July 24, 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 July 10, 2017 and Special Meeting of July 10, 2017**

**Attachment I-2**

**3. City Manager's Report**

**Attachment I-3**

**4. Public Appearances – Don Kettering**

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

**II. CONSENT ITEMS**

**1. Establishing public hearing for transfer of location**

Establish August 14, 2017, as the date for the public hearing on the request for a transfer of location of a Retail (on-sale) Liquor License for January 1, 2017, to December 31, 2017, from VFW Post #791, 209 Cedar Street, adding Sidewalk and Parking Lot, Yankton, SD.

**Attachment II-1**

**2. Establishing public hearing for sale of alcoholic beverages**

Establish August 14, 2017, as the date for the public hearing on the request for a Special Events Malt Beverage (on-sale) Retailers License and a Special RETAIL (on-sale) Wine dealers License for 1 day, Saturday, October 28<sup>th</sup>, 2017, from Czeckers Inc. (Jean Hunhoff, President), Between 2<sup>nd</sup> & 3<sup>rd</sup> Street on Walnut Street, Yankton, S.D.

**Attachment II-2**

**3. Establish public hearing for a transfer of ownership & location**

Establish August 14, 2017, as the date for the public hearing on the request for a transfer of ownership and location of a Retail (on-off sale) Malt Beverage & SD Farm Wine License for July 1, 2017, to June 30, 2018, from SHREE LLC, d/b/a Muggsys Sub Galley (Dipan Patel, President), 821 Broadway Ave. to The Fox Stop, Inc. (James Grotenhuis, Owner), 1316 W. 30<sup>th</sup> Street, Yankton, S.D.

**Attachment II-3**

*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.*

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

### **III. OLD BUSINESS**

#### **1. Public hearing for sale of alcoholic beverages – Special Event**

Consideration of Memorandum #17-154 regarding the public hearing on the request for a Special Events Malt Beverage (on-sale) Retailers License and a Special RETAIL (on-sale) Wine dealers License for 1 day, Saturday, August 12, 2017, from Lewis & Clark Theatre Company, (Jessica Cameron, Treasurer) 328 Walnut, Yankton, SD 57078.

**Attachment III-1**

#### **2. Public hearing for sale of alcoholic beverages – Special Event**

Consideration of Memorandum #17-155 regarding public hearing on the request for a Special Events Malt Beverage (on-sale) Retailers License and a Special RETAIL (on-sale) Wine dealers License for 1 day, Friday, August 25, 2017, from Lewis & Clark Theatre Company, (Jessica Cameron, Treasurer) 328 Walnut, Yankton, SD 57078.

**Attachment III-2**

#### **3. Public hearing for sale of alcoholic beverages – Special Event**

Consideration of Memorandum #17-156 regarding the public hearing on the request for a Special Events Malt Beverage (on-sale) Retailers License and a Special RETAIL (on-sale) Wine dealers License for 1 day, Saturday, November 4, 2017, from Lewis & Clark Theatre Company, (Jessica Cameron, Treasurer) 328 Walnut, Yankton, SD 57078

**Attachment III-3**

#### **4. Public hearing for transfer of ownership – On-off Sale**

Consideration of Memorandum #17-157 regarding the public hearing on the request for the transfer of ownership and location of a Retail (on-off sale) Malt Beverage License for July 1, 2017, to June 30, 2018, from Hillcrest Golf & Country Club (Warren Muller, General Manager), 2206 Mulberry Street to South Point (Kirby Mulenburg, Owner), 1101 Broadway, Suite 111C, Yankton, S.D.

**Attachment III-4**

#### **5. Public hearing for New Retail On-Off Wine License**

Consideration of Memorandum #17-158 regarding the public hearing on the request for a New Retail (on-off sale) Wine License for January 1, 2017, to December 31, 2017, from YC Library, LLC (Garrett J. Horn, President), 401 Capitol Street, Yankton, SD 57078.

**Attachment III-5**

#### **6. Public hearing for transfer of ownership – On-off Sale**

Consideration of Memorandum #17-159 regarding the public hearing on the request for a transfer of ownership and location of a Retail (on-off sale) Malt Beverage License for July 1, 2017, to June 30, 2018, from YASS, Inc. (Dipan Patel, President), 401 Picotte to YC Library, LLC (Garrett J. Horn, President, 401 Capitol Street, Yankton, S.D.

**Attachment III-6**

**7. Public hearing for a transfer of ownership**

Consideration of Memorandum #17-161 regarding the public hearing on the request for a transfer of ownership of a Retail (on-off sale) Malt Beverage License for July 1, 2017, to June 30, 2018, from King Buffet Mongolian Grill, Inc. (Yu Jin Guo, Owner), to King Buffet Mongolian Grill Restaurant, Inc. (Ting Wong, Owner), 3013 Broadway Ave, Suite 5, Yankton, S.D.

**Attachment III-7**

*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. Planning Commission Recommendation – Plat Review**

Consideration of Memorandum #17-162 regarding Resolution #17-22, a plat of Lot B and Lot Y, being a replat of Lots 9, 10 and 11, Tramp's Third Addition to the City and County of Yankton, South Dakota. Addresses, 901 and 903 East 17<sup>th</sup> Street. John and Sandy Yaggie, owners.

**Attachment IV-1**

**2. Planning Commission Recommendation – Plat Review**

Consideration of Memorandum #17-163 regarding Resolution #17-23, a Replat of Ranch 2, Ranch Estates, in the W 1/2 of Section 4, T93N, R56W of the 5th P.M., Yankton County, South Dakota, and a portion of the W 1/2 of Section 4, T93N, R56W of the 5th P.M, Yankton County South Dakota; Hereafter to be known as Ranch 2A, Ranch Estates, in the W 1/2 of Section 4, T93N, R56W of the 5th P.M., Yankton County, South Dakota. Address, 4906 SD Highway 314. Donald and Cynthia Bohnet and Rezac Family Revocable Trust, owners.

**Attachment IV-2**

**3. Special Events Parking – Meridian District Crazy Days Event**

Consideration of Memorandum #17-164 and Resolution #17-24 regarding request by Meridian District Crazy Days Event for Special Events Parking Ordinance #933 to be in place during Meridian District Crazy Days Event

**Attachment IV-3**

**4. Special Events Parking – Riverboat Days**

Consideration of Memorandum #17-165 and Resolution #17-25 regarding request by Riverboat Days Committee for Special Events Parking Ordinance #933 to be in place during Riverboat Days

**Attachment IV-4**

**5. Statue Placement in Meridian Plaza**

Consideration of Memorandum #17-166 regarding request to place statue on granite pedestal to west of fountain in Meridian Plaza

**Attachment IV-5**

**V. ADJOURN INTO EXECUTIVE SESSION TO DISCUSS  
PERSONNEL, LITIGATION & 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 JULY 24, 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.*