



**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, August 14, 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 24, 2017

Attachment I-2

3. Schedule of Bills

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**

Establish August 28, 2017, as the date for the public hearing on the request for a Special Events (on-sale) Liquor License for September 30, 2017 from VFW (Colin Reisner, Quartermaster), 209 Cedar Street including the parking lot and Cedar Street from the North side of the building to 2<sup>nd</sup> Street, Yankton, S.D.

Attachment II-1

**III. OLD BUSINESS**

1. **Public hearing for transfer of location**

Consideration of Memorandum #17-167 regarding 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 III-1

2. **Public hearing for sale of alcoholic beverages**

Consideration of Memorandum #17-168 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, 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 III-2**

3. **Public hearing for a transfer of ownership & location**

Consideration of Memorandum #17-169 regarding 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 III-3**

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

*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. **West City Limits Road**

Consideration of Memorandum #17-177 regarding City of Yankton and Yankton County Shared Route Maintenance and Reconstruction Agreement for West City Limits Road

**Attachment IV-1**

2. **Discussion regarding land donation to the National Park Service**

Consideration of Memorandum #17-170 regarding discussion of land donation to the National Park Service

**Attachment IV-2**

3. **Establish Road Tax Rate for 2017**

Consideration of Memorandum #17-171 in support of Resolution #17-27 setting the 2017 Yankton Road Tax Rate

**Attachment IV-3**

4. **Assessment Project, Pave the North-South Alley from 13<sup>th</sup> Street to 14<sup>th</sup> Street, between Pearl Street and Picotte Street, set public hearing**

Consideration of Memorandum #17-175 and Resolution #17-31, recommending that August 28, 2017, be established as the date for a public hearing on the special assessment roll for Establishing a Public Hearing for the Assessment Project to Pave the North-South Alley from 13th Street to 14th Street, between Pearl Street and Picotte Street

**Attachment IV-4**

5. **Building, Plumbing & Electrical Codes Ordinance Amendment – set public hearing**

Consideration of Memorandum #17-178, setting August 28, 2017 as the date for a public hearing to consider Ordinances #996, #997, #998 and #999, repealing the 2003 Building, Plumbing and Electrical Codes and adopting the 2015 Building and Plumbing Codes, and 2017 Electrical Code

**Attachment IV-5**

6. **Memorandum of Understanding – State of South Dakota**  
Consideration of Memorandum #17-174 in support of Resolution #17-30 regarding Memorandum of Understanding between the State of South Dakota (Trustee Unit) and the City of Yankton for the use of full body scanner  

**Attachment IV-6**
7. **Cemetery Land Use for Chamber of Commerce**  
Consideration of Memorandum #17-172 in support of Resolution #17-28 regarding cemetery land use in conjunction with a special event for the Chamber of Commerce  

**Attachment IV-7**
8. **Harvest Halloween – Special Events Parking Request**  
Consideration of Memorandum #17-176 and Resolution #17-32 regarding request by Harvest Halloween for Special Events Parking Ordinance #933 to be in place during Harvest Halloween Event  

**Attachment IV-8**
9. **Fire Code Ordinance Amendment – set public hearing**  
Setting August 28, 2017 as the date for a public hearing to consider Ordinances #1000, amending the 2015 Fire Code  

**Attachment IV-9**

**V. ADJOURN INTO EXECUTIVE SESSION TO DISCUSS LEGAL, 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 AUGUST 14, 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.*