



**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, February 26, 2018**

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 February 12, 2018 and Special Meeting of February 16, 2018**

**Attachment I-2**

**3. City Manager's Report**

**Attachment I-3**

**4. Public Appearances**

*Public appearances is a time for persons to address the City Commission on items not listed on the agenda. No action may be taken on a matter raised under this item of the agenda until the matter itself has been specifically included on an agenda as an item upon which action will be taken. Each person has up to three minutes to speak. Comments made during the Public Appearance Comment period of the agenda may be on any subject. There shall be no personal attacks against the Mayor, members of the City Commission, City Staff, or any other individual.*

### **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. Work Session**

Setting date of March 26, 2018, at 6:00 pm in Room #114 of the Regional Technical Education Center for the next work session of the Yankton City Commission to discuss Downtown Events

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

Establish March 12, 2018, as the date for the public hearing on the request for a Special Malt Beverage (on-sale) Retailers License for 1 day, August 18, 2018, from Yankton Rodeo Association (Douglas O Hevle, President), Rodeo Grounds, 404 Paddle Wheel Drive, Yankton, S.D.

**Attachment II-2**

**3. Naming of Fire Department Chaplain**

Consideration of Memorandum #18-40 regarding approval of new Fire Department Chaplain per Workers' Compensation and SDCL requirements

**Attachment II-3**

**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**

Consideration of Memorandum #18-29 regarding the request for a Special Events Malt Beverage (on-sale) Retailers License for one day, March 16, 2018, from the Center (Christy Hauer, Executive Director), 900 Whiting Drive, Yankton, South Dakota.

**Attachment III-1**

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

Consideration of Memorandum #18-30 regarding the request the request for a Special Events Malt Beverage (on-sale) Retailers License and a Special (on-sale) Wine Retailers License for one day, March 3, 2018, from the Center (Christy Hauer, Executive Director), 900 Whiting Drive, Yankton, South Dakota.

**Attachment III-2**

*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 – Plat Review**

Consideration of Memorandum #18-31 regarding Resolution #18-08, a Plat of Lots 1A, 1B, 2A, & 2B of Block 2 of Westbrook Estates Addition to the City of Yankton, Yankton County, South Dakota. Address, 2520, 2522, 2524 and 2526 Dorian Drive. KN Construction, Inc., owner.

**Attachment IV-1**

**2. Planning Commission – Plat Review**

Consideration of Memorandum #18-32 regarding Resolution #18-09, a Plat of Lots 3A, 3B, 4A, & 4B of Block 3 of Westbrook Estates Addition to the City of Yankton, Yankton County, South Dakota. Address, 2513, 2515, 2517 and 2519 Dorian Drive. KN Construction, Inc., owner.

**Attachment IV-2**

**3. Planning Commission – Plat Review**

Consideration of Memorandum #18-33 regarding Resolution #18-10, a Plat of Lots 1A, 1B, 1C, 1D, 2A, 2B, 2C, 2D, 4A, 4B, 4C, & 4D of Block 5 of Westbrook Estates Addition to the City of Yankton, Yankton County, South Dakota. Address, 1401, 1403, 1405, 1407, 1409, 1411, 1413, 1415, 1501, 1503, 1505, and 1507 W. 25<sup>th</sup> Street. KN Construction, Inc., owner.

**Attachment IV-3**

4. **Planning Commission – Plat Review**  
Consideration of Memorandum #18-34 regarding Resolution #18-11, a Plat of Applied Engineering Subdivision in the SE 1/4 of the SE 1/4 of Section 8, T93N, R56W of the 5th P.M., Yankton County, South Dakota. Address, 2808 SD Hwy 50. Applied Engineering, Inc., owner.  
**Attachment IV-4**
5. **Planning Commission – Plat Review**  
Consideration of Memorandum #18-35 regarding Resolution #18-12, a Plat of Lot 3, in Lewis and Clark Business Center, in the South 645 Feet Except for Lot H2, of the N. 1/2 of the N.E. 1/4, Section 16, T93N, R56W of the 5<sup>th</sup> P.M., Yankton County, South Dakota. Address, North Side of the 3800 Block of W. 8<sup>th</sup> Street. T.J. Land, Inc., owner.  
**Attachment IV-5**
6. **Establish Public Hearing – Ordinance Amendment**  
Introduction and First Reading - Consideration of Memorandum #18-36, establish March 12, 2018 as the date for a public hearing to consider Ordinance #1004, amendments to Chapter 17 of the City of Yankton Code of Ordinances allowing the City Manager to appoint staff support for the Planning Commission, changing the annual reorganization from May to June and allowing the Chairman of the Planning Commission to determine a meeting is not necessary if there are no requests for action to be considered.  
**Attachment IV-6**
7. **Final Project Acceptance & Payment for Crushing Concrete**  
Consideration of Memorandum #18-38 regarding Final Project Acceptance and Payment for the Asphalt and Concrete Crushing  
**Attachment IV-7**
8. **Bid Award – West City Limits Road**  
Consideration of Memorandum #18-41 regarding Bid Award for West City Limits Road Pavement Replacement from 9<sup>th</sup> Street to 31<sup>st</sup> Street  
**Attachment IV-8**
9. **Establish Public Hearing – Ordinance process to cancel or postpone City Commission Meetings**  
Introduction and First Reading - Consideration of Memorandum #18-39, establish March 12, 2018 as the date for a public hearing to consider Ordinance #1005, amendments to Chapter 2 of the City of Yankton Code of Ordinances creating a process to cancel or postpone a regular or special meeting of the Board of Commissioners for the City of Yankton  
**Attachment IV-9**

## **V. ADJOURN INTO ZONING BOARD OF ADJUSTMENT**

1. Roll call
2. Approval of minutes from January 22, 2018.

**Attachment V-2**

### **3. Zoning Board of Adjustment Variance Request**

Introduction and First Reading - Consideration of Memorandum #18-37, establish March 12, 2018 as the date for a Zoning Board of Adjustment public hearing to consider a variance from rear yard setback and lot coverage requirements in an R-3 two-family residential district on the South 67 feet of Lot 2, Block 10, Willow Ridge Subdivision in the City of Yankton, South Dakota. Address, 2831 Mary Street. Darwin Tessier, owner.

**Attachment V-3**

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

1. Roll call

## **VII. OTHER BUSINESS**

*Other business is a time for City Commissioners to address the commission regarding matters not on the agenda. These items will be deliberated by the governing body and will not be acted upon at this time. Items mentioned may be added to a future City Commission meeting or work session for deliberation or action.*

## **VIII. ADJOURN THE MEETING OF FEBRUARY 26, 2018**

*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.*