



Mission Statement

To provide exemplary experiences, services & spaces that create opportunities for everyone to learn, engage and thrive.

YANKTON BOARD OF CITY COMMISSIONERS

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

Monday, January 22, 2024

City of Yankton Community Meeting Room

Located at the Career Manufacturing Technical Education Academy formerly known as Technical Education Center • **1200 W. 21st Street • Room 114**

If you would like to watch the City Commission meeting you can do so by accessing the City of Yankton’s YouTube Live Channel. <https://www.youtube.com/c/cityofyankton/live>

TV Schedule: Mondays at 7:03 p.m. and Tuesday following meeting at 1:00 p.m. on Midco Channel 3 and Bluepeak Channel 98.

I. ROUTINE BUSINESS

1. **Roll Call**

2. **Approve Minutes Regular Meeting of January 8, 2024**

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. 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. **Establish Public Hearing for Sale of Alcoholic Beverages**

Establish February 12, 2024 as the date for the public hearing on the transfer of location of a Retail (on-off sale) Malt Beverage & SD Farm Wine License for July 1, 2023 to June 30, 2024 from Chuck Stop LLC d/b/a Chuck Stop (Charles Rezac, Owner), 800 Summit Street, Yankton, South Dakota to Diggers, Inc. d/b/a The Fox Den (Larry Olson, Owner), 511 West 4th Street, Suite C, Yankton, South Dakota.

Attachment II-1

2. Establish Public Hearing for Sale of Alcoholic Beverages

Establish February 12, 2024 as the date for the public hearing for a Special (on-sale) Malt Beverage Retailers License and a Special (on-sale) Wine Retailers License for 1 day, February 24, 2024, from The Center (Kriss Thury, Executive Director), 900 Whiting Drive, Yankton, South Dakota.

Attachment II-2

3. Establish Public Hearing for Sale of Alcoholic Beverages

Establish February 12, 2024 as the date for the public hearing for a Special On-Sale Liquor License for one day, February 14, 2024, from Flusswerks, LLC dba 1872 Saloon/ Levee Street Steakhouse at 100 Douglas, Suite 101.

Attachment II-3

4. Possible Quorum

The Yankton City Commissioners have been invited to the following events. No Commission action will take place if a quorum is present.

- Thrive Annual Meeting will take place on Thursday, January 25 from 3:30 PM – 7:00 PM at The Brewery located at 200 Walnut Street.
- Meridian Bridge Centennial Kickoff will take place on Friday, January 26 from 6:00 PM – 8:30 PM at Ben’s Brew Station located at 719 Walnut Street.
- The Lawn and River Corridor Event Spaces Master Planning Meeting will take place on Monday, January 29 at 7:00 PM at The Brewery located at 200 Walnut Street.

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 and Second Reading of Alcohol License Fees Ordinance

Consideration of Memorandum #24-22 recommending approval of the proposed Ordinance #1077, an ordinance clarifying the fee structure for alcohol license renewal and the method for issuance of on-sale and off-sale liquor licenses issued by the City of Yankton.

Attachment III-1

2. Public Hearing for Sale of Alcoholic Beverages

Consideration of Memorandum #24-17 regarding the request for a Special Events Retail (On-sale) Liquor License for one day, January 26, 2024 from Boomer’s, Inc., (Kim Braunesreither, Owner/Vice-President) d/b/a Boomer’s Lounge, 100 E. 3rd Street, at the Meridian Venue, 101 E. 3rd Street, Yankton, South Dakota.

Attachment III-2

3. Public Hearing for Sale of Alcoholic Beverages

Consideration of Memorandum #24-18 regarding the request for Special On-sale Liquor License for one day, April 6, 2024, from Hanten, Inc., (Ben Hanten, President), d/b/a Ben’s Brewing Co., 222 West 3rd Street, Yankton, South Dakota. The event will take place at the St. Benedict Dining Room, 1500 St. Benedict Drive, Yankton, South Dakota

Attachment III-3

4. Public Hearing for Sale of Alcoholic Beverages

Consideration of Memorandum #24-19 regarding the request for a Special On-sale Liquor License for one day, February 3, 2024, from Yankton Elks Lodge #994, (Joe Sparks, Exalted Ruler), 504 West 27th Street, Yankton, South Dakota. The event will take place at the NFAA Archery Center, 800 Archery Lane, Yankton, South Dakota.

Attachment III-4

5. Public Hearing for Sale of Alcoholic Beverages

Consideration of Memorandum #24-20 regarding the request for a Special On-sale Liquor License for one day, February 10, 2024 from Boomer's, Inc., (Kim Braunesreither, Owner/Vice-President), d/b/a Boomer's Lounge, 100 E. 3rd Street, Yankton, South Dakota. The event will take place at the Meridian Venue, 101 E. 3rd Street, Yankton, South Dakota.

Attachment III-5

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. Introduction, First Reading and Setting Public Hearing for 2024 Annual Appropriation Ordinance

Consideration of Memorandum #24-16, the Introduction and First Reading, and Setting February 12, 2024 as the Second Reading and Public Hearing of Ordinance No. 1078, Supplement #1 to Ordinance No.1074, the 2024 Annual Appropriation Ordinance.

Attachment IV-1

2. Utility Terrain Vehicle Purchase

Consideration of Memorandum #24-14 recommending approval of the purchases of a John Deere Gator UTV for \$30,348.39 and a snow blade for \$6,000.00 and adopt Resolution #24-04 authorizing the surplus of two UTV's.

Attachment IV-2

3. Mower Purchase

Consideration of Memorandum #24-15 recommending approval of the purchase of a 2019 Jacobsen GP400 mower from TurfWerks and approve the trade-in of two mowers as outlined in Resolution #24-03, resulting in a net price of \$18,500.00.

Attachment IV-3

4. Sidewalk Café Permit Application – 100 East 3rd Street

Consideration of Memorandum #24-11 recommending approval of a sidewalk café permit to 100 East 3rd Street d/b/a Boomer's Lounge.

Attachment IV-4

5. Sidewalk Café Permit Application – 102 & 104 East 3rd Street

Consideration of Memorandum #24-12 recommending approval of a sidewalk café permit to 102 & 104 East 3rd Street d/b/a Mojo's Third Street Pizza, and the adoption of Resolution #24-02 declaring the proposed boardwalk extension a portion of public sidewalk.

Attachment IV-5

6. Street Department Equipment

Consideration of Memorandum #24-21 recommending awarding the bid for three new heavy duty ten yard dump box bodies with hydraulic hoist, and one under body scraper to Northern Truck and Equipment, Sioux Falls, South Dakota in the amount of \$191,122.00 for the Department of Public Works, Street Division.

Attachment IV-6

V. OTHER BUSINESS

Other business is a time for City Commissioners to address the commission regarding matters not on the agenda. These items will not 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.

VI. ADJOURN INTO EXECUTIVE SESSION TO DISCUSS CONTRACTUAL AND PERSONNEL 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.

VII. RECONVENE AS BOARD OF CITY COMMISSIONERS

1. Roll Call

VIII. ADJOURN THE MEETING OF JANUARY 22, 2024

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.