



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, June 10, 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 of Work Session of May 28, 2024 and Regular Meeting of May 28, 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. **Notice of Hearing for Sale of Alcoholic Beverages**

Establish June 24, 2024 as the date for the public hearing on the application for a new Retail (On-off sale) Malt Beverage & SD Farm Wine effective July 1, 2024 from Kourtney Erickson dba Korikyaybites LLC, 101 Douglas Avenue.

Attachment II-1

2. Notice of Hearing for Sale of Alcoholic Beverages

Establish June 24, 2024 as the date for the public hearing on the applications for Special On-sale Liquor Licenses from Ben's Brewing Co, 222 W 3rd St, for Music at the Meridian dates at Riverside Park: July 4, July 5, and August 8; and for dates at The Lawn: July 11, July 18, July 25, and August 1, 2024.

Attachment II-2

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 #24-124 regarding the request for a Special On-sale Malt Beverage Retailers License and a Special On-sale Wine Retailers License for one day, July 27, 2024, from The Center, 900 Whiting Drive, Yankton, South Dakota. The event will take place at The Center, 900 Whiting Drive, Yankton, South Dakota.

Attachment III-1

IV. NEW BUSINESS

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

1. Mayor's Appointments of City Commissioners to City Advisory Boards and Commissions

Consideration of Memorandum #24-125 recommending approval of the Mayor's Appointments of City Commissioners to various City Advisory Boards and Commissions.

Attachment IV-1

2. Mayor's Appointments of Citizens to City Advisory Boards and Commissions

Consideration of Memorandum #24-126 recommending approval of the Mayor's Appointments of Citizens to various City Advisory Boards and Commissions.

Attachment IV-2

3. Planning Commission Recommendation

Consideration of Memorandum #24-127 regarding Resolution #24-27, the creation of Tax Incremental District Number 14, a tax incremental district to be located on the following described property: Tracts 2 and 3 of Law Addition in the N 1/2 of the SE 1/4 of Section 2, Township 93 North, Range 56 West of the 5th P.M., Yankton County, South Dakota planned to be known as Lots 1-12, Block 1; Lots 1-11, Block 2; Lots 1-6, Block 3; Lots 1-19 and Outlot 1, Block 4; Lots 1-18, Block 5; Lots 1-6 and Outlot 2, Block 6; Lot 1, Block 7; Lots 1-15, Block 8; Lot 1, Block 9 of Garden Estates to the City of Yankton, Yankton County, South Dakota.

Attachment IV-3

4. Planning Commission Recommendation

Consideration of Memorandum #24-128 regarding Resolution #24-28, the creation of Tax Incremental District Number 15, a tax incremental district to be located on the following described property: Lot 2, Full Bloom Addition to the City of Yankton, South Dakota.

Attachment IV-4

5. **Planning Commission Recommendation**
Consideration of Memorandum #24-129 regarding Resolution #24-29, the creation of Tax Incremental District Number 16, a tax incremental district to be located on the following described property: Outlot 8, Except Tracts A, B and C of Fox Run Subdivision in the City of Yankton, South Dakota.

Attachment IV-5
6. **SAC Rental Rate Adjustments**
Consideration of Memorandum #24-130 recommending approval of Resolution #24-30, the proposed schedule of charges and dates for blocking rentals for 2026, beginning July 1, 2026.

Attachment IV-6
7. **Amended Water Delivery Agreement**
Consideration of Memorandum #24-131 recommending the City Commission's authorization of City Staff to execute the amended Water Delivery Agreement with the Lewis and Clark Natural Resource District.

Attachment IV-7
8. **Bid Recommendation for Water Main Replacement Project**
Consideration of Memorandum #24-132 recommending that the City Commission reject all bids for the Karen Drive, Bradley Street and Valley Road water main replacement project, and rebid the project for construction in 2025.

Attachment IV-8
9. **Bid Award for the Cedar Street – 2nd Street to 5th Street, Parking Lot and Alley Street and Utility Improvements**
Consideration of Memorandum #24-133 recommending that the City Commission award the Cedar Street, parking lot and alley reconstruction and water main installation contract to Hulstein Excavating, Inc. in the amount of \$1,570,104.70.

Attachment IV-9
10. **Amendment to the MOU with Yankton Thrive for the Gehl Drive Project**
Consideration of Memorandum #24-134 recommending the City Commission's approval and authorize the City Manager to sign the amendment to the Memorandum of Understanding.

Attachment IV-10
11. **Package Off-sale Liquor License Discussion**
Consideration of Memorandum #24-135 requesting that the City Commission direct staff on how to proceed with the sale of the available 12th package off-sale liquor license.

Attachment IV-11

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 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 JUNE 10, 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.