



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

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## **YANKTON BOARD OF CITY COMMISSIONERS**

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

**Monday, September 9, 2024**

**City of Yankton Community Meeting Room**

Located at the Career Manufacturing Technical Education Academy formerly known as Technical Education Center • **1200 W. 21<sup>st</sup> 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.

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### **I. ROUTINE BUSINESS**

**1. Roll Call**

**2. Approve Minutes of Work Session Meeting of August 26, 2024 and Regular Meeting of August 26, 2024**

**Attachment I-2**

**3. Schedule of Bills**

**Attachment I-3**

**4. City Manager's Report**

**Attachment I-4**

**5. Proclamation – Welcoming Week**

**6. 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 the date of September 23, 2024 at 6:00 PM in Room #114 of the Career Manufacturing Technical Education Academy for the next work session of the Yankton City Commission.

2. **Date Change for October 14, 2024 City Commission Meeting**  
Discussion of changing the City Commission meeting of October 14 to October 15 in recognition of Native American Day.
3. **Establish Public Hearing for Sale of Alcoholic Beverages**  
Establish September 23, 2024 as the date for the public hearing on the application for transfer of owner of a Retail (On-off sale) Malt Beverage & SD Farm Wine license from DBC LLC to Nino Ventures LLC dba Bro Brgr Bar, 2101 Broadway Ave, Suite 40.
4. **New Private Collector of Refuse License**  
Consideration of Memorandum #24-195 recommending approval of the new application for private collector of refuse license (Construction Trash, LLC) for the 2024 licensing period.

Attachment II-3

Attachment II-4

### 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 #24-188 for or a new Retail (On-off sale) Malt Beverage & SD Farm Wine license effective to June 30, 2025 from Alfonso Alfredo dba Sabor Cubano, 2007 Broadway Ave Ste M, Yankton, South Dakota. This alcohol license is not endorsed with video lottery.
2. **Public Hearing for Sale of Alcoholic Beverages**  
Consideration of Memorandum #24-189 for a new Retail (On-off sale) Wine and Cider license effective to December 31, 2024 from Kourtney Erickson dba Korikykbites LLC, 101 Douglas Avenue, Yankton, SD. This alcohol license is not endorsed with video lottery.
3. **Land Sale**  
Consideration of Memorandum #24-193 regarding Resolution #24-42, an offer to purchase approximately 2.47 acres of City-owned land know as Lot 4, Block 1 of Mead's Addition.

Attachment III-1

Attachment III-2

Attachment III-3

### IV. **NEW BUSINESS**

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

*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.*

1. **Ordinance Pertaining to Proposed 2025 Budget – Set Public Hearing**  
Consideration of Memorandum #24-187 – the introduction, first reading and establish September 23, 2024 as the second reading of Ordinance #1083, an ordinance to appropriate monies for defraying the necessary expenses and liabilities of the City of Yankton, South Dakota for the fiscal year beginning January 1, 2025 and ending December 31, 2025, and providing for the levy of annual taxes for all funds created by ordinance within said City.

Attachment IV-1

**2. Impact of IM 28 on Municipalities**

Consideration of Memorandum #24-179 recommending the approval of Resolution #24-40 relating to the impact of Initiated Measure 28 on municipalities.

**Attachment IV-2**

**3. Purchase of Spectrometers for Yankton Police Department**

Consideration of Memorandum #24-186 recommending that the City Commission approve the purchase of two (2) Apex Raman Spectrometers with warranties for the Yankton Police Department from DetactaChem, Inc. for \$65,775.00.

**Attachment IV-3**

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

Consideration of Memorandum #24-190 regarding the request for a Special Events Alcoholic Beverage License Application for a Special On-sale Liquor License for one day, September 20, 2024, from Riverfront Brewery Inc., 101 E. 3rd Street, Yankton, South Dakota. The event will take place at the Avera Pavilion, 501 Summit Street, Yankton, South Dakota.

**Attachment IV-4**

**5. Agreement with Caselle for Financial Software**

Consideration of Memorandum #24-191 recommending the City Commission to authorize the City Manager to sign the software use agreement and related documents with Caselle to update the City of Yankton's financial and utility billing software and authorize the Finance Officer to issue a manual check for \$34,680.00 as a down payment.

**Attachment IV-5**

**6. Kennel Licensing Agreement**

Consideration of Memorandum #24-192 recommending the City Commission enter into the kennel licensing agreement and authorize the City Manager to sign said agreement and issue a kennel license to the proprietor under these terms.

**Attachment IV-6**

**7. Bid Award for Riverside Drive Storm Sewer Replacement Project**

Consideration of Memorandum #24-194 recommending that the City Commission award the storm sewer replacement contract to Slowey Construction, Inc. in the amount of \$81,854.00.

**Attachment IV-7**

**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 THE MEETING OF SEPTEMBER 9, 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.*