



**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, March 28, 2022**

**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/channel/UCD1a1hf1dIkiLVSXnmdRQg/live>

Rebroadcast Schedule: Tuesday @ 7:30pm, on channels 3 & 45

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### **I. ROUTINE BUSINESS**

**1. Roll Call**

**2. Approve Minutes of regular meeting of March 14, 2022**

**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. Notice to Call for City of Yankton Election**

Establish 12:00 pm, on Friday, April 15, 2022, as the time and date of a "Notice to Call" a Special City Commission meeting to canvass the election returns of the City of Yankton Election to be held on Tuesday, April 12, 2022

**Attachment II-1**

**2. Motion to Combine 2022 Election**

In Consideration of a motion to combine the April 12, 2022 City of Yankton Municipal Election with the April 12, 2022 Yankton School District Election, to share in the cost of said election, and ratify agreement signed by the Yankton School District representative and City of Yankton representative to share in the cost and administration of election.

**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 #22-51 regarding the request for a Special Events Malt Beverage (on-off sale) License for 1 day, August 5, 2022, from Utica Hall/Rueb, LLC d/b/a Utica Hall, 801 McCarthy Street, Utica, SD at 4-H Fair Grounds, 901 Whiting Drive, Yankton, SD.

**Attachment III-1**

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

Consideration of Memorandum #22-52 regarding the request for a Special Malt Beverage (on-sale) Retailers License for 2 day, August 19-20, 2022, from Yankton Rodeo Association (Douglas O Hevle, President), Rodeo Grounds, 404 Paddle Wheel Drive, Yankton, S.D.

**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. Agreement for Professional Services with Stockwell Engineers, Inc.**

Consideration of Memorandum #22-53 regarding Agreement for Professional Services with Stockwell Engineers, Inc. for 21<sup>st</sup> & Broadway Development Project

**Attachment IV-1**

**2. Bid Award – Cold Applied Plastic Pavement Marking**

Consideration of Memorandum #22-49 regarding Bid Award for the Cold Applied Plastic Pavement Marking Installation Project

**Attachment IV-2**

**3. Downtown Yankton Façade Grant Recommendations**

Consideration of Memorandum #22-54 regarding Downtown Yankton Façade Grant Recommendations

**Attachment IV-3**

**4. Additional Deputy City Attorney**

Consideration of Memorandum #22-56 regarding Additional Deputy City Attorney  
**Attachment IV-4**

**5. Marne Creek Land Acquisition**

Consideration of Memorandum #22-50 recommending approval of Resolution #22-11, the acquisition of 8,580 square feet of Marne Creek area property known as the West Sixty-Foot (65') of Lots Sixteen (16), Seventeen (17) and Eighteen (18), Block Forty-three (43), Lower Yankton Addition to the City of Yankton, South Dakota

**Attachment IV-5**

**V. 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.*

**VI. ADJOURN INTO EXECUTIVE SESSION TO DISCUSS CONTRACTUAL, LITIGATION 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 MARCH 28, 2022**

*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.*