



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, September 25, 2023

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 Regular Meeting of September 11, 2023

Attachment I-2

3. Schedule of Bills

Attachment I-3

4. City Manager’s Report

Attachment I-4

5. Public Appearances

- GFWC Women’s Club Proclamation
- Clint Brockmoller

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. **Establishing Public Hearing for Location Transfer of Alcoholic Beverages License**

Establish October 9, 2023 as the date for the public hearing on the request for the transfer of location of a Retail (on-off sale) Malt Beverage & SD Farm Wine License for June 30, 2023 to July 1, 2024 from DBC, LLC d/b/a Bro Burger Bar (Lauren Soukup, Owner), 304 W 3rd Street, Yankton, South Dakota to DBC, LLC d/b/a Bro Burger Bar (Lauren Soukup, Owner), 2101 Broadway Avenue, Suite 40, Yankton, South Dakota.

Attachment II-1

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 #23-178 regarding the request for a Special Events Malt Beverage (on-sale) Retailers License for 1 day, October 20, 2023 from Yankton Area Arts, (Rose Hauger, Executive Director), 508 Douglas Avenue, Yankton, SD at The Meridian Venue, 101 E 3rd Street, Yankton, SD.

Attachment III-1

2. Public Hearing for Sale of Alcoholic Beverages

Consideration of Memorandum #23-179 regarding the request for a Special Events Retail (on-sale) Liquor License for 1 day, November 4, 2023 from Stripes, Inc. d/b/a Mojo's 3rd Street, 106 E 3rd Street, Yankton, SD at The Meridian Venue, 101 E 3rd Street, Yankton, SD.

Attachment III-2

3. Public Hearing for Sale of Alcoholic Beverages

Consideration of Memorandum #23-180 regarding the request for a Special Events Retail (on-sale) Liquor License for 1 day, December 1, 2023 from Stripes, Inc. d/b/a Mojo's 3rd Street, 106 E 3rd Street, Yankton, SD at The Meridian Venue, 101 E 3rd Street, Yankton, SD.

Attachment III-3

4. Public Hearing for Sale of Alcoholic Beverages

Consideration of Memorandum #23-181 regarding the request for a Special Events Malt Beverage (on-sale) Retailers License and a Special (on-sale) Wine Retailers License for 1 day, October 6, 2023 from The Center (Kriss Thury, Executive Director), 900 Whiting Drive, Yankton, South Dakota.

Attachment III-4

5. Public Hearing for Sale of Alcoholic Beverages

Consideration of Memorandum #23-182 regarding the request for a Special Events Malt Beverage (on-sale) Retailers License and a Special (on-sale) Wine Retailers License for 1 day, December 31, 2023 from The Center (Kriss Thury, Executive Director), 900 Whiting Drive, Yankton, South Dakota.

Attachment III-5

IV. NEW BUSINESS

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

1. Health Insurance Committee Recommendations

Consideration of Memorandum #23-183 recommending approval of the contract for Group Health Insurance, Dental Insurance, Vision Insurance, Life Insurance, EAP coverage, Flex Spending and Wellness Program for City employees for the 2024 calendar year.

Attachment IV-1

2. Tuition Reimbursement Policy

Consideration of Memorandum #23-184 recommending the tuition reimbursement policy remain unchanged and employees' names are kept confidential pursuant to SDCL 1-27-1.5.

Attachment IV-2

3. **Base Salary Adjustment & Step Plan for Non-Union Eligible City Employees**
Consideration of Memorandum #23-186 recommending the adoption of Resolution #23-46 authorizing the establishment of a base salary adjustment at 4 percent and a 1-Step Plan for all non-union eligible employees of the City of Yankton, South Dakota effective January 1, 2024.

Attachment IV-3
4. **Surplus Property**
Consideration of Memorandum #23-177 recommending the adoption of Resolution #23-55 authorizing the destruction, trade, donation or sale of surplus property by sealed bid.

Attachment IV-4
5. **15th Street Pavement Replacement Project Change Order #1 and Close-out**
Consideration of Memorandum #23-187 recommending the approval of Change Order #1, acceptance of the completed construction project along 15th Street, and authorization of the Finance Officer to issue a manual check to D&G Concrete Construction, Inc. in the amount of \$6,010.00.

Attachment IV-5
6. **Utility Easements**
Consideration of Memorandum #23-188 recommending the adoption of Resolution #23-57, the acceptance and dedication of Gehl Drive Project Utility Easements.

Attachment IV-6
7. **Public Hearing for Sale of Alcoholic Beverages**
Consideration of Memorandum #23-189 regarding the request for a Special Events Retail (on-sale) Liquor License for 1 day, September 29, 2023 from Czeckers, Inc. (Matt, Kelsey, & Jean Hunhoff, Owners), 407 Walnut Street, Mount Marty University Hall of Fame Induction, Ruth Donohoe First Dakota Fieldhouse, 1105 W. 8th St., Yankton, S.D.

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 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 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 SEPTEMBER 25, 2023

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.