



**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, November 13, 2023**

**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 October 23, 2023 and Regular Meeting of October 23, 2023**

**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. Work Session**

Setting date of November 27, 2023 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. Possible Quorum Event**

The City of Yankton Christmas party will be held on December 1, 2023. No official Commission action will be taken if a quorum is present.

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

Establish November 27, 2023 as the date for the public hearing for a Special Events Malt Beverage (on-sale) Retailers license and a Special (on-sale) Wine Retailers License for 1 day, December 23, 2023 from The Center (Kriss Thury, Executive Director), 900 Whiting Drive, Yankton, South Dakota.

**Attachment II-3**

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

Establish November 27, 2023 as the date for the public hearing for the transfer of location of a Retail (on-off sale) Wine & Cider License for January 1, 2023 to December 31, 2023 from Morgen, LLC d/b/a South Point Gaming Lounge (Kirby Muilenburg, Owner), 1101 Broadway Ave., Suite 109, Yankton, South Dakota to Morgen, LLC d/b/a South Point Gaming Lounge (Kirby Muilenburg, Owner), 1101 Broadway Ave., Suite 109A, Yankton, South Dakota.

**Attachment II-4**

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

Establish November 27, 2023 as the date for the public hearing for a New Retail (on-off sale) Malt Beverage & SD Farm Wine License for July 1, 2023 to June 30, 2024 from 6<sup>th</sup> Meridian, LLC d/b/a Farm House Food Co. (Ryan Heine, Member), 2503 Fox Run Parkway, Suite 1, Yankton, South Dakota.

**Attachment II-5**

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

Establish November 27, 2023 as the date for the public hearing for a New Retail (on-off sale) Wine and Cider License for January 1, 2024 to December 31, 2024 from 6<sup>th</sup> Meridian, LLC d/b/a Farm House Food Co. (Ryan Heine, Member), 2503 Fox Run Parkway, Suite 1, Yankton, South Dakota.

**Attachment II-6**

**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 #23-214 regarding the request for a Special Events (on sale) Malt Beverage Retailers License and a Special Events (on sale) Wine Retailers License for 1 day, December 9, 2023, from The Center (Kriss Thury, Executive Director), 900 Whiting Drive, Yankton, South Dakota.

**Attachment III-1**

**2. Public Hearing for Alcoholic Beverages License Location Transfer**

Consideration of Memorandum #23-215 regarding the request for 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 Phinney's LLC d/b/a Phinneys Pub & Casino (James Palmer, Owner), 2101 Broadway Ave., Suite 40, Yankton, South Dakota to Shree LLC d/b/a Vape God (Dipan Patel, Owner), 821 Broadway Ave. Suite B, Yankton, South Dakota.

**Attachment III-2**

3. **Public Hearing for Alcoholic Beverages License Location Transfer**  
Consideration of Memorandum #23-216 regarding the request for 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 Phinneys Casino LLC d/b/a Phinneys Casino (James Palmer, Owner), 2101 Broadway Ave., Suite 50, Yankton, South Dakota to Phinneys Casino LLC d/b/a Pinups Casino & Gaming Lounge #6 (James Palmer, Owner), 3010 Broadway Ave., Yankton, South Dakota.

**Attachment III-3**

4. **Public Hearing for Renewal of Alcoholic Beverage Licenses**  
Consideration of Memorandum #23-217 regarding the applications for renewal of Alcoholic Beverage Licenses for the 2024 (January 1, 2024 to December 31, 2024) licensing period.

**Attachment III-4**

#### **IV. NEW BUSINESS**

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

1. **Library Feasibility Study**  
Consideration of Memorandum #23-218 recommending the acceptance of Proposal #2 from Dr. Julia Hellwege with the Government Research Bureau at the University of South Dakota.

**Attachment IV-1**

2. **Annexation**  
Consideration of Memorandum #23-219 regarding Resolution #23-66, an owner petitioned annexation request for Tracts 2, 3 and 4 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 containing 28.06 acres. The future Garden Estates Addition. Bob Law, Inc. owner.

**Attachment IV-2**

3. **Equipment Purchase of Semi Tractor**  
Consideration of Memorandum #23-223 recommending the approval of the purchase of a new 2025 International LT Day Cab in the amount of \$148,755.00 for the Department of Public Works, Joint Powers Division from North Central International of Sioux Falls, South Dakota based on the Sourcewell contract.

**Attachment IV-3**

4. **Capitalization Threshold and Capital Purchasing Guidelines**  
Consideration of Memorandum #23-224 recommending the approval of Resolution #23-67 increasing the capitalization threshold for fixed asset reporting purposes from \$500 to \$5,000 effective January 1, 2024.

**Attachment IV-4**

5. **Lease Agreement Renewal with The Center**  
Consideration of Memorandum #23-220 recommending approval of the lease agreement between the City and The Center (formerly known as the Yankton Area Senior Citizens' Center, Inc.).

**Attachment IV-5**

**6. Observed Fulltime Employee Holidays**

Consideration of Memorandum #23-205 recommending the City Commission provide direction on what additional holidays, if any, the City Manager should administratively establish for full-time employees in 2024 and 2025. It is further recommended that the City Commission requests that the three federal holidays that are currently not part of the bargaining agreements be considered when contract negotiations next occur.

**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 THE MEETING OF NOVEMBER 13, 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.*