



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, May 13, 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 Special Meeting of April 12, 2024, Work Session Meeting of April 22, 2024 and Regular Meeting of April 22, 2024

Attachment I-2

3. Schedule of Bills

Attachment I-3

4. Proclamation – National Police Week

5. City Manager’s Report

Attachment I-5

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 date of May 28, 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. Establish Public Hearing for Sale of Alcoholic Beverages

Establish May 28, 2024 as the date for the public hearing for a Special On-sale Malt Beverage Retailers License and a Special On-sale Wine Retailers License for 1 day, June 29, 2024, from The Center, 900 Whiting Drive.

Attachment II-2

3. Establish Public Hearing for Sale of Alcoholic Beverages

Establish May 28, 2024 as the date for the public hearing for a Special On-sale Malt Beverage Retailers License and a Special On-sale Wine Retailers License for the following dates: July 4, 2024 and July 5, 2024, from Ben's Brew Station, 719 Walnut Street, for Music at the Meridian. Event location: Riverside Park.

Attachment II-3

4. Establish Public Hearing for Sale of Alcoholic Beverages

Establish May 28, 2024 as the date for the public hearing for a Special On-sale Malt Beverage Retailers License and a Special On-sale Wine Retailers License for the following dates: July 11, 2024, July 18, 2024, July 25, 2024, August 1, 2024 and August 8, 2024, from Ben's Brew Station, 719 Walnut Street, for Music at the Meridian. Event location: Parking Lot and Green Space Westside of Meridian Bridge & the enclosed area of Levee Street.

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 Renewal of Alcoholic Beverage Licenses

Consideration of Memorandum #24-106 regarding the applications for renewal of 2024-2025 Malt Beverages & SD Farm Wine Licenses.

Attachment III-1

2. Public Hearing for Sale of Alcoholic Beverages

Consideration of Memorandum #24-107 regarding the application for a Special On-sale Malt Beverage Retailers License and a Special On-sale Wine Retailers License for one day, May 18, 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-2

3. Public Hearing for Sale of Alcoholic Beverages

Consideration of Memorandum #24-108 regarding the application for a Special On-sale Malt Beverage Retailers License and a Special On-sale Wine Retailers License for one day, July 19, 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-3

4. 2024 Assessment Roll – Nuisance Abatement Summary and Hearing

Consideration of Memorandum #24-92 recommending the approval of Resolution #24-23 approving the attached 2024 Nuisance Abatement Roll.

Attachment III-4

IV. OTHER BUSINESS

None

V. ADJOURN SINE DIE

YANKTON BOARD OF CITY COMMISSIONERS

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Monday, May 13, 2024

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Located at the Career Manufacturing Technical Education Academy

- I. Oath of office administered to re-elected and newly-elected City Commissioners
- II. Roll Call
- III. Selection of Mayor for the 2024-25 Term
- IV. Oath of office administered to Daniel Prendable, Deputy Fire Chief

V. NEW BUSINESS

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

1. **Mayor's Appointments to Yankton County EMS Committee**
Consideration of Memorandum #24-112 recommending that the Mayor discuss interest and appoint three City Commissioners interested to serve on the EMS Committee with Yankton County officials. It is also recommended that the City Commission approve the appointments with a motion and authorize the City Manager and City Finance Officer to identify staff who would be useful to include in the discussions.

Attachment V-1
2. **Emerald Ash Borer Program Funding Request**
Consideration of Memorandum #24-102 recommending the City Commission's authorization of an additional \$10,000 to be allocated to the emerald ash borer line item in the 2024 budget.

Attachment V-2
3. **Chopper Johnson Foundation Brick Pavers Funding Request**
Consideration of Memorandum #24-103 recommending the approval of the City Commission to share the cost of the installation of the brick pavers in Riverside Park with the Chopper Johnson Foundation utilizing BBB funds, not to exceed a total of \$5,000.

Attachment V-3
4. **Market at the Meridian Funding Request**
Consideration of Memorandum #24-104 requesting authorization for the City Manager to order electrical work for Market at the Meridian utilizing BBB funds.

Attachment V-4
5. **Sidewalk Café Permit Application**
Consideration of Memorandum #24-105 requesting approval of a sidewalk café permit to 301 East 3rd Street doing business as The Boat House.

Attachment V-5
6. **Robotic Total Station and Data Collector Replacement for the Public Works Department, Engineering Division**
Consideration of Memorandum #24-109 recommending the approval of Resolution #24-25 which authorizes the purchase of the Trimble total station and data collector with appurtenances from Frontier Precision Inc. in the amount of \$34,828.30.

Attachment V-6
7. **Third Street Reconstruction Project Closeout**
Consideration of Memorandum #24-110 recommending the approval of Change Order No. 2, acceptance of the completed construction project along 3rd Street and Green Street,

and authorization of the Finance Officer to issue a manual check to Masonry Components, Inc. in the amount of \$14,574.52.

Attachment V-7

8. FAA Airport Grant Closeout

Consideration of Memorandum #24-111 recommending the authorization of the City Manager to sign the referenced FAA Project Closeout Report for FAA Grant AIP #3-46-0062-038-2023 and BIL-AIG #3-46-0062-037-2023.

Attachment V-8

9. First Reading of Ordinance Amending “Amusement” Licensing

Consideration of Memorandum #24-83 recommending the Commission review and, if necessary, revise the proposed Ordinance #1079, and set a date for a second reading and/or work session as the Commission desires.

Attachment V-9

10. First Reading of Ordinance Amending Chapter 3 Alcoholic Beverages

Consideration of Memorandum #24-113 recommending the Commission review and, if necessary, revise the proposed Ordinance #1080, and set a date for a second reading and/or work session as the Commission desires.

Attachment V-10

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.

VI. OTHER BUSINESS

VII. ADJOURN INTO EXECUTIVE SESSION TO DISCUSS CONTRACTUAL 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.

VIII. RECONVENE AS BOARD OF CITY COMMISSIONERS

1. Roll Call

IX. ADJOURN THE MEETING OF MAY 13, 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.