



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, June 24, 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 Budget Work Session and Regular Meeting of June 10, 2024 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. **Transient Merchant License**
Consideration of Memorandum #24-138 recommending approval of the application from Martha Huber, d/b/a Rustic Designs & More/Martha’s Crafts to engage in the business of Transient Merchant. The applicant is requesting a license to sell metal lawn and garden décor in the parking lot at 3010 Broadway Avenue (the Yankton Bowl parking lot) from August 1, 2024 through August 31, 2024. Attachment II-1

2. **Notice of Hearing for Sale of Alcoholic Beverages**
Establish July 8, 2024 as the date for the public hearing on the application for a new Retail (On-off sale) Malt Beverage & SD Farm Wine license effective July 10, 2024 from Cedar Street Brews, Inc. dba @ The Bar / The Copper Room, 222 W 3rd Street.

Attachment II-2
3. **Notice of Hearing for Sale of Alcoholic Beverages**
Establish July 8, 2024 as the date for the public hearing on the application for the transfer of owner of a Retail (On-sale) Liquor license from Ben's Brewing Company to Cedar Street Brews, Inc. dba @ The Bar / The Copper Room, 222 West 3rd Street.

Attachment II-3
4. **Notice of Hearing for Sale of Alcoholic Beverages**
Establish July 8, 2024 as the date for the public hearing on the application for a new Retail (On-off sale) Malt Beverage & SD Farm Wine license from Riverfront Brewery Inc., 113, 117, & 121 West 3rd St.

Attachment II-4
5. **Notice of Hearing for Sale of Alcoholic Beverages**
Establish July 8, 2024 as the date for the public hearing on the application for a new Retail (On-off sale) Malt Beverage & SD Farm Wine license from Riverfront Brewery Inc. dba Brewery, 200 Walnut Street.

Attachment II-5
6. **Transient Merchant License**
Consideration of Memorandum #24-144 recommending approval of the application from TJ Stotz dba The Bonesetter Apothecary to engage in the business of Transient Merchant. The applicant is requesting a license to sell pre-packaged coffee, teas, and associated nutrition goods at 215 Mulberry Street (the Bonesetter Chiropractic parking lot) from July 1, 2024 through July 31, 2024.

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 #24-136 regarding the request for a new Retail (On-off sale) Malt Beverage & SD Farm Wine effective July 1, 2024 from Kourtney Erickson dba Korkykyabites LLC, 101 Douglas Avenue.

Attachment III-1
2. **Public Hearing for Sale of Alcoholic Beverages**
Consideration of Memorandum #24-137 regarding the request for Special On-sale Liquor Licenses from Ben's Brewing Co, 222 W 3rd St, for Music at the Meridian dates at Riverside Park: July 4 and July 5.

Attachment III-2

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. Removal Agencies for the City of Yankton

Memorandum #24-139 recommending the adoption of Resolution #24-31 designating “removal agencies” for the City of Yankton.

Attachment IV-1

2. Introduction, First Reading and Setting Public Hearing for Rezoning Ordinance

Consideration of Memorandum #24-140, introduction, first reading and establish July 8th as the date for a public hearing to consider Ordinance #1081, a rezoning from I-1 Industrial to B-3 Central Business on Lots 1-4, and part of Lot 5; and part of Lots 16-18 lying west of the RR, all in Block 49. Lower Yankton Addition to the City of Yankton. Location, southeast of the intersection of 3rd Street and Pearl Street. Larry Olson, Michael Novak, and Casey Merkwon owners.

Attachment IV-2

3. Introduction, First Reading and Setting Public Hearing for Rezoning Ordinance

Consideration of Memorandum #24-141, introduction, first reading and establish July 8th as the date for a public hearing to consider Ordinance #1082, a rezoning from I-1 Industrial to B-2 Highway Business on Parcel D of Polly’s Subdivision in the City of Yankton, South Dakota. Address, 718 Walnut Street. Larry and Margaret Hesse, owners.

Attachment IV-3

4. Annexation – H-Lot by Garden Estates

Consideration of Memorandum #24-142 regarding Resolution #24-32, an owner petitioned annexation request for Lot H-1 in the Southwest Quarter of the Southeast Quarter of Section 2, Township 93 North, Range 56 West of the 5th P.M., Yankton County, South Dakota.

Attachment IV-4

5. Post-top Lantern Fixture Replacements

Consideration of Memorandum #24-143 recommending the Commission authorize the purchase of 60 LED post-top lantern fixture replacements for the historic lights on 4th Street from Holophane for the amount of \$97,764.00.

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 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 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.

VII. RECONVENE AS BOARD OF CITY COMMISSIONERS

1. Roll Call

VIII. ADJOURN THE MEETING OF JUNE 24, 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.