



**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, August 12, 2019**

**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**

Rebroadcast Schedule: Tuesday @ 7:30pm, Thursday @ 6:30 pm, on channels 3 & 45

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**I. ROUTINE BUSINESS**

- 1. **Roll Call**
- 2. **Approve Minutes of regular meeting of July 22, 2019** **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 August 26, 2019, at 6:00 pm in Room #114 of the Regional Technical Education Center for the next work session of the Yankton City Commission to discuss Comprehensive Plan Implementation Status Update
- 2. **Possible Quorum Event**  
August 16, 2019, for Final Lap at Memorial Pool, no official commission action

**3. Peddler’s License Application**

Consideration of Memorandum #19-169 recommending approval of an application for a Peddler’s License for Southwestern Advantage, representative Katlin Karpovski is requesting a license to go house to house selling educational books and materials from August 13 – August 27, 2019.

**Attachment II-3**

**4. Possible Quorum Event**

August 30-September 1, 2019, for Welcome to Walnut/Air Show, no official commission action

**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 #19-164 regarding the request for a Special Malt Beverage (on-sale) Retailers License for 1 day, August 17, 2019, from Yankton Rodeo Association (Douglas O Hevle, President), Rodeo Grounds, 404 Paddle Wheel Drive, Yankton, S.D.

**Attachment III-1**

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

Consideration of Memorandum #19-165 regarding the request for a Special Events Retail (on-sale) Liquor License for 1 day, August 22, 2019, from Ben’s Brewing Co. (Ben Hanten, Owner), 222 West 3<sup>rd</sup> Street, Music at the Meridian, Parking Lot and Green Space Westside of Meridian Bridge & the enclosed area of Levee Street, Yankton, S.D

**Attachment III-2**

**3. Public Hearing – Noxious Weed Ordinance**

Consideration of Memorandum #19-151 supporting Ordinance #1023, an ordinance updating Section 24-16

**Attachment III-3**

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

Consideration of Memorandum #19-170 regarding the request for a Special Events Retail (on-sale) Malt Beverage for 1 day, August 15, 2019, from To Be Free, LLC, RB Beers & Burgers (Courtney Opsahl, President), 2901 Broadway Ave, Yankton, S.D, (Lewis and Clark Theatre), 328 Walnut St, Yankton, SD 57078.

**Attachment III-4**

*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. Fireworks Public Display**

Consideration of Memorandum #19-167 regarding Request by the Riverboat Days Committee for a Fireworks Public Display on August 17, 2019.

**Attachment IV-1**

2. **Rejection of Bids for Relocation of Hangars at Chan Gurney Municipal Airport**

Consideration of Memorandum #19-168 regarding Reject Bids for Relocation of Hangars Project AIP #3-46-0062-029-2019 and acquire the private interest in hangars based on the predetermined appraised value.

**Attachment IV-2**

3. **Establish Road Tax Rate for 2019**

Consideration of Memorandum #19-172 in support of Resolution #19-36 setting the 2019 Yankton Road Tax Rate

**Attachment IV-3**

4. **Resolution – Sales Tax Revenue Refunding Bonds**

Consideration of Memorandum #19-171 regarding Supporting Resolution #19-35, Authorizing the Issuance of Sales Tax Revenue Refunding Bonds, Series 2019, Refunding the 2011 Sales Tax Revenue Bonds

**Attachment IV-4**

5. **Special Events Parking –Walk a Mile & Family Fun Day**

Consideration of Memorandum #19-175 and Resolution #19-37 regarding request by River City Domestic Violence Center and River City Family Connections for Special Events Parking Ordinance #933 to be in place on August 24, 2019

**Attachment IV-5**

6. **Bid Award – Pearl Street Water Main**

Consideration of Memorandum #19-176 regarding Bid Award for Pearl Street Water Main from 2<sup>nd</sup> Street to 3<sup>rd</sup> Street

**Attachment IV-6**

7. **Change Order and Close-out of 8<sup>th</sup> Street Project**

Consideration of Memorandum #19-173 regarding Change Order Number 1, Final Project Acceptance and Final Payment for the 8<sup>th</sup> Street Project

**Attachment IV-7**

8. **Agreement – SDDOT & City of Yankton Cedar Street Bridge Funding**

Consideration of Memorandum #19-177 regarding Agreement with South Dakota Department of Transportation and the City of Yankton for Cedar Street Bridge funding

**Attachment IV-8**

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 AUGUST 12, 2019**

*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.*