



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, December 9, 2019

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**

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

I. ROUTINE BUSINESS

1. **Roll Call**
2. **Approve Minutes of regular meeting of November 25, 2019 and Work Session of November 25, 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. **Renewal of Mobile Home Park Licenses**
Consideration of Memorandum #19-253 recommending approval of the renewal of Mobile Home Park licenses for the 2020 licensing period

Attachment II-1
2. **Renewal of 2020 City Dance License Applications**
Consideration of Memorandum #19-257 recommending approval of the renewal of applications for 2020 City Dance Licenses

Attachment II-2

3. Pawn Brokers Licenses for 2020

Consideration of Memorandum #19-258 recommending approval of the applications for Pawn Brokers License

Attachment II-3

4. Renewal of Private Collector of Refuse License for 2018

Consideration of Memorandum #19-259 recommending approval of the renewal of applications for Private Collector of Refuse Licenses for the year 2020 (January 1, 2020– December 31, 2020) licensing period

Attachment II-4

5. Establish public hearing for sale of alcoholic beverages

Establish December 19, 2019, as the date for the public hearing on the request for a Special Events Malt Beverage (on-sale) Retailers License and a Special (on-sale) Wine Retailers License for one day, December 31, 2019, from the Center (Christy Hauer, Executive Director), 900 Whiting Drive, Yankton, South Dakota.

Attachment II-5

6. Establish public hearing for sale of alcoholic beverages

Establish December 19, 2019, as the date for the public hearing on the request for a Special Events (on-sale) Liquor License for January 11, 2020 from Dayhuff Enterprises, Inc., (Mike Carda, General Manager) d/b/a O'Malley's Irish Pub, NFAA, 800 Archery Lane, 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. Budget Supplement – public hearing

Memorandum#19-249 supporting Ordinance #1029, the second supplement to the 2019 annual appropriation Ordinance #1011 and second reading and public hearing of said Ordinance

Attachment III-1

2. Public hearing for Retail (on-off Sale) Malt Beverage License

Consideration of Memorandum #19-260 regarding the transfer of location of a Retail (on-off sale) Malt Beverage License for July 1, 2019, to June 30, 2020, from Morgen, LLC d/b/a South Point (Kirby Muilenburg, owner), 1101 Broadway, Suite 111C, to Morgen, LLC d/b/a South Point Gaming Lounge (Kirby Muilenburg, owner), 1101 Broadway, Suite 111A, Yankton, S.D.

Attachment III-2

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. Planning Commission – Plat Review

Consideration of Memorandum #19-254 regarding Resolution #19-74, a plat of Monastery Lot C7, Benedictine Hilltop Addition, City of Yankton, Yankton County, South Dakota. Address 1005 W. 8th Street. Benedictine Convent of the Sacred Heart, owner.

Attachment IV-1

2. Planning Commission – Plat Review

Consideration of Memorandum #19-255 regarding Resolution #19-75, a plat of Lot 26 in Lewis and Clark Business Center, Located in the in the South 645 Feet Except for Lot H2, of the N. 1/2 of the N.E. 1/4, Section 16, T93N, R56W of the 5th P.M., Yankton County, South Dakota. Address North Side of the 3800 Block of W. 8th Street. T. J. Land, Inc., owner.

Attachment IV-2

3. Planning Commission – Plat Review

Consideration of Memorandum #19-256 regarding Resolution #19-76, a plat of replat of Lots 23 and 24, now to be known as Lot 27, in Lewis and Clark Business Center, Located in the in the South 645 Feet Except for Lot H2, of the N. 1/2 of the N.E. 1/4, Section 16, T93N, R56W of the 5th P.M., Yankton County, South Dakota. Address North Side of the 3800 Block of W. 8th Street. T. J. Land, Inc., owner.

Attachment IV-3

4. NFAA Request for Funding

Consideration of Memorandum #19-252 regarding request by NFAA for funding for two upcoming events

Attachment IV-4

5. Purchase – Special Events Trailer

Consideration of Memorandum #19-261 regarding purchasing Special Events Trailer for Special Events Division

Attachment IV-5

6. Change Order and Close-out of Pearl Street Watermain Project

Consideration of Memorandum #19-262 regarding Change Order Number 1, Final Project Acceptance and Final Payment for Pearl Street Watermain Project

Attachment IV-6

7. Surplus Property – Memorial Park Pool and Bathhouse

Consideration of Memorandum #19-263 regarding Resolution #19-77 to declare Memorial Park Pool and Bathhouse as Surplus Property

Attachment IV-7

8. SRT Purchase

Consideration of Memorandum #19-264 regarding Resolution #19-78 to purchase rifles for SRT and declare Surplus Property

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 DECEMBER 9, 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.