



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, January 13, 2020

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 December 19, 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 January 27, 2020, 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 Strategic Planning Progress 2019 & 2020 Goals
2. **Possible Quorum Event**
January 25, 2020, for 2019 Legislative Cracker Barrel, no official commission action

3. **Possible Quorum Event**
February 8, 2020, for 2020 Legislative Cracker Barrel, no official commission action
 4. **Possible Quorum Event**
March 7, 2020, for 2020 Legislative Cracker Barrel, no official commission action
 5. **Possible Quorum Event**
February 4, 2020, for Rib Dinner with the Legislature, no official commission action
 6. **Possible Quorum Event**
January 28, 2020, for 2020 Yankton Day at the Legislature, no official commission action
 7. **Possible Quorum Event**
February 25, 2020, for State of the Community, no official commission action
 8. **Establish public hearing for sale of alcoholic beverages**
Establish January 27, 2020, as the date for the public hearing on the request for a Special Events Malt Beverage (on-sale) Retailers License and a Special RETAIL (on-sale) Wine dealers License for 1 day, February 1, 2020, from 6th Meridian LLC dba Counterfeit Catering, (Michelle Donner, Owner), NFAA, 800 Archery Lane, Yankton, SD 57078.
Attachment II-8
 9. **Establishing public hearing for sale of alcoholic beverages**
Establish January 27, 2020, as the date for the public hearing on the request for a Special Malt Beverage (on-sale) Retailers License for 3 days, August 21-23, 2020, from Yankton Area Riverboat Days, Inc. (Milissia Wuebben, Treasurer), Riverside Park, Yankton, S.D
Attachment II-9
 10. **Establishing public hearing for sale of alcoholic beverages**
Establish January 27, 2020, as the date for the public hearing on the request for a Special Malt Beverage (on-sale) Retailers License for 3 days, August 21-23, 2020, from Yankton Area Riverboat Days, Inc. (Milissia Wuebben, Treasurer), City Hall Auditorium, Yankton, S.D.
Attachment II-10
 11. **Establish public hearing for a new Malt Beverage & SD Farm Wine License**
Establish January 27, 2020, as the date for the public hearing on the request for a new Malt Beverage (off sale) Malt Beverage & SD Farm Wine License for June 30, 2019, to July 1, 2020, from Casey's Retail Company d/b/a Casey's General Store (John C. Soupene, President), 2300 Broadway Avenue, Yankton, S.D.
Attachment II-11
 12. **Establish public hearing for sale of alcoholic beverages**
Establish January 27, 2020, as the date for the public hearing on the request for a Special Events RETAIL (on-sale) Liquor License for 1 day, February 22, 2020 from Boomer's Inc., (Gary W. Boom, President) d/b/a Boomer's Lounge, NFAA, 800 Archery Lane, Yankton, South Dakota.
Attachment II-12
- 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 #20-02 regarding the request for a Special Events Retail (on-sale) Liquor License for 1 day, January 18, 2020, from Ben's Brewing Co. (Ben Hanten, Owner), 222 West 3rd Street, NFAA, 800 Archery Lane, Dancing with the Stars Event, Yankton, S.D.

Attachment III-1

2. Public hearing for a transfer of location – Malt Beverage

Consideration of Memorandum #20-03 regarding the request for a transfer of location of a Retail (on-off sale) Malt Beverage License for July 1, 2019, to June 30, 2020, from To Be Free, LLC (Courtney Opsahl, President), d/b/a R & B Beer & Burgers, adding Suite C, 2901 Broadway, Yankton, S.D.

Attachment III-2

3. Public hearing for a transfer of location – Wine & Cider

Consideration of Memorandum #20-04 regarding the public hearing on the request for a transfer of location of a Retail (on-off sale) Wine & Cider License for January 1, 2020, to December 31, 2020, from To Be Free, LLC (Courtney Opsahl, President), d/b/a R & B Beer & Burgers, adding Suite C, 2901 Broadway, Yankton, S.D.

Attachment III-3

4. Public hearing for sale of alcoholic beverages

Consideration of Memorandum #20-05 regarding the request for a Special Events (off-sale) Package Dealers License for 1 day, January 18, 2020 from River City Domestic Violence Center (Desiree Johnson, Executive Director), 609 Goeden Drive for a fundraising silent auction, Dancing with the Stars Event, NFAA, 800 Archery Lane, Yankton, South Dakota.

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. Sidewalk Café License – Boomer's Lounge

Consideration of Memorandum #20-01 regarding Sidewalk Café License for Boomer's Lounge

Attachment IV-1

2. Parking Ordinance – Set Public Hearing

Introduction, first reading and establish January 27, 2020 as the second reading, an ordinance amending general parking and parking-related regulations found within Chapter 14 of the Code of Ordinances

Attachment IV-2

3. Abandoned Motor Vehicle Ordinance – Set Public Hearing

Introduction, first reading and establish January 27, 2020 as the second reading, an ordinance amending the abandoned motor vehicle regulations in the City of Yankton.

Attachment IV-3

4. Addendum to Police Chief's Personnel Contract

Consideration of Memorandum #20-06 regarding Addendum to Police Chief's Personnel Contract

Attachment IV-4

5. Agreement for Consulting Firm

Consideration of Memorandum #20-07 regarding Agreement for Consulting Firm
Attachment IV-5

6. Salary Adjustment for Finance Officer

Resolution #20-01 regarding recommending an adjustment to the salary of the Finance Officer
Attachment IV-6

7. Salary Adjustment for City Attorney

Resolution #20-02 regarding recommending an adjustment to the salary of the City Attorney
Attachment IV-7

8. Salary Adjustment for City Manager

Resolution #20-03 regarding recommending an adjustment to the salary of the City Manager
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 JANUARY 13, 2020

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.