



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 27, 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 Special City Commission Meeting of January 13, 2020 and regular meeting of January 13, 2020** **Attachment I-2**
3. **Schedule of Bills** **Attachment I-3**
4. **City Manager's Report** **Attachment I-4**
5. **Public Appearances - Richard Fursman, Huelife
Introduction of Lisa Yardley**

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 and Special Events Dance License**
Consideration of Memorandum #20-15 recommending approval of the applications from the Riverboat Days Committee for:
 - A) Transient Merchant License for August 21-23, 2020;
 - B) Special Events Dance License for August 21-23, 2020

Attachment II-1

2. Establishing public hearing for New Retail (on-off Sale) Wine & Cider License

Establish February 10, 2020, as the date for the public hearing on the New Retail (on-off sale) Wine and Cider License for January 1, 2020, to December 31, 2020, from Two Rivers Technology, LLC d/b/a The Boat House (Chris Hunhoff, CEO), 301 E. 3rd Street, Yankton, S.D.

Attachment II-2

3. Establishing public hearing for New Retail (on-off Sale) Malt Beverage License

Establish February 10, 2020, as the date for the public hearing on the New Retail (on-off sale) Malt Beverage & SD Farm Wine License for July 1, 2019, to June 30, 2020, from Two Rivers Technology, LLC d/b/a The Boat House (Chris Hunhoff, CEO), 301 E. 3rd Street, Yankton, S.D.

Attachment II-3

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 #20-08 regarding 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 III-1

2. Public hearing for sale of alcoholic beverages

Consideration of Memorandum #20-09 regarding 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 III-2

3. Public hearing for sale of alcoholic beverages

Consideration of Memorandum #20-10 regarding 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 III-3

4. Public hearing for a new Malt Beverage & SD Farm Wine License

Consideration of Memorandum #20-11 regarding 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 III-4

5. **Public hearing for sale of alcoholic beverages**
Consideration of Memorandum #20-12 regarding 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 III-5
6. **Parking Ordinance – Public Hearing**
Consideration of Memorandum #20-13 regarding the second reading of Ordinance #1031, amending general parking and parking-related regulations found within Chapter 14 of the Code of Ordinances

Attachment III-6
7. **Abandoned Motor Vehicle Ordinance – Public Hearing**
Consideration of Memorandum #20-14 regarding the second reading of Ordinance #1030 amending the abandoned motor vehicle regulations in the City of Yankton.

Attachment III-7

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 Recommendation – Plat Review**
Consideration of Memorandum #20-16 regarding Resolution #20-04, a plat of Lot 2 of Parcel 3 of Quarry Pines Addition in the NW 1/4 of the NW 1/4 of Section 16, T93N, R56W of the 5th P.M., Yankton County, South Dakota. Address, 178 Quarry Pines Drive (preliminary). Jason W. Tramp, owner.

Attachment IV-1
2. **Planning Commission Recommendation – Plat Review**
Consideration of Memorandum #20-17 regarding Resolution #20-05, a Replat of Parcel A Except Lot R-5, and a Portion of the NE 1/4 of the SE 1/4, all in Section 16, T93N, R56W of the 5th P.M., Yankton County, South Dakota, hereafter to be known as: Tract 1 Maureen's Addition, in the NE 1/4 of the SE 1/4, all in Section 16, T93N, R56W of the 5th P.M., Yankton County, South Dakota. Address, 407 Deer Boulevard. Maureen Stephen, owner.

Attachment IV-2
3. **Bid Award – 37,000 GVW Truck Chassis**
Consideration of Memorandum #20-20 and Resolution #20-06 regarding Bid Award for 37,000 GVW Truck Chassis for Solid Waste Collection Division

Attachment IV-3
4. **Bid Award – 56,000 GVW Truck Chassis**
Consideration of Memorandum #20-19 and Resolution #20-07 regarding Bid Award for 56,000 GVW Truck Chassis for Street Division

Attachment IV-4

5. **Marne Creek CDBG, establish public hearing**
Recommending that February 10, 2020, be established as the date for a public hearing for the status hearing on the CDBG for Marne Creek

Attachment IV-5
6. **Acceptance for Benedict Estates Phase II Project**
Consideration of Memorandum #20-21 regarding Acceptance for Benedict Estates Phase II Project

Attachment IV-6
7. **Change Order #1 – Huether Family Aquatics Center**
Consideration of Memorandum #20-22 regarding Change Order #1 Huether Family Aquatics Center

Attachment IV-7
8. **Memorandum of Understanding – Yankton Police Department**
Consideration of Memorandum #20-18 regarding Memorandum of Understanding between Izaak Walton League of America - Yankton Chapter and Yankton Police Department and Memorandum of Understanding between Yankton County Sharpshooter’s Association and Yankton Police Department to use facilities for firing range

Attachment IV-8
9. **Introduction and First Reading – Budget Ordinance**
Introduction, first reading of Ordinance #1032, the first reading and establishing February 10, 2020, as the date for the second reading and public hearing regarding the first supplement to the 2020 annual appropriation Ordinance #1024.

Attachment IV-9
10. **Acknowledgement of Hire – Deputy Finance Officer**
Consideration of Memorandum #20-24 in support of Resolution #20-08 Acknowledging the Hiring of Lisa Yardley as Deputy Finance Officer

Attachment IV-10

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 27, 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.