



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, March 9, 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 Work Session meeting of February 24, 2020 and regular meeting of February 24, 2020**
Attachment I-2
3. **Schedule of Bills**
Attachment I-3
4. **Proclamation – March for Meals**
Attachment I-4
5. **City Manager’s Report**
Attachment I-5
6. **Public Appearances - Commander Brandt**

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 March 23, 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 Workplace Relations Training.

2. **Approving Current Volunteer Firefighter**
Consideration of Memorandum #20-56 regarding approving the new Volunteer Firefighters per Workers' Compensation and SDCL requirements
Attachment II-2
3. **Establish public hearing for sale of alcoholic beverages**
Establish March 23, 2020, as the date for the public hearing on the request for a Special Events Retail (on-sale) Liquor License for 9 days, July 2, 9, 16, 23, 30, August 6, 13, 20, 27, 2020, from Ben's Brewing Co. (Ben Hanten, Owner), 222 West 3rd Street, Music at the Meridian, Parking Lot and Green Space Westside of Meridian Bridge & the enclosed area of Levee Street, Yankton, S.D.
Attachment II-3
4. **Establish public hearing for sale of alcoholic beverages**
Establish March 23, 2020, as the date for the public hearing on the request for a Special Events Retail (on-sale) Liquor License for 1 day, May 22, 2020, from Ben's Brewing Co. (Ben Hanten, Owner), 222 West 3rd Street, SD Kayak Challenge, Riverside Park – all green space from Capitol Building to East Large Shelter, Yankton, S.D.
Attachment II-4
5. **Establish public hearing for sale of alcoholic beverages**
Establish March 23, 2020, as the date for the public hearing on the request for a Special Events Retail (on-sale) Malt Beverage License and Special Retail (on-sale) Wine Dealers License for 1 day, April 2, 2020, from Mount Marty College, Inc., Mount Marty College Campus, 1105 W 8 St., Yankton, S.D.
Attachment II-5

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 #20-48 regarding the request for a Special Malt Beverage (on-sale) Retailers License for 1 day, August 22, 2020, from Yankton Rodeo Association (Douglas O Hevle, President), Rodeo Grounds, 404 Paddle Wheel Drive, Yankton, S.D.
Attachment III-1
2. **Public hearing for new Liquor-Restaurant License**
Consideration of Memorandum #20-49 regarding the request for the request for a New (on-sale) Liquor – Restaurant License for January 1, 2020, to December 31, 2020, from To Be Free, LLC (Courtney Opsahl, President), d/b/a R & B Beer & Burgers & River Rock, 2901 Broadway, Yankton, S.D.
Attachment III-2
3. **Public hearing for sale of alcoholic beverages**
Consideration of Memorandum #20-50 regarding the request for the request for a Special Events Malt Beverage (on-sale) Retailers License and a Special RETAIL (on-sale) Wine dealers License for 1 day, March 21, 2020, from Ag-Farmers (Tara Pirak, Board Member), NFAA, 404 Paddle Wheel Drive, Yankton, SD.
Attachment III-3

4. Public hearing for transfer of ownership & location

Consideration of Memorandum #20-53 regarding the request for a transfer of ownership and location of a Retail (on-off sale) Malt Beverage & SD Farm Wine License for July 1, 2019, to June 30, 2020, from I MART STORES, LLC (Muwafak Rizek, President), 301 Broadway Avenue to Shree, LLC (Dipan J. Patel, Landlord), 821 Broadway Ave., Yankton, S.D.

Attachment III-4

5. Public hearing for transfer of ownership & reduction of location

Consideration of Memorandum #20-54 regarding the request for a transfer of name and reduction of location of a Retail (on-off sale) Malt Beverage & SD Farm Wine License for July 1, 2019, to June 30, 2020, from Shree, LLC (Dipan J. Patel, Landlord) d/b/a Shree, LLC, 821 Broadway Ave., Yankton, S.D.

Attachment III-5

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. Election Board

Consideration of Memorandum #20-57 approving the recommendation of election workers for the City of Yankton election on April 14, 2020, and establishing the compensation for said election workers

Attachment IV-1

2. Decommissioned Police Vehicle

Consideration of Memorandum #20-58 and Resolution #20-18 regarding Decommissioning Police Vehicle that was involved in an accident

Attachment IV-2

3. Request to Apply for Scholarship - SDML

Consideration of Memorandum #20-55 regarding the request by Deputy Finance Officer to Apply for Scholarship to attend SDML Finance Officer School

Attachment IV-3

4. Bid Award - Airport

Consideration of Memorandum #20-59, a bid award for the Crosswind Runway Projects, AIP #3-46-0062-030-2020 and AIP #3-46-0062-031-2020 at Chan Gurney Municipal Airport.

Attachment IV-4

5. BY Water Easement

Consideration of Memorandum #20-60, a B-Y Water District Easement on City owned property.

Attachment IV-5

6. FEMA Applications

Consideration of Memorandum#20-61 recommending approval of Resolution #20-19, a Federal Emergency Management Agency Flood Hazard Mitigation Grant Application for the Marne Creek Properties Acquisition Project.

Attachment IV-6

7. Bid Award – 5th Street Reconstruction Project

Consideration of Memorandum #20-62 regarding the bid award for 5th Street Reconstruction Project

Attachment IV-7

8. 2020 Bridge Inspections

Consideration of Memorandum #20-63 regarding Resolution #20-20 for the 2020 Bridge Re-inspections

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 MARCH 9, 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.