



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 13, 2023

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**

If you would like to watch the City Commission meeting you can do so by accessing the City of Yankton’s YouTube Live Channel.

<https://www.youtube.com/channel/UCD1a1hf1dIkiLVSXnmdRQg/live>

Rebroadcast Schedule: Tuesday following meeting at 1:00 p.m. and Monday following meeting at 7:03 p.m. on Midco Channel 3 and Bluepeak Channel 98.

I. ROUTINE BUSINESS

1. Roll Call

2. Approve Minutes of Work Session Meeting of February 27, 2023 and Regular Meeting of February 27, 2023

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 March 27, 2023 at 6:00 PM in Room #114 of the Career Manufacturing Technical Education Academy for the next work session of the Yankton City Commission.

2. Establishing public hearing for sale of alcoholic beverages

Establish March 27, 2023 as the date for the public hearing on the request for a Special Events Retail (on-sale) Liquor License for 1 day, April 1, 2023, from Ben's Brewing Co. (Ben Hanten, Owner), 222 West 3rd Street, Sacred Heart Gala, St. Benedict Church Dining Room, 1500 Saint Benedict Drive, Yankton, SD 57078.

Attachment II-2

3. Establishing public hearing for transfer of alcoholic beverages license

Establish March 27, 2023 as the date for the public hearing on the request for the transfer of ownership and location for a Retail (on-off sale) Malt Beverage & SD Farm Wine License for July 1, 2022, to June 30, 2023, from Zaccon, Inc. (Robert A Zacher, President), d/b/a Roadrunner Convenience Mart, 300 West 23rd Street, Suite II, to Diggers, Inc. (Larry Olson, Partner) d/b/a Diggers 2.0, 511 West 4th Street, Suite B, Yankton, SD 57078.

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 #23-40 regarding the request for a Special Events retail (on-sale) Liquor License for 3 days, April 14-16, 2023 from SDJCI Senate, (Cindy Crooks, President) dba SDJCI Senate, NFAA, 800 Archery Lane, Yankton, South Dakota.

Attachment III-1

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. Amendment to Joint Powers Solid Waste Agreement

Consideration of Memorandum #23-39 regarding 9th Amendment to Joint Powers Solid Waste Agreement.

Attachment IV-1

2. Personnel Manual Updates

Consideration of Memorandum #23-41 and the adoption of Resolution #23-07 regarding the revised Personnel Manual.

Attachment IV-2

3. Election Board

Consideration of Memorandum #23-42 approving the recommendation of election workers for the City of Yankton election on April 11, 2023, and establishing the compensation for said election workers.

Attachment IV-3

4. Mayor's Appointments to Consolidated Board of Equalization

Consideration of Memorandum #23-38 regarding Mayor's Appointments to Consolidated Board of Equalization.

Attachment IV-4

5. Purchase of Cemetery Mowers

Consideration of Memorandum #23-43 and Resolution #23-08 regarding the purchase of two Hustler Fastrack 54" mowers at the cost of \$13,600.00, and trade in for \$6,000.00 two mowers purchased in 2020 to make the net purchase price \$7,600.00.

Attachment IV-5

6. Purchase of Truck for Parks and Recreation Department

Consideration of Memorandum #23-44 regarding the purchase of a Ford F350 One-ton 4x4 truck for the Department of Parks and Recreation.

Attachment IV-6

7. HDR Contract for CMAR

Consideration of Memorandum #23-45 regarding HDR Contract for Wastewater Treatment Plant Improvements, Design, CMAR Procurement, and Construction Services.

Attachment IV-7

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 13, 2023

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.