



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, October 9, 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/c/cityofyankton/live>

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

I. ROUTINE BUSINESS

1. **Roll Call**

2. **Approve Minutes of Work Session Meeting of September 25, 2023 and Regular Meeting of September 25, 2023**

Attachment I-2

3. **Schedule of Bills**

Attachment I-3

4. **City Manager's Report**

Attachment I-4

5. **Public Appearances**

- Sheriff Preston Crissey

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 October 23, 2023 at 5:30 PM in Room #114 of the Career Manufacturing Technical Education Academy for the next work session of the Yankton City Commission.

2. Establish Public Hearing for Sale of Alcoholic Beverages

Establish October 23, 2023 as the date for the public hearing on the request for a Special Events Malt Beverage (on-sale) Retailers License and a Special Events (on-sale) Wine Retailers License for 1 day, October 28, 2023, from The Center (Kriss Thury, Executive Director), 900 Whiting Drive, Yankton, South Dakota.

Attachment II-2

3. Establish Public Hearing for Sale of Alcoholic Beverages

Establish October 23, 2023 as the date for the public hearing on the request for a Special Events Malt Beverage (on-sale) Retailers License and a Special Events (on-sale) Wine Retailers License for 1 day, November 11, 2023, from The Center (Kriss Thury, Executive Director), 900 Whiting Drive, Yankton, South Dakota.

Attachment II-3

4. Meeting Date Change

Discussion to establish the date and time for the second City Commission meeting in December.

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 Location Transfer of Alcoholic Beverages License

Consideration of Memorandum #23-200 regarding the request for the transfer of location of a Retail (on-off sale) Malt Beverage & SD Farm Wine License for July 1, 2023 to June 30, 2024 from DBC, LLC d/b/a Bro Brgr Bar (Lauren Soukup, Owner), 304 W 3rd Street, Yankton, South Dakota to DBC, LLC d/b/a Bro Brgr Bar (Lauren Soukup, Owner), 2101 Broadway Avenue, Suite 40, Yankton, South Dakota.

Attachment III-1

IV. NEW BUSINESS

New business items are those that have not been discussed by the Commission previously.

1. Construction Manager at Risk Contract

Consideration of Memorandum #23-193 recommending authorization of the City Manager to execute the Construction Manager at Risk (CMAR) contract.

Attachment IV-1

2. Grant Agreement

Consideration of Memorandum #23-191 regarding Resolution #23-60, a grant agreement for the receipt of funds from the South Dakota Department of Transportation for the Industrial Park Road Grant for Gehl Drive Improvements.

Attachment IV-2

3. Bid Award for Meridian Bridge Concrete Pier Repairs Project

Consideration of Memorandum #23-194 recommending the Meridian Bridge concrete pier repair project be awarded to JMN Construction, LLC in the amount of \$433,035.00.

Attachment IV-3

4. **Change Order to Marne Creek Bank Stabilization**
Consideration of Memorandum #23-195 recommending the approval of Change Order No. 4, accepting the completed Marne Creek Bank Stabilization Project, and authorizing the Finance Officer to issue a manual check to Fenton Construction, Inc. in the amount of \$153,143.86.

Attachment IV-4
5. **12th Package Off-Sale Liquor License Holder**
Consideration of Memorandum #23-197 recommending the proposed selection procedure of the 12th package off-sale liquor license holder.

Attachment IV-5
6. **Cemetery Platting**
Consideration of Memorandum #23-198 requesting guidance from the Commission in proceeding with the area of cemetery ground not yet formally platted.

Attachment IV-6
7. **Solid Waste Collection Rates**
Consideration of Memorandum #23-192 recommending approval of Resolution #23-61 setting new solid waste collection rates effective November 1, 2023.

Attachment IV-7
8. **Equipment Purchase for Public Works Department**
Consideration of Memorandum #23-196 recommending the purchase of a new articulating loader from Sourcewell Contract for the Department of Public Works.

Attachment IV-8
9. **Water Revenues to Water Surcharge Fund**
Consideration of Memorandum #23-199 recommending the adoption of Resolution #23-49 approving the pledging of water revenues to the water surcharge fund.

Attachment IV-9

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 THE MEETING OF OCTOBER 9, 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.