



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, February 26, 2024

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 Regular Meeting of February 12, 2024**

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. **Public Hearing for Sale of Alcoholic Beverages**

Establish March 11, 2024 as the date for the public hearing for a Special On-sale Liquor License for one day, June 8, 2024, from Rock 'N' Rumble, Inc., d/b/a Yankton Ribfest, at the following location: The block of 3rd Street between Cedar Street and Walnut Street, plus one-half block West on 3rd Street to the alley, plus one-half block of Walnut Street to the alley and one half block North and South on Walnut and 3rd Streets.

Attachment II-1

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 #24-24 regarding the request for transfer of ownership and location of a Retail (on-off sale) Malt Beverage & SD Farm Wine License for July 1, 2023 to June 30, 2024 from Chuck Stop LLC d/b/a Chuck Stop (Charles Rezac, Owner), 800 Summit Street, Yankton, South Dakota to Diggers, Inc. d/b/a The Fox Den (Larry Olson, Owner), 511 West 4th Street, Suite C, Yankton, South Dakota. This alcohol license number RB-3406 is endorsed with video lottery.

Attachment III-1

2. Public Hearing for Sale of Alcoholic Beverages

Consideration of Memorandum #24-38 regarding the request for a Special On-sale Malt Beverage Retailers License and a Special On-sale Wine Retailers License for 1 day, April 10, 2024, from Mount Marty University – Fresh Ideas, 1105 W. 8th Street.

Attachment III-2

3. Public Hearing for Sale of Alcoholic Beverages

Consideration of Memorandum #24-39 regarding the request for a new Retail (on-off sale) Malt Beverage & SD Farm Wine license for July 1, 2023 to June 30, 2024 from Chuck Stop LLC d/b/a Chuck Stop (Charles Rezac, Owner), 800 Summit Street, Yankton, South Dakota. This alcohol license is not endorsed with video lottery.

Attachment III-3

4. Public Hearing for Sale of Alcoholic Beverages

Consideration of Memorandum #24-46 recommending that the City Commission take action on the Uniform Alcoholic Beverage License Application from 6th Meridian, LLC d/b/a Farm House Food Co.

Attachment III-4

5. Revisit 12th Package Off-Sale Liquor License

Consideration of Memorandum #24-44 recommending that the City Commission direct staff on how to proceed with the sale of the new 12th package off-sale liquor license.

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. Tire Disposal Fee Schedule

Consideration of Memorandum #24-40 recommending adoption of Resolution #24-11 and authorize the tire disposal fees listed in Memorandum #24-40 to become effective April 1, 2024.

Attachment IV-1

2. **Mead Museum Request**
Consideration of Memorandum #24-42 which recommends the City Commission approve a one-time contribution of \$30,000 from the Bed, Board and Booze (BBB) fund for the Mead Museum, and direct the City Manager and staff to continue conversations with the Mead Executive Director, the Mead Museum Board and other community partners regarding the operation of the Mead Museum.

Attachment IV-2
3. **Memorandums of Understanding**
Consideration of Memorandum #24-49, Agreements with the Yankton County Office of Emergency Management for providing facility space at City Hall, Fire Station #2 and The Center in the Event of a Mass Care Emergency.

Attachment IV-3
4. **Purchase of Two Mowers**
Consideration of Memorandum #24-43 which recommends approval for the purchase of two Kubota F2690 mowers and adoption of Resolution #24-12 which allows for the trade in of two mowers.

Attachment IV-4
5. **Brownfield Asbestos Abatement Bid Award – Sacred Heart Church and Link Auditorium**
Consideration of Memorandum #24-47 which recommends awarding the Sacred Heart Church Base Bid and Link Auditorium Base Bid to VCI Environmental in the amount of \$183,700.

Attachment IV-5
6. **Land Acquisition Adjacent to Street Shop Property**
Consideration of Memorandum #24-48 regarding Resolution #24-13, the acquisition of a 50-foot strip of land in Lot 2 of East Cornerstone Subdivision to be known as Lot 2A.

Attachment IV-6
7. **Presentation of 2022 City of Yankton Comprehensive Annual Finance Reports**
Informational presentation and review by Graham Forbes, auditor with Williams & Co. P.C., of the 2022 City of Yankton Comprehensive Annual Financial Reports (CAFR).

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 not 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 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 FEBRUARY 26, 2024

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.