



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, August 27, 2018

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 regular meeting of August 13, 2018 and budget meeting of August 14, 2018**

Attachment I-2

3. **City Manager’s Report**

Attachment I-3

4. **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. **Possible Quorum Event**

September 7, 2018, for Spark Event, no official commission action

2. **Possible Quorum Event**

September 5, 2018, for Dive In Yankton Open Forum, no official commission action

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 new Retail (on-off Sale) Wine License**
Consideration of Memorandum #18-178 regarding the request for a New Retail (on-off sale) Wine License for January 1, 2018, to December 31, 2018, from To Be Free, LLC (Courtney Villalobos, President), RB Beer & Burgers, 2901 Broadway, Suite C, Yankton, SD 57078.

Attachment III-1

2. **Public hearing for transfer of ownership of Retail (on-off Sale) Malt Beverage License**
Consideration of Memorandum #18-177 regarding the transfer of ownership of a Retail (on-off sale) Malt Beverage License for July 1, 2018, to June 30, 2019, from RB Beer & Burgers (Toby Woehl, President), dba RB Beer & Burgers to To Be Free, LLC (Courtney Villalobos, President), RB Beer & Burgers, 2901 Broadway, Suite C, Yankton, SD 57078.

Attachment III-2

3. **Public hearing for CDBG Application - CNA**
Consideration of Memorandum #18-173 in Support of Resolution #18-53 and Resolution #18-54 authorizing sponsorship of a Community Development Application for Certified Nursing Assistant training under the Governor's Workforce Initiative and designating a Project and Environmental Certifying Officer.

Attachment III-3

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. **Presentation of 2017 City of Yankton Comprehensive Annual Financial Reports**
Informational presentation and review by Graham Forbes, auditor with Williams & Co. P. C., of the 2017 City of Yankton Comprehensive Annual Financial Reports (CAFR)

Attachment IV-1

2. **Bid Award – Annual Supply of Bulk De-Icing Salt**
Consideration of Memorandum #18-179 regarding Annual Supply of Bulk De-Icing Salt

Attachment IV-2

3. **Planning Commission Recommendation – Plat Review**
Consideration of Memorandum #18-174 regarding Resolution #18-55, a plat of Lots 10 and 11 in Block 1; Lots 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23 and 24 in Block 4; Lots 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11 and 12 in Block 7; and Lots 1, 10 and 11 in Block 9 of Westbrook Estates in the Southeast Quarter of Section 2, Township 93 North, Range 56 West of the 5th Principal Meridian, City of Yankton, Yankton County, South Dakota. Address, 2500 Block of Colton Avenue. Yankton Development Enterprises, LLC., Kelly Nielson, President, owner.

Attachment IV-3

4. Planning Commission Recommendation – Plat Review

Consideration of Memorandum #18-175 regarding Resolution #18-56, a plat of Lots 5 - 8 in Block 10 of Ridgeway North Subdivision to the City of Yankton in the NE 1/4 of Section 6, T93N R55W of the 5th P.M., Yankton County, South Dakota. Address, East side of the 2800 Block of Woodbine Avenue. Kirby Hofer Construction Company, Inc., owner.

Attachment IV-4

5. Planning Commission Recommendation – Plat Review

Consideration of Memorandum #18-176 regarding Resolution #18-57, a plat of Lots 5 - 8 in Block 10 of Ridgeway North Subdivision to Plat review of Lot 68, Crestview Homes Subdivision in the NE 1/4 of Section 21, T93N, R56W of the 5th P.M., Yankton County, South Dakota. Address, 403 Tulip Lane. Matthew Christensen, Managing Member, White Crane Estates, L.L.C., owner.

Attachment IV-5

6. Ordinance Pertaining to Proposed 2019 Budget – Set Public Hearing

Introduction, first reading and establish September 10, 2018 as the second reading, an ordinance to appropriate monies for defraying the necessary expenses and liabilities of the City of Yankton, South Dakota, for the fiscal year beginning January 1, 2019, and ending December 31, 2019, and providing for the levy of annual taxes for all funds created by ordinance within said City

Attachment IV-6

7. Change Order – Pine Street Bridge

Consideration of Memorandum #18-180 regarding Change Order Number 2 and 3 for the Pine Street Bridge Project

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 AUGUST 27, 2018

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.