



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, November 26, 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 November 13, 2018 and Special City Commission Meeting of November 5, 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. **Pawn Brokers Licenses for 2019**
Consideration of Memorandum #18-240 recommending approval of the applications for Pawn Brokers License
Attachment II-1
2. **Renewal of Private Collector of Refuse License for 2019**
Consideration of Memorandum #18-241 recommending approval of the renewal of applications for Private Collector of Refuse Licenses for the year 2019 (January 1, 2019 – December 31, 2019) licensing period
Attachment II-2

3. Renewal of 2019 City Dance License Applications

Consideration of Memorandum #18-242 recommending approval of the renewal of applications for 2019 City Dance Licenses

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 - Assessment Roll; Noxious Vegetation and Abatement

Consideration of Memorandum #18-243 and Resolution #18-71, for the public hearing on the special assessment roll for removal of noxious vegetation and abatement

Attachment III-1

2. Public hearing for renewal of Alcoholic Beverage Licenses

Consideration of Memorandum #18-244 regarding the public hearing and consideration of the applications for renewal of Alcoholic Beverage Licenses for the 2019 (January 1, 2019, to December 31, 2019) licensing period

Attachment III-2

3. Public Hearing - Gas Franchise

Public hearing and second reading of Ordinance #1012 regarding Gas Franchise Agreement

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. Bid Award – Crushing Concrete

Consideration of Memorandum #18-238 regarding Bid Award for Crushing Concrete

Attachment IV-1

2. Personnel Contract – Police Chief

Consideration of Memorandum #18-239 regarding Personnel Contract with Police Chief

Attachment IV-2

3. Budget Supplement

Memorandum supporting first reading of Memorandum#18-245 supporting Ordinance #1013, the second supplement to the 2018 annual appropriation Ordinance #1001 and setting December 10, 2018 as second reading and public hearing of said Ordinance

Attachment IV-3

4. **Election Board**
Consideration of Memorandum #18-247 approving the recommendation of election workers for the City of Yankton special election on December 11, 2018, and establishing the compensation for said election workers

Attachment IV-4
5. **Establishing Public Hearing Date for Ordinance Change – Peddler’s License**
Introduction and first reading of Ordinance #1014, amending the Peddler’s License Chapter 13 Article 3, Division 4 and setting December 10, 2018 as second reading and public hearing of said Ordinance

Attachment IV-5
6. **ADA Downtown Parking Designation – Willa B’s**
Consideration of Memorandum #18-250 in Support of Resolution #18-83 regarding ADA Downtown Parking Designation – Willa B’s

Attachment IV-6
7. **Change Order and Close-out of West City Limits Road Project**
Consideration of Memorandum #18-249 regarding Change Order Number 1, Final Project Acceptance and Final Payment for the West City Limits Road (WCLR)

Attachment IV-7
8. **Change Order and Close-out of E Hwy 50 Trail Project**
Consideration of Memorandum #18-248 regarding Change Order Number 1, Final Project Acceptance and Final Payment for the E Hwy 50 Trail Project

Attachment IV-8
9. **Development Agreement – Yankton Mall**
Consideration of Memorandum #18-251 regarding Development Agreement between the City of Yankton and Yankton-Omaha Limited Partnership

Attachment IV-9
10. **Naming Rights Agreement**
Consideration of Memorandum #18-252 regarding Naming Rights Agreement for Proposed Aquatics Facility

Attachment IV-10
- 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 NOVEMBER 26, 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.