



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.

Tuesday, May 28, 2019

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 May 13, 2019** **Attachment I-2**
3. **Proclamation – Aviation Month** **Attachment I-3**
4. **City Manager’s Report** **Attachment I-4**
5. **Public Appearances - Introduction of new Police Officers**

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. **Approving Current Volunteer Firefighter**
Consideration of Memorandum #19-120 regarding approving the new Volunteer Firefighters per Workers’ Compensation and SDCL requirements **Attachment II-1**
2. **Establish public hearing for sale of alcoholic beverages**
Establish June 10, 2019, as the date for the public hearing on the request for a Special Events (on-sale) Liquor License for June 18, 2019 from Chamber of Commerce, (Carmen Schramm, Director) d/b/a Chamber of Commerce, Ag-Gala, 4-H Ice Arena, 709 Whiting Drive, Yankton, SD.

Attachment II-2

3. **Establish public hearing for sale of alcoholic beverages**
Establish June 10, 2019, as the date for the public hearing on the request for a Special Events Malt Beverage (on-sale) Retailers License for one day, July 1, 2019, from the Center (Christy Hauer, Executive Director), 900 Whiting Drive, Yankton, South Dakota.
Attachment II-3
4. **Special Events Dance License**
Consideration of Memorandum #19-113 recommending approval of the application from Yankton Baseball Association to hold a dance on May 31, 2019, Riverside Park Baseball Diamond, Yankton, S.D.
Attachment II-4
5. **Establish public hearing for sale of alcoholic beverages**
Establish June 10, 2019, as the date for the public hearing on the request for a Special Events Malt Beverage (on-sale) Retailers License and a Special (on-sale) Wine Retailers License for one day, June 15, 2019, from the Center (Christy Hauer, Executive Director), 900 Whiting Drive, Yankton, South Dakota.
Attachment II-5
6. **Establish public hearing for sale of alcoholic beverages**
Establish June 10, 2019, as the date for the public hearing on the request for a Special Events Malt Beverage (on-sale) Retailers License and a Special (on-sale) Wine Retailers License for one day, September 21, 2019, from the Center (Christy Hauer, Executive Director), 900 Whiting Drive, Yankton, South Dakota.
Attachment II-6
7. **Transient Merchant License**
Consideration of Memorandum #19-124 recommending approval of the application from Yankton Chamber & Visitors Center for:
A) Transient Merchant License for May 31, 2019 – June 31, 2019.
Attachment II-7
8. **Transient Merchant License**
Consideration of Memorandum #19-126 recommending approval of the application from Meridian District for:
A) Transient Merchant License for May 31, 2019 – June 31, 2019.
Attachment II-8

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 – Special Event**
Consideration of Memorandum #19-115 regarding the request for a Special Malt Beverage (on-sale) Retailers License and a Special (on-sale) Wine Retailers License for 1 day, July 20, 2019 from Yankton Area Arts, (Julie Amsberry, Executive Director) Meridian Bridge, rain date set for City Hall Auditorium, 416 Walnut, Yankton, S.D.
Attachment III-1
2. **Public hearing for sale of alcoholic beverages**
Consideration of Memorandum #19-116 regarding the request for a New Retail (on-off sale) Malt Beverage & SD Farm Wine License for July 1, 2018, to June 30, 2019, from Angelas La Mexicana, LLC (Maria Guitron, Member), dba Angelas La Mexicana, 401 Picotte Street, Yankton, SD 57078.
Attachment III-2

3. **Public hearing for new Retail (on-off Sale) Wine & Cider License**
Consideration of Memorandum #19-117 regarding the request for a New Retail (on-off sale) Wine and Cider License for January 1, 2019, to December 31, 2019, from Angelas La Mexicana, LLC (Maria Guitron, Member), dba Angelas La Mexicana, 401 Picotte Street, Yankton, SD 57078.

Attachment III-3

4. **Public hearing for sale of alcoholic beverages**
Consideration of Memorandum #19-118 regarding the request for a Special Events RETAIL (on-sale) Malt Beverage and a Special RETAIL (on-sale) Wine dealers License for 3 days, June 10-12, 2019, from Mount Marty College, Inc., Mount Marty College Campus, 1105 W. 8th Street, Yankton, S.D.

Attachment III-4

5. **Establish public hearing for renewal of Malt Beverage Licenses**
Consideration of Memorandum #19-119 regarding the applications for renewal of Malt Beverage Licenses for the 2019-20 licensing period

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. **Planning Commission Recommendation – Plat Review**
Consideration of Memorandum #19-121 regarding Resolution #19-23, a plat of Lots 4A and 4B, Block 2, Westbrook Estates being a Replat of Lot 4 and the North 0.6 feet of Lot 5, Block 2, Westbrook Estates located in the East 700 feet of the East Half of the Southeast Quarter, except the South 560 feet and less R.O.W. thereof, Section 2, Township 93 North, Range 56 West of the 5th P.M., City of Yankton, South Dakota. Address 2512 and 2514 Dorian Drive. Johanneson Contracting, Inc., owner.

Attachment IV-1

2. **Planning Commission Recommendation – Plat Review**
Consideration of Memorandum #19-122 regarding Resolution #19-24, a plat of Lots 20A and 20B, Crestview Homes Subdivision, in the NE 1/4 of Section 21, T93N, R56W of the 5th P.M., Yankton County, South Dakota. Scott M. Pfeifer and Nicole M. Pfeifer, owners.

Attachment IV-2

3. **Bid Award – Cold Applied Plastic Pavement Marking**
Consideration of Memorandum #19-123 regarding Bid Award for the Cold Applied Plastic Pavement Marking Installation Project

Attachment IV-3

4. Introduction of 2019 Assessment Roll–First Reading –Noxious Vegetation & Tree Trimming – set public hearing

Introduction of 2018 Assessment Roll–First Reading –Noxious Vegetation & Tree Trimming, Consideration of Memorandum #19-125 and Resolution #19-25, recommending that June 24, 2019, be established as the date for a public hearing on the special assessment roll for Noxious Vegetation and Tree Trimming

Attachment IV-4

5. Mayor's Appointments to City Advisory Boards and Commissions

Consideration of Memorandum #19-128 recommending approval of the Mayor's appointments to various City Advisory Boards and Commissions

Attachment IV-5

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 MAY 28, 2019

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.