



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, April 26, 2021

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/channel/UCD1a1hf1dIkiLVSXnmdRQg/live>

Rebroadcast Schedule: Tuesday @ 7:30pm, on channels 3 & 45

I. ROUTINE BUSINESS

1. **Roll Call**

2. **Approve Minutes of regular meeting of April 12, 2021 and Special City Commission Meeting of April 16, 2021**

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. **Establishing public hearing for New Retail Wine & Cider License**

Establish May 10, 2021, as the date for the public hearing on the New Retail (on-off sale) Wine & Cider License for January 1, 2021, to December 31, 2021, from Hanten, Inc. d/b/a Ben's Brewing Co. (Ben Hanten, President), 719 Walnut Street, Yankton, S.D.

Attachment II-1

2. Establishing public hearing for New Retail Malt Beverage

Establish May 10, 2021, as the date for the public hearing on the New Retail (on-off sale) Malt Beverage & SD Farm Wine License for July 1, 2021, to June 30, 2022, from Hanten, Inc. d/b/a Ben's Brewing Co. (Ben Hanten, President), 719 Walnut Street, Yankton, S.D.

Attachment II-2

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. Health Board Update

2. Public hearing for transfer of ownership of Retail (on-off Sale) Malt Beverage License

Consideration of Memorandum #21-68 regarding the public hearing for the transfer of ownership of a Retail (on-off sale) Malt Beverage & SD Farm Wine License for July 1, 2020, to June 30, 2021, from Cheers Bar & Grill, LLC (Beth Cuneo, Owner), d/b/a/ Cheers Bar & Grill, LLC to Hayes Enterprises, LLC (April Hayes, Owner), d/b/a Cheers - Pizza Plus, 310 Walnut Street, Yankton, S.D.

Attachment III-2

3. Public hearing for sale of alcoholic beverages

Consideration of Memorandum #21-71 regarding the public hearing on the request for a Special Events Malt Beverage (on-off sale) License for 1 day, August 6, 2021, from Utica Hall/Rueb, LLC d/b/a Utica Hall, 801 McCarthy Street, Utica, SD at 4-H Fair Grounds, 901 Whiting Drive, Yankton, SD.

Attachment III-3

4. Funding Request - USBC

Consideration of Memorandum #21-77 regarding Request from USBC for 2021 Women's State Tournament to be held in Yankton

Attachment III-4

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. Tuition Reimbursement Program

Consideration of Memorandum #21-59 regarding Tuition Reimbursement Program for the City of Yankton

Attachment IV-1

2. Downtown Yankton Façade Grant Recommendations

Consideration of Memorandum #21-72 regarding Downtown Yankton Façade Grant Recommendations

Attachment IV-2

3. Bid Award – Liquid Asphalt

Consideration of Memorandum #21-70 regarding Bid Award for Liquid Asphalt

Attachment IV-3

4. Chan Gurney Airport – Grant Application

Consideration of Memorandum #21-74 recommending approval of a grant application and associated engineering agreement for the design of Phase One of the North Taxilane System and Access Road Project including environmental and bidding services.

Attachment IV-4

5. Introduction and First Reading

The City Commission acting as the Board of Adjustment; Memorandum #21-73 establishing May 10, 2021 as the date for a public hearing to consider a variance from the front yard setback requirements in a B-2 Highway Business District on Lot 4, Block 1, Walmart Addition in the City of Yankton, South Dakota. Address, 3007 Broadway Avenue. Jeff Koster, owner.

Attachment IV-5

6. Soccer Association / City of Yankton Property

Consideration of Memorandum #21-76 recommending approval of the Yankton Youth Soccer's initial field development work on City of Yankton property

Attachment IV-6

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 APRIL 26, 2021

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.