

**CHAMBER OF THE BOARD OF CITY COMMISSIONERS
YANKTON, SOUTH DAKOTA
MARCH 14TH, 2022**

Board of City Commissioners of the City of Yankton was called to order by Mayor Moser.

Roll Call: Present: Commissioners Benson, Brunick, Johnson, Maibaum, Miner, Schramm, Webber and Villanueva. City Attorney Den Herder and City Manager Leon were also present.

Quorum present.

Action 22-55

Moved by Commissioner Webber, seconded by Commissioner Miner, to approve Minutes of Work Session meeting of February 28, 2022 and regular meeting of February 28, 2022.

Roll Call: All members present voting "Aye;" voting "Nay:" None.

Motion adopted.

Action 22-56

Moved by Commissioner Maibaum, seconded by Commissioner Johnson, that the Schedule of Bills be approved and warrants be issued.

1 Office Solution - Printer Ink - \$123.38; Adobe Creative Cloud - Computer Program - \$85.18; Adobe Stock - Computer Program - \$31.94; AFSCME Council 65 - Employee Deduction - \$947.10; Alfa Laval - GBT Hydraulic Pump - \$1,650.90; Amazon - Membership Dues - \$126.74; Amazon - Membership Dues - \$126.74; Amazon - Medicine Ball - \$20.99; Amazon - Computers-Cad - \$539.96; Amazon - Data Wiring - \$19.98; Amazon - Office Supplies - \$27.47; Amazon - Janitorial Supplies - \$90.77; Amazon - Books - \$125.46; Amazon - Office Supplies - \$12.19; Amazon - Book - \$18.99; Amazon - Book - \$18.98; Amazon - HFAC Merchandise - \$973.88; Amazon - Office Supplies - \$82.00; Amazon - Book - \$22.16; Amazon - Phone Cord - \$4.85; Amazon - Internet Access - \$820.60; Amazon - Plotter Paper - \$204.48; Amazon - Adult Craft Night - \$13.98; Amazon - Mower Blades - \$40.16; Amazon - Merchandise - \$205.99; Amazon - Gator Starter - \$73.95; Amazon - Program Supplies - \$49.98; Amazon - Program Supplies - \$13.98; Amazon - Book - \$11.98; Amazon - Door Lock Repair - \$294.94; Amazon - DVD - \$39.39; Amazon - DVD's - \$259.31; Amazon - Program Prize - \$15.90; Amazon - DVD's - \$35.95; Amazon - Office Supplies - \$163.37; Amazon - DVD's - \$30.95; Amazon - DVD - \$14.96; Amazon - Dumbbell Rack Stand - \$138.43; Amazon - Computers Cad - \$14.99; American Public Works - APWA Dues - \$222.00; Animal Health Clinic - K9 Max Medical Care - \$490.64; A-Ox Welding Supply - Propane - \$85.44; Applied Concepts - Radar - \$8,765.00; Applied Ind Tech - Blower Belts - \$898.50; Arbor Day Foundation - Arbor Day Supplies - \$189.79; AT&T - Mobile Data Services - \$1,099.00; Automatic Systems - Transducer - \$2,417.74; AutoZone - Wiper Blades/Anitfreeze - \$430.61; Avera Health CRP - Officer CPR Cards - \$510.00; Avera Health Plans - Low Deduct ale Premiums - \$91,191.99; Avera McKenna Hospital - Annual EAP - \$6,360.00; Avera Sacred Heart - Testing - \$635.00; Axvoice - Dialer Service - \$21.44; B&H Photo - Computers-Cad - \$4,455.02; Banner Associates - Marne Creek Restoration - \$12,211.08; Beaudin/Jill - Over Pay Utilities - \$38.62; Bomgaar's - HFAC Maintenance - \$850.46; Border States Industries - Bar Screen Limit Switch - \$492.14; Buhl's Cleaners - Contracted Services - \$763.37; Building Sprinkler - Sprinkler Repairs - \$346.85; Casey's - Travel Expense - \$63.00; Cedar Knox Public Power Dist - Electricity - \$1,355.61; CenturyLink - Internet Service - \$208.40; CenturyLink - Phone - \$1,290.44; CHS - Propane - \$237.50; City Of Vermillion - Jt Power Cash Trans - \$59,399.36; City Of Yankton-

Landfill - Waste Disposal - \$21.92; City Of Yankton-Parks - Landfill Charges - \$136.64; City Of Yankton-Solid Waste - Compacted Garbage - \$13,292.51; City Of Yankton-Water - Garbage - \$87.68; City Utilities - Wtr-Ww Charges - \$4,984.00; Collaborative Summer - Summer Reading Supplies - \$325.29; Cons Business Products - Wire Fire System - \$149.10; Core & Main - Water Fittings - \$2,375.94; Cornwell D-P Tools - Tool - \$179.96; Credit Collection Service - Ut Collection - \$67.09; Crescent Electric - Gelamps - \$974.55; Dakota Archery - Parks Supplies - \$196.43; Danko Emergency Equipment - Replacement Hose - \$3,229.77; Delight Donuts - Staff Appreciation - \$14.85; Dept Of Corrections - Doc Work Program - \$102.00; Dept Of Social Services - SD Child Support - \$2,233.00; Dollar Tree - Adult Craft - \$79.00; Donlevy - Selenium Testing - \$275.00; Driftwood Creek Flying - Airport Lease Refund - \$140.80; EBay - Vehicle Keyboard - \$11.69; Echo Electric Supply - Light Control Box - \$1,281.01; Eco Waters - Professional Services - \$108.00; Ehresmann Engineering - Park Supplies - \$100.36; Electrical Engineering & Equip - Serv/Inspect Generator - \$345.00; Eskens/Rebecca - CDL Reimbursement - \$176.00; Facebook - Ad For Fire Chief - \$15.00; Facebook - Ad For Fire Chief - \$5.00; Facebook - Ad For Fire Chief - \$2.00; Facebook - Ad For Fire Chief - \$10.00; Facebook - Ad For Fire Chief - \$2.00; Facebook - Ad For Fire Chief - \$3.00; Facebook - Ad For Fire Chief - \$25.00; Facebook - Ad For Fire Chief - \$2.00; Facebook - Ad For Fire Chief - \$3.00; Facebook - Ad For Fire Chief - \$15.00; Facebook - Ad For Fire Chief - \$7.00; Fastenal - Bolts For Signs - \$746.53; Feld Fire - Maintenance Compressor - \$691.00; Findaway - Wonderbook - \$59.84; First Dakota National Bank - Annual Fee - \$1,000.00; First Dakota Nat'l Bank HSA - HSA Contributions - \$8,044.26; First National Bank FSA - Cafeteria Plan - \$1,360.00; First Responder - 1st Responders Course - \$208.62; Frontier Precision - Repairs - \$828.77; Gerstner Oil - Fuel - \$26,001.09; Girton Adams - Pressure Relief Valve #1 - \$665.24; Gov. Connection - Plotter Supplies - \$631.28; Greatlife Golf & Fitness - Custom Pump Station Prj - \$134,512.70; Groves/Jordan - Boot Reimbursement - \$130.00; Guardian Alliance - Background Check - \$64.00; Hach Company - Reagents - \$1,443.90; Hagemann/Dustin - Boot Reimbursement - \$95.80; Hallock/Hunter - CDL Reimbursement - \$48.00; Hanson Briggs - Recycling Printed Flyers - \$401.68; Hanson Briggs Advertising - Office Supplies - \$206.74; Harding Glass - Glass - \$19.50; Harn Ro Systems - Filters - \$11,405.86; Hawkins - Chemicals - \$22,786.54; Holophane - Poles & Lights - \$3,060.00; Hotel Booking - Training Hotel - \$329.82; Hotelbookingservfee.com - Hotel Booking Fee - \$12.99; Hy-Vee - Retirement - \$199.39; ICMA Retirement Trust - 457 - ICMA Contributions - \$3,775.22; Intek Cleaning & Restoration - Clean Patrol Car - \$106.50; Intl Code Council - Certificate Renewal - \$95.00; J & H Care & Cleaning Company - Janitorial Supplies - \$4,000.00; J2 Metrofax - Fax Service - \$9.95; Jacks Uniforms - 2 Uniform Shirts - \$287.83; JCL Solutions - Cleaning Supplies - \$891.94; Jimmy B's Carpentry - Carpentry Work - \$4,779.60; JJ Benji's - Basketball League - \$574.43; JJ Benji's - League Shirts - \$255.50; JWC Environmental - Fish Station Grinder - \$5,524.00; Kaiser Heating & Cooling - Repair Heater Exchanger - \$1,280.19; Kaiser Refrigeration - Chainsaw Oil - \$773.53; Kendell Doors - Keys - \$340.00; Kinsman Garden - Liners/Plants - \$971.86; KLJ Engineering - Design Services - \$22,000.00; Kopetsky's Ace - Air Compressor - \$753.27; KVHT Radio Station - Ad - \$2,400.00; Language Line - Interp Service - \$51.70; Laserline MFG - Laser Guide - \$1,445.00; League Of Kansas - Classified Ad - \$133.90; Lewis And Clark Ford - Water Pump Replaced - \$1,810.37; List Electric - Install Fire Alarm - \$28,209.23; LLRMI - Investigation Training - \$300.00; Longs Propane Service - Propane - \$14.00; Mark's Machinery - Park Supplies - \$190.21; McGrath North - Professional Services - \$1,617.00; McLeod's Printing - Traffic Citations - \$131.49; McMaster-Carr - Inlet Air Lift Solenoid - \$289.13; Menard's - Shelter Repairs-Siding - \$3,979.29; Merchant/Erica - Mural Restoration - \$5,480.00; Merkel Electric - Rewire Ceiling Lights - \$163.08; MidAmerican Energy - Fuel - \$31,319.89; MidAmerican Energy - Fuel - \$11,883.77; Midwest Alarm Company - Testing Services - \$691.00; Midwest Tape - Av - \$717.76; Midwest Tire And Muffler -

Tires - \$1,659.23; Millennium Recycling - Single Stream - \$4,502.40; Millerbernd Manufacturing - Light Poles - \$8,061.00; Minnesota Life Insurance - Life Insurance - \$593.18; Miracle Recreation Equipment - Westside Park Equipment - \$15,106.16; Morrow/Joseph C. - Design Work - \$4,710.00; Napa Auto Parts - V Belt - \$137.22; Nartec - Drug Field Tests-100 - \$99.49; National Association - School Resource OFC Assc - \$40.00; NBS Calibrations - Balance Calibration - \$329.00; Nebraska DOR - WH Income Tax - Ne Income Tax - \$653.68; Northern Tool - Scaffolding - \$266.35; Northtown Automotive - Service - \$67.55; Northwestern Energy - Electricity - \$89,948.68; Observer - Ad - \$96.00; O'Connor Company - Digester Mau Blower - \$526.67; Officesupply.Com - Evidence Storage Boxes - \$191.49; Olson's Pest Technician - Pest Control - \$90.00; O'Reilly Auto Parts - Alternator/Belt - \$404.80; Overdrive Distribution - Ebooks - \$2,027.24; Overhead Door Co - Repairs - \$149.35; PayPal - Computers Cad - \$256.53; Peace Officers Assn/SD - SDPOA Memberships - \$150.00; Peterka/Kristine - Employee Appreciation - \$252.75; Peterson/Sharlotte - Swimsuit Uniform - \$100.00; PFS Healthworks - CDL Testing - \$201.00; Pitney Bowes PBP - Postage - \$200.00; Police Chiefs' Assn - Professional Services - \$196.00; Press Dakota Mstar Solutions - Ad - \$182.89; Prime Video - Supplies - \$10.64; Principal Life Insurance - Dental Insurance Premium - \$6,726.95; Provantage - Data Wiring - \$1,714.00; Q Appraisals - Professional Services - \$500.00; RDG Planning & Design - Professional Services - \$3,262.56; Retirement, SD - SDRS Contributions - \$85,445.83; Retirement, SD System - 401(A) Special Pay - \$19,123.48; Riverside Hydraulics - Hydraulic Hoses - \$310.27; Robertsharp - Website - \$702.00; Ron's Auto Glass Repair - Replace Windshield - \$430.00; Rothenberger/Monty - Per Diem - \$111.00; Saber Shred Solutions - Tire Disposal - \$15,617.80; Sanitation Products - Parts - \$665.25; Schrecht - TID Reimbursement - \$16,415.21; SD Dept Of Health - Lab Testing - \$10,932.00; SD Police Chief Assoc. - Memberships - \$175.02; SD Water & Wastewater - SDWWA Conference - \$124.00; SDSRP - SD Supplemental Retire - \$13,139.00; SDSU Igrow - Training - \$20.00; Sherwin Williams - Cemetery Tools - \$749.45; Shur-Co - Roll Pipe - \$186.07; Sign Solutions - Signs - \$16,944.28; Slowey Construction - FEMA Demolition - \$35,620.00; Smith Insurance Inc./Mt & RC - Notary Insurance - \$80.00; Southeast SD SHRM - Membership Dues - \$25.00; Sturdivant's - Filters - \$808.15; Suing/Elizabeth - CDL Reimbursement - \$180.00; Termansen/Tanner - CDL Reimbursement - \$130.00; The Collision Center - Truck Repair - \$1,682.60; The Lifeguard Store - Uniforms - \$3,326.82; The Ups Store - Selenium Test Shipping - \$269.19; Third Millennium Association - Utility Billing - \$654.13; Tractor Supply Co - K-9 Carona Dog Food - \$146.47; Traffic Safety Warehou - Event Road Blocks - \$2,637.00; Trittech Forensics - Crime Scene Pros Course - \$599.00; TRK Hosting - Web Hosting - \$7.95; Truck Trailer Sales - Landing Gear - \$2,064.80; U.S. Post Office-Util - Utility Billing Postage - \$2,142.99; Ubersignal.Com - Cell Signal Booster - \$1,554.99; UKG Workforce Ready - Payroll/Hr/Tlm Software - \$2,033.25; United Laboratories - Paint - \$738.10; United States Postal Service - Postage Meter - \$558.48; United States Treasury - Federal Withholding Tax - \$165,851.20; United Way - United Way - \$122.00; University Of St Thomas - Lost Book - \$150.00; Us Bank Equipment Finance - Copier Lease - \$368.09; Us Bank Spa Lockbox Cm9695 - Drinking Water C462038-6 - \$897,256.90; USPS Po - Mail Evidence - \$168.59; Vast broadband - Phone - \$191.51; Vast broadband -Vexus - Internet Service - \$3,533.30; Verizon - Lab Supplies - \$1,034.18; Verizon - Internet Access - \$1,124.47; Viddler Inc. - Video Hosting - \$41.49; Vistaprint - Office Supplies - \$127.77; Wall St Journal - Newspaper Subscription - \$634.88; Wal-Mart - Pens, Batteries - \$112.21; Wal-Mart - Cleaning Supplies - \$311.58; Wasp Barcode Technology - Evidence Labels - \$94.99; Watchguard Video - Body Cam DVR - \$480.00; Watchguard Video - Software Maintenance - \$4,950.00; Xerox Financial Services - Copies - \$1,530.85; Yankton County Auditor - Cost Component - \$15,740.81; Yankton Development Enterprise - TID Reimbursement - \$24,509.64; Yankton Fire & Safety Co - Fire Safety Inspections - \$1,519.25; Yankton Medical Clinic - Pre Employment Physicals - \$1,104.00; Yankton Rexall Drug -

Imaginary Play Area - \$134.06; Yankton Sharp Shooters - Range Membership Dues - \$1,250.00; Yankton Thrive - Retirement - \$300.00; Yankton Thrive - TID Reimbursement - \$282,867.25; Yankton Vol Fire Department - Fire Calls-Jan/Feb - \$1,800.00; Yankton Winnelson Co - Water Fountain Filter - \$131.34; Yanktonmediainc - Ad Publication - \$551.46; Ykt Janitorial & Dt Sc - Janitorial Supplies - \$554.10

Roll Call: All members present voting “Aye;” voting “Nay:” None.
Motion adopted.

Salaries by Department: February 2022:

Administration \$51,995.09; Finance \$37,206.68; Community Development \$28,496.55; Police/Dispatch \$212,920.81; Fire \$17,259.76; Engineering / Sr. Citizens \$42,607.33; Streets \$51,097.30; Traffic Control \$3,541.50; Library \$33,188.18; Parks / Sac \$80,040.67; Marne Creek \$4,337.54; Water \$43,568.90; Wastewater \$43,538.30; Cemetery \$4,630.13; Solid Waste \$26,499.61; Landfill / Recycle \$23,915.02; Central Garage \$8,513.08

New Hires: Recreation Dept: Receptionists at \$11 hr; Sophia Lobo Paes, Jaycee Fischer, Jordyn Fischer; Jaycee Fischer, Official, \$25/game. Library: Sarah Hart, Circulation Asst, \$11 hr.

Wage Changes: Police Dept: Jeremy Olson, School Resource Officer \$2288.84 to \$2349.73 bi-weekly.

SAC Seasonal Bonus: Johannah DeVries \$45; Rori Schmidt \$45; Carole Kling \$45; Jana Greenfield \$45.

Mayor Moser read a proclamation of March 2022 as a month celebrating the 50th anniversary of the Older American’s Act Nutrition Program and a proclamation of March 2022 as Social Work Month.

City Manager Leon submitted a written report giving an update on community projects and items of interest.

There were no public appearances at that time.

Action 22-57

Moved by Commissioner Benson, seconded by Commissioner Miner, to approve the following consent agenda items:

1. Work Session

Setting date of March 28, 2022, at 6:00 pm in Room #114 of the Career Manufacturing Technical Education Academy for the next work session of the Yankton City Commission

2. Establish public hearing for sale of alcoholic beverages

Establish March 28, 2022, as the date for the public hearing on the request for a Special Events Malt Beverage (on-off sale) License for 1 day, August 5, 2022, 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.

3. Establish public hearing for sale of alcoholic beverages

Establish March 28, 2022, as the date for the public hearing on the request for a Special Malt Beverage (on-sale) Retailers License for 2 day, August 19-20, 2022, from Yankton Rodeo Association (Douglas O Hevle, President), Rodeo Grounds, 404 Paddle Wheel Drive, Yankton, S.D.

4. Mayor's Appointments to Consolidated Board of Equalization

Consideration of Memorandum #22-48 recommending approval of the Mayor's Appointments to the Consolidated Board of Equalization of Commissioners Benson, Johnson, Maibaum and Villanueva as an alternate.

Roll Call: All members present voting "Aye;" voting "Nay:" None.
Motion adopted.

Action 22-58

Todd Larson, Director of Parks and Recreation and City Events, gave a brief description of the changes in the proposed 5 Year Agreement with GreatLife Golf and Fitness. Jason Sudenga, Vice President of GreatLife Golf and Fitness, and Nick Ovenden, President of GreatLife Golf and Fitness, were also present to answer questions and discuss the proposed agreement.

Moved by Commissioner Johnson, seconded by Commissioner Benson, to approve the five-year lease, 2023 -2027, with GreatLIFE Golf and Fitness for golf operations at Fox Run Golf Course.

(Memorandum 22-43)

Roll Call: All members present voting "Aye;" voting "Nay:" None.
Motion adopted.

Action 22-59

Moved by Commissioner Villanueva, seconded by Commissioner Webber, to approve the Election Workers and their compensation for the April 12th, 2022 Combined Municipal and School District Election. (Memorandum 22-40)

Roll Call: All members present voting "Aye;" voting "Nay:" None.
Motion adopted.

Action 22-60

Moved by Commissioner Benson, seconded by Commissioner Miner, to authorize the City Manager to sign the Memorandum of Understanding Related to a 2013 Sales Tax Reimbursement Agreement.

(Memorandum 22-42)

Roll Call: All members present voting "Aye;" voting "Nay:" None.
Motion adopted.

Action 22-61

Moved by Commissioner Villanueva, seconded by Commissioner Benson, to approve Resolution 22-09. (Memorandum 22-41)

RESOLUTION 22-09

WHEREAS, the City of Yankton owns an approximate 1.48 acre parcel in the east industrial area, and

WHEREAS, Brad Rehfeldt representing Harvey Louis, LLC has offered \$37,000 to purchase the site, and

WHEREAS, the Yankton Board of City Commissioners desires to sell the below described land for the long term goal of community and economic development.

NOW, THEREFORE BE IT RESOLVED by the Board of City Commissioners of the City of Yankton, South Dakota, that they hereby agree to transfer the below described property, subject to all provisions of the associated “Real Estate Purchase Agreement” to Yankton Thrive for the purpose of sale to Brad Rehfeldt, Harvey Louis, LLC, and

BE IT FURTHER RESOLVED that the City Manager is authorized to execute all documents associated with the described transfer.

The North One Half (N1/2) of the Southwest Quarter (SW1/4) lying northwesterly of the Railroad all in Section Nine (9), Township Ninety-three (93) North, Range Fifty-five (55) West of the 5th P.M., City and County of Yankton, South Dakota.

Roll Call: All members present voting “Aye;” voting “Nay:” None.
Motion adopted.

Action 22-62

Moved by Commissioner Miner, seconded by Commissioner Webber, to approve Resolution 22-10. (Memorandum 22-44)

RESOLUTION 22-10

BRIDGE RE-INSPECTION PROGRAM RESOLUTION FOR USE WITH SOUTH DAKOTA DEPARTMENT OF TRANSPORTATION (SDDOT) RETAINER CONTRACT

WHEREAS, Title 23, Section 151, *United States Code* and Title 23, Part 650, Subpart C, *Code of Federal Regulations*, requires initial inspection of all bridges and re-inspection at intervals not to exceed two years with the exception of reinforced concrete box culverts that meet specific criteria. These culverts are re-inspected at intervals not to exceed four years.

THEREFORE, the City of Yankton is desirous of participating in the Bridge Inspection Program using Bridge Replacement funds.

The City of Yankton requests SDDOT to hire Banner Associates, Inc. (Consulting Engineers) for the inspection work. SDDOT will secure Federal approvals, make payments to the Consulting Engineer for inspection services rendered, and bill the City for 20% of the cost. The City of Yankton will be responsible for the required 20% matching funds.

Roll Call: All members present voting “Aye;” voting “Nay:” None.
Motion adopted.

Action 22-63

This was the time and place for the bid opening for the Annual Supply of Liquid Asphalt for the Department of Public Works, Street Division. One bid was received and opened on March 3rd, 2022 at 3:00 p.m. (Memorandum 22-46)

Moved by Commissioner Brunick, seconded by Commissioner Villanueva, to award Jebro, Inc. of Sioux City, Iowa, for the AC Grade Asphalt at \$663.80 ton, MC 70 Grade Asphalt at \$3.73 per gallon, RC800 Grade Asphalt at \$3.86.

Roll Call: All members present voting “Aye;” voting “Nay:” None.

Motion adopted.

Action 22-64

This was the time and place for the bid opening for the Annual Supply of Bituminous Mix for the Department of Public Works, Street Division. One bid was received and opened on March 3rd, 2022 at 3:00 p.m. (Memorandum 22-47)

Moved by Commissioner Schramm, seconded by Johnson, to award the Annual Supply of Bituminous Mix contract to Concrete Materials of Sioux Falls, South Dakota, Yankton, South Dakota Plant at the price of \$74.00 per ton.

Roll Call: All members present voting “Aye;” voting “Nay:” None.

Motion adopted.

Action 22-65

Moved by Commissioner Webber, seconded by Commissioner Miner, to approve the purchase of a new Kubota RTV for \$19,263.22 from Marks Machinery of Yankton, South Dakota based on the Sourcewell bid contract. (Memorandum 22-45)

Roll Call: All members present voting “Aye;” voting “Nay:” None.

Motion adopted.

Moved by Commissioner Villanueva, seconded by Commissioner Johnson, to adjourn into Executive Session at 7:58 p.m. to discuss **contractual, litigation and personnel matters** under SDCL 1-25-2.

Roll Call: All members present voting “Aye;” voting “Nay:” None.

Motion adopted.

Regular meeting of the Board of City Commissioners of the City of Yankton was reconvened by Mayor Moser.

Roll Call: Present: Commissioners Benson, Brunick, Johnson, Maibaum, Miner, Schramm, Webber and Villanueva. City Attorney Den Herder and City Manager Leon were also present.

Quorum present.

Action 22-66

Moved by Commissioner Johnson, seconded by Commissioner Villanueva, to adjourn at 9:30 p.m.

Roll Call: All members present voting “Aye;” voting “Nay:” None.

Motion adopted.

March 14th, 2022

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Stephanie Moser
Mayor

ATTEST:

Al Viereck
Finance Officer