

**CHAMBER OF THE BOARD OF CITY COMMISSIONERS
YANKTON, SOUTH DAKOTA
SEPTEMBER 12TH, 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 22-217

Moved by Commissioner Webber, seconded by Commissioner Johnson, to approve Minutes of regular meeting of August 22, 2022 and Special City Commission meeting of August 29, 2022.

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

Motion adopted.

Action 22-218

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

1st Dakota - HSA Cont - \$7,058.56; 1st Dakota - Cafeteria Plan - \$1,450.00; 4 Wheel Parts - Pickup Air Spring - \$103.13; A & B Business Equip - Copier Lease - \$356.24; A Ox Welding - Compressed Gas - \$85.99; A Ox Welding - Propane - \$177.29; Ace Hardware - Riverboat Days Supplies - \$562.03; Acuity Brands Lighting - Install Lights - \$127.50; Adams/Brian - Music At The Meridian - \$3,800.00; Adobe - Adobe Pro - \$14.99; Adobe - Computer Program - \$31.94; Aflac - Cancer & ICU Premiums - \$5,741.30; Afsme Council 65 - Afsme Deductions - \$856.90; Allegiant - Seating & Luggage - \$176.00; All-Terrain Medical - Pool Cover - \$983.10; Amazon - Air Canisters - \$44.05; Amazon - Hard Drive - \$49.99; Amazon - Office Supplies - \$107.50; Amazon - Patch Cables \$101.34; Amazon - Patch Cables - \$19.08; Amazon - Patrol Folding Knives - \$31.88; Amazon - First Aid Kits - \$198.36; Amazon - Office Supplies - \$40.85; Amazon - Office Supplies - \$15.98; Amazon - Wiring Project - \$124.69; Amazon - Pressure Washer - \$99.99; Amazon - Cat6 Wire - \$189.99; Amazon - Books - \$387.53; Amazon - Fiber - \$26.88; Amazon - Power Cord - \$9.98; Amazon - Book - \$27.92; Amazon - Cat6 Wire - \$189.99; Amazon - Wiring Project - \$24.95; Amazon - Book - \$12.29; Amazon - DVD - \$31.98; Amazon - Program Supplies - \$295.00; Amazon - Pool Tests - \$23.48; Amazon - Fiber Cable - Returned - \$26.88; Amazon - Gun Safe - \$36.99; Amazon - Proteam Vacuum Drain Cap - \$13.71; Amazon - Paper - \$5.76; Amazon - Flashlight Batteries - \$46.99; Amazon - Equipment Parts - \$177.21; Amazon - Office Sign - \$11.99; Amazon - Concessions - \$110.47; Amazon - DVD - \$9.99; Amazon - DVD - \$13.73; Amazon - Program Supplies - \$25.39; Amazon - Pool Balls - \$119.94; Amazon - Office Supplies - \$80.94; Amazon - Two Gun Safes - \$79.98; Amazon - Books - \$80.91; American Engineering - Testing - \$557.50; American Library - Staff Training - \$129.00; American Ramp - Skate Park Equip - \$8,354.64; Att - Mobile Data - \$1,267.32; Autozone - Antifreeze - \$165.49; Avera - Health Insurance Prem - \$84,793.99; Avera - Prof Serv - \$116.00; Axvoice - Dialer Serv - \$21.44; Baker-Taylor - Books - \$5,809.55; Banner Associates - Engineering Serv - \$18,927.17; Beringer/Eric - Music At The Meridian - \$100.00; Best Western - Travel - \$784.44; Blue Valley Public Safety - Tornado Siren Repair - \$2,430.00; Bluepeak - Internet Serv - \$3,903.14; Bomgaars - Shop Towels - \$1,356.25; Bomgaars - Misc Parts - \$14.41; Brandt/Todd - Per Diem -\$52.00; Brock White - Road Materials - \$2,228.94; Buhls Cleaners - Cleaning Towels - \$404.00; Builders Book -

Code Commentary - \$128.95; Burger King - Travel Expense - \$22.51; Butler Machinery - Repairs - \$870.41; BWR Aberdeen - Travel Expense - \$35.49; C & B Yankton - Equipment Supplies - \$23.87; Calvary Baptist Church - Touch A Truck Event - \$200.00; Caseys - Fuel - \$71.11; Cedar Knox Power - Electricity - \$1,287.62; Cenex Cubbys - Travel - \$50.42; Cenex Tabor - Travel Fuel - \$87.11; Center Point - Large Print Books - \$137.82; Central Square Tech - Annual Subscription - \$120.00; Centurylink - Phone - \$1,430.94; Chesterman Co - Concessions - \$716.00; CHS - Lubricants - \$85.88; City Of Vermillion - Jt Power Cash Trans - \$80,414.08; Clarks Rentals - Rental - \$15.00; Clubhouse Hotel - Travel - \$165.63; Co Auditor - Cost Component - \$42,421.68; Co Rod - Register Of Deeds - \$125.20; Core & Main - Misc Parts - \$8,099.66; Cosmopolitan - Lodging - \$2,257.02; Cosmopolitan - Travel Expense - \$144.07; COY-Parks - Landfill Charges - \$404.60; COY-Solid Waste - Compacted Garbage - \$19,638.43; COY-Utilities - Wtr-Ww Charges - \$45,959.33; COY-Water - Garbage - \$85.41; Credit Collection - UT Collection - \$192.44; Crescent Elect - Led Lighting - \$1,204.20; Culvers - Travel Expense - \$15.47; Dalnodar/Alex M - Music At The Meridian - \$1,250.00; Danko - Annual Preventive Maint \$2,404.14; Dather/Roger - Per Diem - \$186.00; Den Herder Law - Contracted Serv - \$121.43; Dept Of Agri Permit Fee - \$635.50; Dept Of Corrections - Doc Work Program - \$817.28; Dept Of Health - Water Samples - \$2,219.41; Desert Cab - Travel - \$35.11; Design Solutions - Scada Work - \$3,997.00; Detco - Cleaner - \$3,112.75; Dianas Greenhouse - Flowers - \$107.73; Dist III - CNA Workforce CDBG - \$7,500.00; DMV - Title & License - \$38.20; Dollar Tree - Program Supplies - \$107.99; Donlevy - Selenium Testing - \$275.00; Dooley/Robert - Per Diem - \$64.00; DSS - SD Child Support - \$2,234.84; Duluth Trading - Cab Commander Organizer - \$68.12; Dunhams - Firearms Ear Muffs - \$229.76; Dwyer Instruments - Pressure Switch - \$155.82; Ebay - Toner - \$129.49; Ebay - Network Switch - \$158.39; Ebay - Toner - \$149.00; Ebay - Building Code Books - \$52.19; Eddy/Ryan - Boot Reimb - \$118.22; Ehresmann Eng - 2 X 2 Tube Steel - \$463.58; Eslinger/Jordan - Music At The Meridian - \$650.00; ESO Solutions - Software Support - \$868.72; Facebk - Ads - \$36.12; Facebk - Ads - \$50.00; Fairbank Equip - Irrigation Parts - \$194.42; Fedex - Mail Evidence - \$18.77; Feimer Const - Valve Replacement - \$44,753.00; Ferguson Ent - Meters - \$6,621.55; Frontier Mills - Grass Seed - \$454.40; Galls - Duty Belt Buckles - \$112.46; Gereaux/Jamie - Refund Deposit - \$116.72; Gerstner Oil - Fuel - \$55,998.42; Gofoodserv - Pretzel Warmer - \$1,468.63; Gotomtg -Gotomtg - \$192.00; Grainger - Signs - \$32.05; Granicus - Website - \$960.00; Graymont - Lime - \$5,080.07; Guardian Alliance - Background Checks - \$754.00; Gusso/Greg - Boot Reimb - \$109.88; Gvedashvili/Sierra - Music At The Meridian - \$100.00; H & K Oil - Balance/Mount - \$82.80; Hach Co - Replacement Cell - \$411.63; Hanson/Tanner - Per Diem - \$32.00; Harn Ro Systems - Filters - \$19,858.10; Hawkins - Chemicals - \$99,111.10; HDR Eng - WWTP EDA Improvements - \$71,355.32; Heady Heart Healing - Summer Reading Program - \$97.44; Heiman Fire Equip - Flashlight Equipment - \$70.79; Hobby Lobby - Scarecrow - \$95.82; Holiday Inn - Music At Meridian - \$639.00; Hyvee - Aquatic Center-Wednesday - \$318.52; Hyvee - Fuel - \$238.69; ICMA Retirement - ICMA Contributions - \$3,065.22; International Assoc - Membership Dues - \$315.00; Intl Code Council - Publications - \$176.25; Intoximeters - Test Supplies - \$650.00; J & H Cleaning - Janitorial Serv - \$4,100.00; J P Cooke - City Pet Tags - \$160.99; Jacks Uniforms - Handcuffs, Belt Keepers - \$884.16; Jason Mayer Prod - Music At The Meridian - \$1,800.00; JCL Solutions - Cleaning Supplies - \$3,499.23; Jebro - Asphalt Oil - \$46,415.80; JJ Benji - Volleyball T-Shirts - \$930.00; Jones Const/John T - Wastewater Eda C-10-22 - \$2,203,508.30; Kaiser Heating - Repairs - \$150.00; Kaiser Refrigeration - Tools - \$818.80; KC Entertainment - Replace Lost Check 67056 - \$375.00; Kiesler's Police Supply - Ammo - \$1,749.49; Kleins - Tree Removal - \$1,825.00; Kleinsasser/Bruce - Lifeguard Class - \$365.00; KLJ Engineering - Easement Assistance - \$2,000.00; Knife River - Road Materials - \$173,616.56; Koletzky Imp - Equipment Repairs - \$45.50; Kum&Go - K-9 Training Fuel - \$143.09; Larrys Heating - Filters - \$45.00; Larry's Heating - Finance Ac -

\$17,442.60; Lewis & Clark Bhs - Mmpi Screening - \$1,008.00; Lewis & Clark Ford - Sensors - \$1,271.22; Lincoln/Lori - Tree Reimb - \$100.00; LLRMI - Negotiations Training - \$175.00; Marks Machinery - Kubota RTV -\$19,063.22; Masonry Components - 5th St Water Replacement - \$402,399.75; Mcgrath North - Prof Serv - \$115.00; Mead Lumber - Riverside Park Repairs - \$278.07; Melissa And Doug -Stay & Play Toys - \$94.10; Menards - Anti Freeze - \$6,476.61; Meridian Eye Care - Vision Tests - \$250.00; Merkel Electric - Lights - \$5,064.13; Metrofax - Fax - \$11.95; Midam Energy - Fuel - \$2,043.41; Midam Energy - Fuel - \$10,070.19; Mid-Continental Restoration - Building Masonry Repair - \$59,362.00; Midwest Alarm Co - Alarm Monitoring - \$141.00; Midwest Laboratories -Shipping Labels - \$26.00; Midwest Tape - Av - \$479.88; Midwest Tire & Muffler - Medium Truck Tires - \$8,071.14; Mikkelsen Library - Lost Book - \$20.00; Millenium Recycling - Recycling - \$2,597.70; Minnesota Life Ins - Life Group Ins - \$602.95; Morrow/Joseph - Design Work - \$3,180.00; Motorola - Body Camera Parts - \$47.25; Motorola - Mobile Radio-Grant - \$5,560.04; Mulligan - Travel Expense - \$28.48; Mypilotstore - Radio - \$1,088.90; Napa Auto - Alternator - \$887.68; NBS Calibrations - Thermometer Repair - \$300.74; NE DOR - NE Tax Withholding - \$973.79; NFPA - Membership Dues - \$295.70; Nicolino/Kristina - Refund - \$320.00; Northwestern Energy - Labor - \$12,155.51; Northwestern Energy - Electricity - \$118,035.73; NRA Membership - NRA Membership - \$100.00; Observer - Ads - \$60.00; Ocean One Grille V - Travel Expense - \$37.64; O'Farrell/Sarah C - Per Diem - \$52.00; Olsons Pest - Pest Control - \$278.00; Olsons Pest - Pest Control - \$448.00; One Office - Office Supplies - \$333.06; O'Reilly Auto Parts - Battery - \$350.89; Osborne/Jericho - Per Diem - \$160.00; Overdrive Dist - E-Books - \$1,000.31; Overhead Door - Overhead Door - \$150.00; Overhead Door - Overhead Garage Doors - \$11,049.37; P&D - Commission Minutes - \$741.95; Paddock Pool Equip - Air Relief Valve - \$497.00; Palsma/Jennifer - Per Diem - \$111.00; Parkway Const - WS Park Renovations - \$261,900.00; Peters/Taylor - Server Cabinet - \$200.00; Pfeifer Implement - Tractor Repairs - \$1,199.37; Photography By Jerry - Retirement Photo - \$120.50; Pizza Ranch - Travel Expense - \$25.98; Pizza Ranch - Concessions - \$5,440.41; Power Source Elect - City Hall Data Project - \$4,935.62; Powers Port A Pot - Porta Potts - \$375.00; Principal Life - Dental Insurance - \$6,852.22; Project: Constellation - Music At The Meridian - \$100.00; Provantage - PDU - \$74.22; Qdoba - Travel Expense - \$13.33; Quill Corp - Repair Supplies - \$86.87; Racom Corp - Radio Access - \$35.80; Recreonics - Wibit Hurdle Modular - \$2,520.00; Riverside Hydraulic - Cylinders/Seals/Rings - \$1,453.07; Rm Holdings - Facade Grant Reimburse - \$15,450.00; Rodriguez/Daniel Edward - Music At The Meridian - \$1,800.00; Rons Auto - Replace Back Glass - \$348.40; Rons Auto - Repairs - \$785.00; RSVP Youth Theatre - Summer Program - \$789.60; Safariland - Holster - \$88.49; Sam - GPS Data Collection - \$54,000.00; Sanitation Products - Parts - \$1,761.60; Scalefusion - Library Tablet Software - \$240.00; SD 811 - Message Fee - \$789.60; SD Arbor - Membership Dues - \$100.00; SD Firefighters - Membership Fire Chief - \$125.00; SD Hist - Books - \$83.84; SD Let - SD Cvsa Certification - \$150.00; SD Library Assoc - SDla Membership Dues - \$32.00; SD Network - Membership To SD NAFV - \$206.28; SD Public Assurance Alliance - Street Truck Insurance - \$459.30; SD St His - Renting Microfilm - \$10.00; SD Water & Waste - SDWWA Conference - \$824.00; SDRS - SDRS Contributions - \$84,287.73; SDSRP - Retirement Plan - \$14,754.00; SF 2 Way Radio - Radio Repair - \$525.99; SF Regional Airport - Parking - \$45.00; Shell Oil - Travel - \$55.57; Sherwin Williams - Shop Supplies - \$307.43; Shur-Co - Supplies - \$1,230.73; Sign Solutions - Orange Cones - \$2,847.50; Sirchie Finger Print - Evidence Bags - \$125.92; Skydine - Travel - \$42.83; Smith Ins - Pickup Insurance - \$234.00; Standard Ins - Vision Insurance - \$661.82; State Game Lodge - Conference - \$1,839.20; Steffen/Karen - Swim Lesson Refund - \$95.86; Stibral/Mary - Music At The Meridian - \$100.00; Stockwell Engineers - Concrete - \$9,850.00; Stockwell Engineers - Mead Property Develop - \$141,440.00; Sturdevants - Snow Plow Project - \$863.15; Syn-Tech Sys - Software Support - \$187.00; Tessman -

Chemicals - \$1,140.18; Thatzza Pizza - Travel Expense - \$19.18; The Atlantic – Magazine Subscription - \$74.99; The Icee - Concessions - \$1,264.32; Third Millennium - Utility Billing - \$689.19; Titan Machinery - Landscape Rock - \$1,271.22; Toms Electric - Labor - \$3,782.08; Transource - Parts - \$1,715.85; Tre Environmental Strategies - 3rd Qtr Wet Retest - \$1,900.00; Trk Hosting - Internet Access - \$7.95; Trophy Place - Trophys - \$270.00; Truck Trailer - Shifter Pad - \$1,651.65; TSC - Pintle Hitch - \$438.96; Tuff-Go - Trash Cans - \$5,466.00; U.S. Plastic Corp - Sludge Sampling Bottles - \$188.46; UKG Ready - Payroll/Hr/Tlm Software - \$2,910.50; United Way - 1/4 Sp Approp - \$9,831.25; United Way - United Way - \$172.00; UPS - UPS Package - \$49.37; US Bank - Drinking Water C462038-6 - \$902,880.51; US Treasury - Fed WH Tax - \$184,786.94; USPS - Utility Billing Postage - \$2,395.68; USPS - Postage Meter - \$1,044.14; USPS - Mail Evidence - \$129.55; USPS - Utility Billing Postage - \$2,395.68; Verizon - Internet Access - \$1,246.17; Viddler - Video Hosting - \$40.45; Villanueva/Mike - Reimb - \$86.97; Vistaprint - Business Cards - \$192.99; Walgreens - Office Supplies - \$75.30; Walmart - First Aid Supplies - \$550.77; Walmart - Concessions - \$588.01; Water Technologies - HFAC Maintenance Plan - \$1,500.00; Wholesale Supply -Parade Supplies - \$169.10; Wholesale Supply - Concessions - \$4,580.90; Williams & Co - Audit - \$1,875.00; Xerox - Copier Lease - \$1,398.87; Yankton Area Prog. Growth - Sales Tax Reimb - \$10,836.72; Yankton Fire Dept - Fire Calls June/July - \$3,020.00; Yankton Janitor Supply - Cleaning Supplies - \$235.40; Yankton Nurseries - Plants - \$336.75; Yankton School Dist - SAC Shared Expenses - \$39,737.58; Yankton Thrive - CNA Workforce Cdbg - \$89,476.73; Yankton Winnelson - Shop Supplies - \$119.34; Ykt Janitorial - Janitorial Supplies - \$462.65; YMC - Firefighter Physicals - \$276.00; YMC - Pre-Employment Physicals - \$2,134.00; Zep Manufacturing - Cleaner - \$1,269.95; Zoro Tools - Convex Mirror - \$155.35;

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

Salaries by Department August 2022: Administration \$50,457.04; Finance \$31,639.53; Community Development \$25,181.73; Police/Dispatch \$186,422.23; Fire \$17,886.57; Engineering / Sr. Citizens \$46,699.80; Streets \$53,655.45; Traffic Control \$4,400.08; Library \$33,904.26; Parks / SAC \$101,553.52; Huether Aquatics \$94,125.17; Marne Creek \$5,861.69; Water \$43,846.42; Wastewater \$42,678.85; Cemetery \$1,465.57; Solid Waste \$26,431.85; Landfill / Recycle \$23,801.63; Central Garage \$8,424.83

New Hires: Police Department: Jordan Maxon, Officer, \$1,955.31 bi-weekly, Clayton Keown, Officer, \$1,955.31 bi-weekly, Ryan Eddy, Officer, \$1,955.31 bi-weekly, Adam Goodwillie, Officer, \$1,955.31 bi-weekly, Garrett Anderson, Officer, \$1,955.31 bi-weekly; Finance Office: Sandi Fox, Finance Generalist \$1,723.81 bi-weekly; Park, Recreation and City Event Dept: Kellie Geigle, Lifeguard, \$14.00/hr.

Position Changes: Finance Dept: Sara VanderTuig, Accounting Clerk \$1,681.76 to Finance Generalist \$1,723.81 bi-weekly; Park, Recreation and City Event Dept: Emilee LaBarge, Cashier/Concession Manager \$15.00/hr. to Police Department Crossing Guard, \$15.00/hr.

Mayor Moser read proclamations on Welcome Week and DPS Week – ABS.

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 22-219

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

1. **Setting a Work Session:** The date of September 26, 2022 at 6:00 pm in Room #114 of the Career Manufacturing Technical Education Academy has been set for the next work session of the Yankton City Commission; and
2. **Establish public hearing for sale of alcoholic beverages:** The date of September 26, 2022 has been set as the date for the public hearing on the request for a Special Events Malt Beverage (on-sale) Retailers License for 3 days, October 7, 8 & 9, 2022 from National Field Archery Association Foundation (Morgan Palmer, Marketing & Events Coordinator), 800 Archery Lane, Yankton, South Dakota.

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

Action 22-220

This was the time and place for the second reading and public hearing for Ordinance 1064, 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, 2023, AND ENDING DECEMBER 31, 2023, AND PROVIDING FOR THE LEVY OF ANNUAL TAXES FOR ALL FUNDS CREATED BY ORDINANCE WITHIN SAID CITY. No one was present to speak for or against the adoption of the ordinance.

Moved by Commissioner Schramm, seconded by Commissioner Miner, to adopt Ordinance 1064 and approve Resolution 22-40 in one vote.

RESOLUTION #22-40

WHEREAS, a proposed annual budget for the fiscal year commencing January 1, 2023, has been prepared by the City Manager; and,

WHEREAS, the City Commission has examined, studied, and reviewed said proposed annual budget; and,

WHEREAS, the City Commission has after due consideration and deliberation, made such amendments and adjustments in the proposed annual budget as they consider necessary, desirable, or expedient.

NOW, THEREFORE, BE IT RESOLVED by the City Commission of Yankton, South Dakota, that:

1. The proposed annual budget attached hereto and made a part hereof is approved and effective January 1, 2023.
2. The City Manager is authorized to record all inter-fund transfers as contained in said approved annual budget.

3. The City Manager is authorized and directed to implement and to administer, within the budgetary funding limits and within adopted City policy and relevant State and City laws and regulations, said annual budget.

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

Action 22-221

This was the time and place for the public presentation and review of the 2020 City of Yankton Comprehensive Annual Financial Reports by Graham Forbes, auditor with Williams and Co. P.C. Moved by Commissioner Johnson, seconded by Commissioner Brunick, to approve the reports.

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

Action 22-222

Moved by Commissioner Johnson, seconded by Commissioner Webber, to approve Resolution 22-41. (Memorandum 22-159)

RESOLUTION #22-41

RESOLUTION PROVIDING FOR THE CREATION OF YANKTON TAX INCREMENTAL DISTRICT NUMBER TWELVE

WHEREAS, the Yankton City Planning Commission hereby recommends to the Yankton Board of City Commissioners the creation of Tax Increment District Number Twelve after publishing a Notice of Hearing at which interested parties were afforded a reasonable opportunity to express their views on the proposed creation of a tax Incremental district; and

WHEREAS, the City of Yankton has the power, pursuant to SDCL § 11-9-2, to create the Tax Incremental District Number Twelve, City of Yankton and define its boundaries; and

WHEREAS, such Notice was published in the official newspapers in City of Yankton not less than ten (10) nor more than thirty (30) days from the date of the hearing which was held on September 12, 2022

WHEREAS, the City of Yankton pursuant to SDCL § 11-9-17 has the power to adopt a project plan for the district.

THEREFORE, IT IS HEREBY RESOLVED:

1. **Authority and Declaration of Necessity.** The City declares the necessity for the creation of the Tax Incremental District Number Twelve, City of Yankton pursuant to SDCL 11-9. Further, the City finds that the improvement of the area is likely to enhance significantly the value of substantially all of the other real property in the District and is necessary for economic development within the City.
2. **Findings.** The City Commission makes the following findings with regard to the creation of The District:

- a. The proposed District is contiguous.
 - b. The proposed District does not exceed 10% of the issuing authority's valuation.
 - c. The proposed District will be for economic development purposes through the construction of public infrastructure.
 - d. The South Dakota Department of Revenue has reviewed the TIF Plan and classified the Tax Increment District Twelve of City of Yankton to be Economic Development.
 - e. Not less than twenty-five percent, by area, of the real property within the district is a blighted area as defined under SDCL 11-9-11.
 - f. At least fifty percent of the real property within the district will stimulate and develop the general economic welfare and prosperity of the state through the promotion and advancement of industrial, commercial, manufacturing, agricultural, or natural resources development
 - g. The improvement of the area is likely to significantly enhance the value of substantially all other real property in the district;
 - h. The aggregate assessed value of the taxable property does not exceed 10% of the total assessed value of all taxable property in the municipality per SDCL 11-9-7
3. **Findings of Annual Appropriation TID.** Tax Increment District #12 will be designated as an Annual Appropriations TIF to ensure that it does NOT count against constitutional debt. The District does not constitute a debt within the meaning of Article 13, Section 4 of the South Dakota Constitution. No obligation is created beyond a fiscal year in which an annual appropriation has been made.
4. **Creation of District.** There is hereby created, pursuant to SDCL 11-9, the Tax Incremental District Number Twelve, City of Yankton (the "District"). The District is hereby created on the day this resolution becomes effective which shall be twenty days after publication.
5. **Designation of District Boundaries.** The District shall have boundaries which shall include the following described real property:
- Lots 1-3 in Block 1 of Mead's Addition to the City of Yankton, South Dakota. Approximately 16.4 acres.
6. **Creation of Tax Incremental Fund.** There is hereby created, pursuant to SDCL § 11-9-31, a Tax Incremental District Number Twelve Fund, a segregated asset account. All tax Increments collected pursuant to Tax Incremental District Number Twelve shall be deposited into the Tax Incremental District Number Twelve Fund. All funds in the Tax Incremental District Number Twelve Fund shall be used solely for those purposes expressly stated and reasonably inferred in SDCL 11-9.
7. **Adoption of project Plan.** The City does hereby approve the project plan as presented and finds that the plan is feasible and in conformity with the master plan of the City.

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

Action 22-223

Moved by Commissioner Schramm, seconded by Commissioner Benson to approve Memorandum #22-160 authorizing the City Manager to execute the TID #11 Memorandum of Understanding between the City of Yankton and Yankton Thrive.

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

Motion adopted.

Action 22-224

Moved by Commissioner Benson, seconded by Commissioner Johnson, to approve the Proposal for Professional Services with Stockwell Engineers, Inc. and authorize the City Manager to sign and administer the contract as explained in Memorandum #22-164.

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

Motion adopted.

Action 22-225

Moved by Commissioner Johnson, seconded by Commissioner Miner, to approve Memorandum 22-166 accepting the City of Yankton Construction Change Order No. 1 to the Westside Park Pond Improvements contract with Parkway Construction of Tea, South Dakota.

Roll Call: Commissioners voting “Aye” were Benson, Brunick, Johnson, Miner, Schramm, Webber, Villanueva and Mayor Moser; voting “Nay” was Commissioner Maibaum.

Motion adopted.

Action 22-226

This was the time and place for the bid opening of the Labyrinth and The McVay Family Sundial & Reflection Garden Project. The following bids were received and opened on August 25, 2022 at 3:00 p.m.: Parkway Construction, Tea, SD Base Bid: \$232,454.00; Alternate #1: \$50,110.00.

(Memorandum 22-162)

Moved by Commissioner Villanueva seconded by Commissioner Benson to award the bid to Parkway Construction, Tea, SD in the amount of \$282,564.00.

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

Motion adopted.

Action 22-227

Moved by Commissioner Maibaum, seconded by Commissioner Benson to approve Memorandum #22-167 authorizing the City Manager to sign the State of South Dakota Department of Transportation Division of Secretariat Office of Air, Rail, and Transit Agreement for Project No. 3-46-0062-036-2022 for the Taxiway “A” Rehabilitation Project.

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

Motion adopted.

Action 22-228

Moved by Commissioner Johnson, seconded by Commissioner Miner to pay the entire bill in the amount of \$12,775.13 out of Westside Park line item regarding the Territorial Museum Heritage building removal.

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

Motion adopted.

Action 22-229

Moved by Commissioner Villanueva, seconded by Commissioner Benson, to adjourn at 8:48 p.m.

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

Motion adopted.

Stephanie Moser
Mayor

ATTEST:

Al Viereck
Finance Officer

Published on September 22, 2022