

**CHAMBER OF THE BOARD OF CITY COMMISSIONERS
YANKTON, SOUTH DAKOTA
MARCH 11TH, 2024**

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

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

Action 24-66

Moved by Commissioner Webber, seconded by Commissioner Brunick, to approve Minutes of Work Session Meeting of February 26, 2024, and Regular Meeting of February 26, 2024.

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

Motion adopted.

Action 24-67

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

Adobe (Computer Program) \$78.39; Advanced Graphix (Vehicle Graphics) \$96.50; Amazon (Computer Program) \$147.62; Amazon (Pool Sealant) \$53.25; Amazon (Hand Weights) \$84.90; Amazon (Hand Weights) \$20.91; Amazon (Fitness Class) \$276.56; Amazon (Program Supplies) \$71.22; Amazon (Ground Anchor Kit) \$62.31; Amazon (Ear Pieces) \$43.98; Amazon (Cable Attachments) \$43.27; Amazon (DVDs) \$287.10; Amazon (Lifeguard Classes) \$415.50; Amazon (Books) \$47.45; Amazon (Pool Rope Tightener) \$62.18; Amazon (Office Supplies) \$105.01; Amazon (DVD) \$27.00; Amazon (Program Supplies) \$22.89; Amazon (Program Supplies) \$12.95; Amazon (Key Lock Box) \$34.88; Amazon (Office Supplies) \$105.00; Amazon (Books) \$29.78; Amazon (Wellness) \$219.99; Amazon (Books) \$147.68; Amazon (CMOS Battery) \$14.98; Amazon (External Drive Adapters) \$47.98; Amazon (Book) \$34.25; American (Travel) \$559.20; American (Travel) \$559.20; American Eng. (Cemetery Engineering) \$3,550.00; AOX (Propane) \$220.61; APWA (Membership Dues) \$238.00; Aqua Logic (Supplies) \$20.85; AT&T (Mobile Data) \$1,210.37; Auto Value (Filters) \$2,198.65; Autobuilding Controls (Fire Alarm) \$300.00; Automatic Systems (Transducer) \$1,323.25; AutoZone (Battery) \$250.71; Avera (CDL Testing) \$163.00; Avera (Wellness) \$192.00; Avera (Health Insurance Premium) \$80,515.93; Axon (Taser Cartridges) \$3,368.00; Axvoice (Dialer Service) \$21.44; Baker-Taylor (Books) \$3,967.56; Banner Assoc. (Cedar Street Bridge) \$1,890.50; BBG Const. Law (Westside Park Fees) \$580.80; Blue Collar Tactical (SRT) \$1,140.00; Bluebeam (Software) \$1,200.00; Bluepeak (Internet) \$3,964.35; Bomgaars (Welding Sleeves, Grinder) \$2,336.43; Border States Electric (Service Renewal) \$3,378.49; Boston Shoes (Get Up And Play Month) \$50.00; BSN Sports (Softballs) \$284.36; C&B (Snowblower Runners) \$109.14; CenturyLink (Telephone) \$74.32; Chick-Fil-A (Travel Expense) \$11.10; City of Vermillion (JT Powers) \$62,238.70; City of Yankton (Rubbish) \$15.00; City of Yankton (Garbage) \$16,295.97; City of Yankton (Water/WW) \$8,724.40; Clarks Rentals (Equipment) \$72.00; CNA Surety (Notary Bond) \$50.00; Cornwell D-P Tools (Tools) \$454.89; Council 65 (AFSCME Deduction) \$1,069.96; Credit Collections (Garnishment) \$50.00; Crescent Electric (Led Lights) \$703.85; CSG Forte (CC Fees) \$628.81; Dash Medical (Gloves) \$113.85; Demco (Office Supplies) \$1,126.02; Dept Of Ag (Certification Testing) \$348.50; Dept Of Ag (Membership Dues) \$71.76; Dept Of Health (Water

Samples) \$301.00; Dept Of Social Services (Child Support) \$2,167.74; Design Solutions (Backwash Pump Adjustment) \$320.00; Dollar Tree (Adult Craft) \$48.75; Dollar Tree (Adult Craft) \$6.25; Eb 2024 Commercial Ap (Membership Dues) \$40.00; Eb 2024 GOSCOMA (Annual Conference) \$175.00; Echo Electric (LED Panel) \$2,060.55; Ehresmann Engineering (Curb Stop Pipe) \$78.16; Fairfield Inn (Author Visit) \$354.93; Family Dollar (Adult Craft) \$10.00; Fastenal (Garage Parts) \$2,549.63; FedEx (Evidence Return) \$18.07; Fejfar Plumbing (Capped Gas Line) \$94.90; Ferguson Enterprises (Meters) \$21,150.00; First Dakota (HSA Contributions) \$11,183.86; First National (Cafeteria Plan) \$2,359.96; Foxit (Perpetual License) \$179.99; Freddy's (Training) \$11.89; Frontier Mills (Grass Seed) \$184.06; Geotek Eng. & Testing (Elm Street Construction) \$132.00; Gerstner Oil (Mower Repairs) \$142.75; GIH Global (Scissor Lift Table) \$995.04; Graham (Tires) \$469.45; Hach (Reagents) \$98.79; Hansen Locksmithing (Duplicate Keys) \$10.00; Hanson Briggs (Golf Cart Permits) \$258.39; Harn Ro Systems (Replace Gaskets & Parts) \$1,336.68; Hawkins (Chemicals) \$63,063.83; HDR Engineering (Waste Water Improvement) \$107.43; Healthworks (CDL Testing) \$348.76; Heiman Fire Equip. (Firefighting Boots) \$1,695.55; HyVee (Centennial Bridge) \$1,082.15; HyVee (Programming Supplies) \$65.14; ICMA (Retirement Contributions) \$3,314.52; International (Lab Filtration) \$1,573.42; ISA (Study Books) \$461.32; J & H Cleaning (Janitorial Services) \$3,000.00; Jacks Uniforms (Name Tags) \$45.94; Jimmy Johns (Get Up & Play Month) \$20.00; Jimmy Johns (Comp Plan Meeting) \$64.02; Kaiser Refrigeration (Pool Equipment) \$344.25; Kaiser. (Furnace Repair) \$528.15; Kaminsky, Sullenberger (FTO Class) \$750.00; Koletzky Implement (Snowblower Repair) \$1,901.84; Kopetskys Ace (Snowblower Repair) \$506.49; Kum & Go (Travel) \$42.05; L&L Enterprises (Automatic Door Openers) \$7,950.00; Labstrong (Water Storage Reservoir) \$1,862.45; Larry's Heating (HVAC Service) \$159.30; Lewis & Clark (Spark Plug) \$960.89; Lifeguard Store (Uniforms) \$170.89; Lumen (Fiber Internet) \$372.44; Madrax/Thomas Steele (Pump Hoses) \$140.44; Magic Art Bus (Deposit) \$100.00; Mead Cultural Center (BBB Contribution) \$30,000.00; Mead Lumber (Golf Shed Repairs) \$258.28; Menards (Golf Shed Repairs) \$6,781.19; Meridian Eye Care (Exam) \$50.00; MetroFax (Fax Service) \$11.95; MidAmerica Books (Books) \$954.91; MidAmerican (Fuel) \$6,367.81; MidAmerican (Heating Fuel) \$12,941.57; Midwest Alarm (Fire Alarm Testing) \$703.70; Midwest Laboratories (Hem Testing Kits) \$2,067.28; Midwest Petroleum (Parts) \$1,262.66; Miracle Rec. Equipment (Playground Parts) \$57.19; Money Movers Inc (SAC Maint. Fee) \$12.75; Morrow/Joseph (Design Work) \$4,440.00; Motor Vehicle Dept, Sd (Title & License) \$5.00; Muddy Mos (Get Up & Play Month) \$20.00; Napa Auto Parts (Shop Supplies) \$398.56; National Assoc. (SRO Conference) \$50.00; National Tactical (Rescue Task Force Class) \$3,172.00; Nebraska DOR (NE Withholding Income Tax) \$1,092.34; Niche Academy (Professional Services) \$1,400.00; Northtown Automotive (Tank, Cap) \$45.59; Northwestern (Electricity) \$83,524.42; O'Connor (Blower) \$447.67; Olson's Pest (Pest Control) \$278.00; Olson's Pest (Pest Control) \$364.00; One Office (Desk Tops) \$70.00; O'Reilly (Ignition Coil) \$1,068.71; Overdrive (E-Books) \$1,731.95; Overhead Door (Shop Door Repairs) \$187.50; Paint Sprayers (Road Paint & Supplies) \$369.84; PayPal (Leadership Training) \$558.00; PayPal (Ups Batteries) \$51.71; PayPal (Toner) \$252.95; PayPal (Chalkliner) \$410.00; PayPal (Program Supplies) \$39.08; Perkins (Program Supplies) \$137.14; Pitney Bowes (Postage) \$207.00; Police Chiefs Assn (Testing Supplies) \$245.00; Power Source Electric (Service Supplies) \$142.95; Precision Locker (Phone Evidence Lockers) \$1,662.40; Premier Biotech (Test Kits) \$239.96; Press & Dakotan (Annual Financial Report) \$1,522.15; Prowinch (Wire Rope Hoist) \$999.31; Racom (Beon Access) \$35.80; Range Systems (Batteries) \$150.51; Riverboat Days (2024 Donation) \$10,000.00; Riverside Hydraulics (Snow Plow Cylinder) \$415.45; Robertsharp (Web Hosting) \$702.00; Royal Sports Shop (Engraving) \$96.40; Scooters (Get Up And Play Month) \$20.00; SD 811 (Message Fees) \$137.55; SD Building (Building Officials ICC) \$170.00; SD Sec. Of State (Foundation Annual Fee) \$10.00; SD State His (Professional Services) \$10.00; SDRS (Contributions) \$98,164.43; SDRSP

(Retirement Contributions) \$19,372.94; Sherwin Williams (Road Paint) \$87.82; Smith/Justine (Refund Tennis Program) \$32.00; Society for HR (Membership Dues) \$488.00; Sprinkler Warehouse (Irrigation Supplies) \$882.00; Standard Insurance (Dental Insurance) \$9,189.00; Sturdevant's (Snowblower Oil) \$32.97; Subway (Get Up & Play Month) \$20.00; The Cup Store (Summer Bridge Cups) \$2,470.87; Thermoasheville (Coliform Incubator Maint) \$328.23; Thrive (Program Supplies) \$100.00; Titan Machinery (Garage Parts) \$256.65; Titan Machinery (Skid Loader Repair) \$1,701.27; TMA (Kubota Repairs) \$222.50; Toms Electric (Sertoma Park) \$354.79; Tractor Supply (K9 Food) \$88.99; TRK (Web Hosting) \$7.95; Truck Trailer (Water Pump, Mud Flaps) \$3,523.55; United Way (Employee Contributions) \$166.00; UPS (Bridge Centennial Mailer) \$6,259.73; US Treasury (Federal Withholding Tax) \$187,549.03; USA Blue Book (Suction Hose And Adapter) \$2,612.61; USPS (Postage) \$89.81; USPS (Postage) \$574.58; USPS (Postage) \$2,581.97; VCN Yankton (Deed Recording) \$32.50; Verizon (Internet Access) \$1,285.26; Viddler (Video Hosting) \$41.49; Vistaprint (Business Cards) \$67.56; Vitality (Sharp Containers) \$1,160.95; Walgreens (Program Supplies) \$77.15; Walmart (Gatorade) \$357.12; Walmart (Office Supplies) \$38.17; Walmart (Office Supplies) \$593.75; Wasp Technology (Evidence Labels) \$110.91; Waveband (SRT Radio Head Set) \$319.98; Williams & Co. (Audit) \$8,215.00; Winnelson (Water Heater Rs Baseball) \$1,067.56; Wristband (Campaign Bracelets) \$465.00; Xerox (Copier Lease & Copies) \$2,179.51; Yankton Fire (Inspect Extinguisher) \$367.50; Yankton Janitorial (Paper Towels, Can Liners) \$605.65; Yankton Media (Online Subscription) \$8.99; Yankton Media (Classified Ad) \$263.50; Yankton Medical (Firefighter Examinations) \$3,009.00; Yankton Radio (Bridge Advertising) \$1,085.11; ZooBean (Professional Services) \$834.75.

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

Salaries by Department: February 2024

Administration \$61,500.57; Finance \$47,101.32; Community Development \$31,756.60; Police/Dispatch \$218,579.67; Fire \$9,118.12; Engineering / Sr. Citizens \$52,127.36; Streets \$69,437.34; Traffic Control \$5,361.49; Library \$39,863.33; Parks / SAC \$90,404.54; Marne Creek \$4,173.54; Water \$49,735.60; Wastewater \$48,801.36; Cemetery \$5,560.76; Solid Waste \$31,414.59; Joint Powers \$25,863.58; Central Garage \$7,192.63.

New Hires: Public Works Department: Zachary Hespe, Fleet Mechanic, \$2,046.58 biweekly.

Wage Changes: Environmental Services Department: Bonnie Voagen, PT Waste Water Operations Specialist, \$17.00 to \$18.00/hr.; Jonathan Hoefs, PT Waste Water Operations Specialist, \$16.00 to \$17.00/hr. Police Department: Cameron Voigt, Officer, \$2,354.54 to \$2,417.15 biweekly. Amy Leon, City Manager, \$5,555.44 to \$5,850.46 biweekly. Lisa Yardley, Finance Officer, \$4,038.46 to \$4,423.08 biweekly. Ross Den Herder, City Attorney, \$2,744.23 to \$2,884.62 biweekly.

Mayor Moser read a proclamation for the National March for Meals #Savelunch month. Kriss Thury, Director of The Center, discussed furthermore on their Meals on Wheels program and Rock-A-Thon.

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 24-68

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

- 1) Setting date of March 25, 2024 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) Consideration of Memorandum #24-54 recommending approval of the applications from Yankton Ribfest which will take place at the following location: The block of 3rd Street between Cedar Street and Walnut Street, plus one half block West on 3rd Street to the alley, plus one half block East of Walnut Street to the alley and one half block North and South on Walnut and 3rd Streets.
 - a. Transient Merchant License for June 8, 2024
 - b. Special Events Dance for June 8, 2024
- 3) Consideration of Memorandum #24-55 recommending approval of the applications from Yankton County 4-H Clubs, d/b/a Yankton County Fair which will take place at 905 Whiting Drive, Yankton, South Dakota.
 - a. Transient Merchant License for Thursday, August 1, 2024, through Saturday, August 3, 2024
 - b. Special Events Dance for Saturday, August 3, 2024
- 4) Establish March 25, 2024 as the date for the public hearing for a Special On-sale Malt Beverage Retailers License for three days, August 16-18, 2024, from Yankton Area Riverboat Days, Inc. at the following location: Riverside Park.

Roll Call: All members voting “Aye:” Commissioners Benson, Brunick, Hunhoff, Johnson, Miner, Schramm, Webber, and Mayor Moser, voting “Nay:” None. “Abstain:” Commissioner Villanueva. Motion adopted.

Action 24-69

Moved by Commissioner Johnson, seconded by Commissioner Webber, that the City Commission retain RDG Planning and Design for the Comprehensive Plan services described in the attached Scope of Services and Contract. (Memorandum 24-63)

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

Action 24-70

This was the time and place for the public hearing on the application for a Special On-sale Liquor License for one day, June 8, 2024, from Rock ‘N’ Rumble, Inc., d/b/a Yankton Ribfest, 3012 Mary Street, Yankton, South Dakota. The event will take place at: The block of 3rd Street between Cedar Street and Walnut Street, plus one half block West on 3rd Street to the alley, plus one half block East of Walnut Street to the alley, and one half block North and South on Walnut and 3rd Streets.

(Memorandum 24-53) No one was present to speak for or against the application. Moved by Commissioner Villanueva, seconded by Commissioner Benson, to approve the license.

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

Motion adopted.

Action 24-71

Moved by Commissioner Johnson, seconded by Commissioner Benson, to approve Resolution 24-14 as well as the timeline submitted. (Memorandum 24-57)

RESOLUTION #24-14
PACKAGE OFF-SALE LIQUOR LICENSE BID FEES

WHEREAS, the City of Yankton has one available Package Off-sale Liquor License per Resolution #23-52; and

WHEREAS, the City of Yankton established a sealed bid process to select the new license owner for the 12th Package Off-sale Liquor License; and

WHEREAS, the Yankton Municipal Code of Ordinances Section 3-23(b) allows for a non-refundable application fee in an amount set by resolution; and

WHEREAS, the Yankton Municipal Code of Ordinances Section 3-23(d) permits a minimum bid for an on-sale or off-sale liquor license to be established by resolution; and

WHEREAS, on February 26, 2024, the City Commission discussed initiating this round of sealed bids with a \$50,000 minimum bid, plus a non-refundable application fee of \$100.

NOW, THEREFORE, BE IT RESOLVED that the Board of City Commissioners of Yankton, South Dakota do hereby approve on the 11th day of March 2024 to set the minimum bid at \$50,000, plus a non-refundable application fee of \$100, for the 12th Package Off-Sale Liquor License sealed bid process.

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

Action 24-72

Moved by Commissioner Benson, seconded by Commissioner Hunhoff, to approve Resolution 24-15. (Memorandum 24-60)

RESOLUTION #24-15
The Addition of a Relocated Business to the
Sales Tax Agreement and Development Agreement

WHEREAS, SDCL permits a municipality to enter into agreements pertaining to sales tax reimbursements, and

WHEREAS, the Yankton Board of City Commissioners previously approved an agreement with Investinme, LLC, dba Event Central and

WHEREAS, the inclusion of a business that has relocated from within the corporate limits requires City Commission approval, and

WHEREAS, Bro Brgr Bar’s new location at Event Central has the capacity to substantially improve the business’s volume of sales and thus, meets the criteria for inclusion / eligibility in the agreement.

NOW, THEREFORE, BE IT RESOLVED that the City will reimburse the owners of the property, Investinme, LLC dba Event Central via Yankton Thrive for sales tax collected at Bro Brgr Bar per the parameters set forth in the original agreement.

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

Action 24-73

Mayor Moser called for a brief recess at 8:17 p.m. The Board of City Commissioners of the City of Yankton was called to order at 8:21 p.m. by Mayor Moser.

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

Action 24-74

Moved by Commissioner Brunick, seconded by Commissioner Webber, to approve Resolution 24-16 amending the Sales Tax Agreement to reimburse one percent of the sales tax generated up to a maximum of \$1.7 million or for as long as 10 years. (Memorandum 24-61) Property owner Matt Evans and broker Ryan Tysdal spoke on project plans, funding constraints, and economic development opportunities.

Roll Call: All members voting “Aye:” Commissioners Brunick and Webber, voting “Nay:” Commissioners Benson, Hunhoff, Johnson, Miner, Villanueva, and Mayor Moser. “Abstain:” Commissioner Schramm.
Motion failed.

Action 24-75

Moved by Commissioner Hunhoff, seconded by Commissioner Benson, to approve Resolution 24-16 amending the Sales Tax Agreement to reimburse two percent of the sales tax generated up to a maximum of \$1.7 million or for as long as 10 years with the start date to be when the first of the three retail stores opens for business. (Memorandum 24-61) Alongside City commission and City staff discussion, others who spoke on the matter included the following: Event Central owner Matt Evans, broker Ryan Tysdal, local Nebraska resident Russell Schmidt, and Yankton resident Brian Bertsch.

RESOLUTION #24-16

Sales Tax Agreement and Development Agreement Amendment

WHEREAS, SDCL permits a municipality to enter into agreements pertaining to sales tax reimbursements, and

WHEREAS, on August 28, 2023, through the approval of Resolution #23-47 the Yankton Board of City Commissioners determined a need help facilitate the redevelopment of the former Yankton Mall now known as Event Central, located at 2101 Broadway Avenue on property legally described as:

Lot One A (1A), as per plat recorded in Book S8, page 32, except Parcel 5 thereof; and Lot Three A (3A), as per plat recorded in Book S8, page 32, except Parcels 4 and 5 thereof; and Lot Five A (5A), as per plat recorded in Book S8, page 32; and Lot Six (6), as per plat recorded in Book S6, page 25A, except Parcels 1, 2, 3 and 6 thereof; and Parcel Seven (7) in Lot Six (6), as per plat recorded in Book S20, page 255; all located in Block One (1), Slaughter's Subdivision, City and County of Yankton, South Dakota.

WHEREAS, said agreement approved the reimbursement of one percent of the eligible sales tax paid for up to \$500,000 or for as long as 10-years, and

WHEREAS, the owner of Event Central is now planning further improvements to the facility and site and is requesting an amendment to go from 1% to 2% of the eligible tax paid plus raise the maximum reimbursement to a maximum total of \$1.7 million or for as long as 20-years, and

WHEREAS, said agreement includes Yankton Thrive acting as the pass-through agent between the City of Yankton and Event Central whereby Yankton Thrive would not receive proceeds from serving said function.

NOW, THEREFORE, BE IT RESOLVED that the City will reimburse the owners of the property, Investinme, LLC dba Event Central via Yankton Thrive two percent of the sales tax generated from eligible businesses on the described site up to a maximum of \$1.7 million or for as long as 10-years effective when the first of the three retail stores open for business.

Roll Call: All members voting "Aye:" Commissioners Benson, Hunhoff, Johnson, Miner, Webber, and Mayor Moser, voting "Nay:" Commissioners Brunick and Villanueva, voting "Abstain:" Commissioner Schramm.
Motion adopted.

Action 24-76

Moved by Commissioner Schramm, seconded by Commissioner Johnson, to approve Resolution 24-17. (Memorandum 24-62)

RESOLUTION #24-17

Plat

WHEREAS, it appears from an examination of the plat of Paige Addition, in the E1/2 of the SW1/2 of Section 10, T93N, R56W of the 5th P.M., Yankton County, South Dakota prepared by Thomas Lynn Week, a registered land surveyor in the state of South Dakota, and

WHEREAS, such plat has been prepared according to law and is consistent with the City's overall Comprehensive Development Plan.

NOW, THEREFORE BE IT RESOLVED by the Board of City Commissioners of the City of Yankton, South Dakota, that the plat for the above described property is hereby approved, and

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

Motion adopted.

Action 24-77

Moved by Commissioner Johnson, seconded by Commissioner Miner, to approve Resolution 24-18. (Memorandum 24-64)

RESOLUTION #24-18

WHEREAS, the City of Yankton desires to acquire Lots 1 and 2 of Block 50, Todd's Addition to the City of Yankton, South Dakota containing 13,200 square feet more or less, and

WHEREAS, Yankton Thrive will offer to purchase the described property from the current owner for \$35,000 as described in the associated Memorandum #24-64, and

WHEREAS, Yankton Thrive will transfer the described property to the City of Yankton for \$35,000 as described in the associated Memorandum #24-64.

NOW, THEREFORE BE IT RESOLVED by the Board of City Commissioners of the City of Yankton, South Dakota, hereby agrees to acquire the described property as herein identified, and

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

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

Motion adopted.

Mayor Moser appointed three commissioners (Benson, Hunhoff, and Villanueva) to serve on the Consolidated Board of Equalization and one Commissioner (Johnson) to serve as an alternate. Commissioner Hunhoff mentioned if he was not able to serve and someone else wanted to, he would step down. (Memorandum 24-45)

Action 24-78

Moved by Commissioner Villanueva, seconded by Commissioner Webber, to approve the attached agreement and authorize the City Manager or her designee to enter into the Agreement with BNSF. (Memorandum 24-50)

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

Motion adopted.

Action 24-79

Moved by Commissioner Brunick, seconded by Commissioner Miner, to approve authorizing the City Manager to execute the Agreement for Preliminary Engineering Services for Structure Number 68-119-190 on 23rd Street with Banner Associates, Inc. (Memorandum 24-51)

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

Motion adopted.

Action 24-80

Moved by Commissioner Johnson, seconded by Commissioner Webber, to approve Change Order No. 1, accept the completed work on the Meridian Bridge Column Repair project, and authorize the

Finance Officer to issue a manual check to JMN Construction LLC in the amount of \$78,496.05. (Memorandum 24-52)

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

Action 24-81

Moved by Commissioner Brunick, seconded by Commissioner Webber, to approve the negotiated price be awarded to Jebro, Inc. of Sioux City, Iowa for the AC Grade Asphalt at \$671.87 per ton, MC 70 Grade Asphalt at \$4.65505 per gallon, RC800 Grade Asphalt at \$3.8923 per gallon. (Memorandum 24-58)

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

Action 24-82

Moved by Commissioner Webber, seconded by Commissioner Miner, to approve authorizing the annual supply of bituminous mix to be awarded to Knife River – South Dakota of Sioux Falls, South Dakota at the price of \$88.00 per ton. (Memorandum 24-59)

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

Action 24-83

Moved by Commissioner Johnson, seconded by Commissioner Miner, to authorize the City of Yankton Mayor to execute the attached Water Delivery Agreement contract. (Memorandum 24-56) Scott Fiddler, project manager with Cedar-Knox Rural Water, spoke on their estimated timeline and Nebraska state funding.

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

Action 24-84

Moved by Commissioner Webber, seconded by Commissioner Benson, to adjourn at 9:56 p.m.

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

Stephanie Moser
Mayor

ATTEST:

Lisa Yardley
Finance Officer