

**CHAMBER OF THE BOARD OF CITY COMMISSIONERS
YANKTON, SOUTH DAKOTA
MAY 13, 2024**

In the absence of the Mayor, the regular meeting of the Yankton City Commission was called to order by City Manager Leon at 7:03 p.m.

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. Absent: Mayor Moser. Quorum present.

City Manager Leon requested nominations for the office of acting Mayor for the ensuing meeting.

Action 24-131

Moved by Commissioner Webber, seconded by Commissioner Miner, that nominations cease and a unanimous ballot be cast for Commissioner Johnson for acting Mayor Pro Tem for the meeting of May 13, 2024. All present voted aye; motion carried, 8-0.

City Manager Leon turned the meeting over to Mayor Pro Tem Johnson at this time.

Action 24-132

Moved by Commissioner Webber, seconded by Commissioner Miner, to approve Minutes of Special Meeting of April 12, 2024; Work Session Meeting of April 22, 2024; and Regular Meeting of April 22, 2024. All present voted aye; motion carried, 8-0.

Action 24-133

Moved by Commissioner Hunhoff, seconded by Commissioner Schramm, that the Schedule of Bills be approved and warrants be issued as listed below. All present voted aye; motion carried, 8-0.

1 Office (Office Supplies) \$40.43; 5.11, Inc. (Uniform) \$137.64; A&B Business (Copier Lease) \$412.83; Adobe (Subscription) \$19.99; Adobe (Subscription) \$58.40; Advanced Graphix (Speed Trailer Graphics) \$50.00; Aflac (Premiums) \$10,484.68; AFSCME Council 65 (Union Deductions) \$1,023.44; Amazon (Smart Counter) \$14.80; Amazon (Training Books) \$297.03 Amazon (Training Books) \$85.98; Amazon (Towels) \$74.97; Amazon (Belt Keepers) \$31.60; Amazon (Dry Erase Boards) \$36.24; Amazon (Grant Books) \$193.62; Amazon (Book) \$22.90; Amazon (Weight Room Dumbbells) \$267.30; Amazon (Lifeguard Certification) \$1,702.00; Amazon (Summer Reading Supplies) \$36.97; Amazon (DVD) \$28.99; Amazon (Safety Tubes) \$207.50; Amazon (Slide Maintenance) \$127.01; Amazon (Office Supplies) \$16.99; Amazon (Radio Ear Piece Supply) \$41.94; Amazon (Janitorial Supplies) \$93.25; Amazon (Summer Reading Supplies) \$323.11; Amazon (Program Supplies) \$40.48; Amazon (Summer Reading Supplies) \$95.99; Amazon (Chemical Testers) \$58.26; Amazon (Grant Supplies) \$35.85; Amazon (Uniform Pants) \$126.70; Amazon (Radio Ear Piece Supply) \$47.96; Amazon (Plotter Paper) \$75.53; Amazon (Office Supplies) \$63.18; Amazon (Office Supplies) \$41.97; Amazon (Rescue Tubes) \$475.40; Amazon (Pool Maintenance) \$161.76; Amazon (Janitorial Supplies) \$148.40; Amazon (Office Supplies) \$71.88; Amazon (Smart Sign) \$166.25; Amazon (Light Rack) \$131.98; Amazon (Helmet Insignia) \$24.90; Amazon (Slide Maintenance) \$124.72; Amazon (Janitorial Supplies) \$329.93; Amazon (Lights) \$1,946.10; Amazon (Attachment Clips) \$22.98; Amazon (Uniform Pants) \$70.00; Ambur/Roberta (Election Reserve Payout) \$35.00; A-OX (Acetylene) \$137.42; Applied Concepts (Speed Trailer Light) \$193.00;

Arborwear (Arbor Day Supplies) \$137.10; Arby's (Travel Exp) \$19.91; Arby's (Travel Exp) \$12.75; AT&T (Mobile Data) \$1,254.91; Auto Value (Filters) \$1,165.23; Automatic Building Controls (Fire Alarm Contract) \$2,812.00; AutoZone (Wiper Blades, Antifreeze) \$1,079.61; Avera Health (Premiums) \$80,196.92; Avera Sacred Heart (CDL Testing) \$189.00; Axvoice (Dialer Service) \$21.44; Baker-Taylor (Books) \$4,412.68; Banner Associates (Cedar St Bridge) \$19,743.00; Baymont Inn (Travel Exp) \$275.97; Blarneys (Travel Exp) \$35.45; Blauer Manufacturing (Uniform) \$394.14; Bluepeak (Internet) \$4,128.47; BNSF (Pipeline Permit Fee) \$2,186.00; Bomgaars (Oil) \$2,441.79; Bread & Circus (Travel Exp) \$60.31; Buffalo Wild Wings (Travel Exp) \$18.00; Buhl's Cleaners (Uniform Alterations) \$7.00; Butler Machinery (Pump Repair) \$991.50; C&B (Equipment Maintenance) \$403.18; C&B Operations (Gator With Plow) \$36,348.39; Casey's (Travel Exp) \$11.94; Casey's (Travel Exp) \$48.22; CCSI MetroFax (Fax Service) \$11.95; Cellebrite (Software) \$6,900.00; Cenex-Trienta (Travel Exp) \$46.09; Center Point (Large Print Books) \$368.66; City Of Vermillion (Joint Powers Fees - April) \$85,945.20; City Of Yankton (City Wide Cleanup) \$25,253.27; City Of Yankton (Landfill) \$18,982.12; City Of Yankton (Landfill) \$13.87; City Utilities (Water/WW Charges) \$8,698.70; Clarks Rentals (Concrete Saw Rain Cap) \$147.95; Collaborative Summer (Reading Prog Shirts) \$309.29; Comfort Suites (Travel Exp) \$499.00; Comfort Suites (Travel Exp) \$868.24; Conoco (Travel Exp) \$54.51; Core & Main (Lab Solution) \$55.30; Cornwell D-P Tools (Disc Sander) \$38.10; Counterfeit Catering (Canvas & Charcuterie) \$424.01; CPI Environmental (Lab Supplies) \$259.46; Cramer-Kenyon Heritage Home (Special Appropriation) \$2,500.00; Credit Collection Service (Utility Collection) \$122.84; Credit Collections Bureau (Garnishment) \$50.00; Crescent Electric (Lights) \$197.62; CSG Forte (Processing Fees) \$611.50; Cubby's (Travel Exp) \$43.05; Dairy Queen (Travel Exp) \$12.10; Dakota Battery (Elevator Battery) \$21.95; Dakota Prairie Quilt Guild (Centennial Bridge Quilt) \$303.58; Danger von Dempsey's (Travel Exp) \$14.03; DC Taxi (Travel Exp AWWA) \$12.09; Deadwood Mountain (Travel Exp) \$81.00; Deadwood Resort (Travel Exp) \$97.55; Deadwood Resorts (Travel Exp) \$315.00; Dept Of Agriculture (Permit Fee) \$102.50; Dept Of Environment (Solid Waste Loan Prog) \$63,173.59; Dept Of Health (Lab Testing) \$515.00; Dept Of Social Services (Child Support) \$2,114.92; DMG Restaurant (Travel Exp) \$14.86; Dollar Tree (Staff Appreciation) \$11.25; Earl Of Sandwich (Travel Exp) \$37.08; eBay (Shop Supplies) \$446.03; Echo Electric (Lights) \$1,384.91; EcoWater (Water Rent) \$126.00; Emme Sand & Gravel, Inc (Sand VB Courts) \$4,368.46; Exxon (Fuel) \$79.04; Ez Duz It Laundry (Uniform Patch Sewing) \$76.00; Facebook (Marketing) \$44.37; Fair Manufacturing (Snow Blower Repair) \$225.00; Fairfield Inn (Travel Exp) \$218.00; Fantasy Drone Shows (Drone Show - 7/5/24) \$20,000.00; Fastenal (Hardware & Disposables) \$1,296.44; FedEx (Postage) \$18.07; Feimer Construction (Storm Repair) \$2,244.90; Ferguson Enterprises (Water Meter Installation) \$201,120.00; Finance Department (Election Workers) \$2,405.00; Firehouse Subs (Travel Exp) \$27.47; Firehouse Subs (Travel Exp) \$51.40; First Dakota (Fire Station Debt Serv) \$10,720.00; First Dakota (HSA Contributions) \$10,833.86; First National (Cafeteria Plan) \$2,105.80; Forensics Source (Sharps Tubes) \$239.49; Foss/Kasi (Election Board) \$76.83; Pryor Learning (Membership) \$50.00; Frontier Mills (Grass Seed) \$614.20; Galls (Handcuffs) \$228.54; Gold Coast (Travel Exp AWWA) \$26.80; GORUCK (Uniform) \$293.38; GOSCMA (Conference) \$325.00; Hach Company (Reagents) \$1,490.04; Hanson Briggs (Deposit Tickets) \$374.54; Hartington Tree (Arbor Day Tree) \$533.00; Hawkins (Chemicals) \$17,544.90; Holiday Inn (Travel Exp) \$214.00; Holiday Stations (Travel Exp) \$34.37; House Of Brands (Uniforms) \$882.00; HP Store (Plotter Paper) \$299.96; Hunt/Alexija (Membership Refund) \$190.23; Hy-Vee (Postage) \$13.60; ICMA Retirement (Contributions) \$410.00; Institute For Environment (Testing) \$595.00; Interstate All Battery (Battery) \$1,075.60; Intl Code Council (Membership) \$160.00; IR Industrial (Air Compressor Parts) \$541.78; ISA (Exam) \$54.95; ISFSI (Membership) \$135.00; J&H Cleaning (Janitorial Services) \$4,200.00; J&M Aircraft (Runway Light Bulbs) \$369.74; Jacks Uniforms

(Summer Uniforms) \$771.97; JCL Solutions (Cleaning Supplies) \$1,710.17; Jimmy Johns (Staff Appreciation) \$162.72; JLC Piano (Youth Programs) \$250.00; JMN Construction (Bridge Column Repair) \$78,496.05; John T Jones Construction (Wastewater Improv) \$333,158.07; Kaiser Refrigeration (Nozzle/Tube) \$323.37; Khorasan Kabob (Travel Exp) \$22.24; Koletzky Implement (Equipment Belt) \$826.71; Kopetsky's Ace (Landscape Maint) \$700.88; Lange/Alyssa (Election Board) \$63.54; Larry's Heating & Cooling (Filters) \$210.00; Larry's (MMIP Grant) \$154.48; Layne Christensen (Pump & Pipe Repairs) \$72,701.00; Lewis & Clark BHS (Special Appropriation) \$10,000.00; Locators & Supplies (Locate Flags) \$613.70; Loves (Travel Exp) \$112.61; Loves (Travel Exp) \$61.23; Lumen (Internet) \$372.44; Marriott (Travel Exp) \$56.20; Marriott (Travel Exp AWWA) \$2,551.64; Masonry Components (21st St Construction) \$119,592.00; Mavericks Steak (Travel Exp) \$19.56; McDonalds (Travel Exp) \$18.95; McDonalds (Travel Exp) \$29.77; McMaster (Lagoon Hose) \$894.56; Mead Lumber (Softball grid markers) \$623.52; Menards (Golf Shed Repairs) \$3,846.79; Meridian Eye Care (Exam) \$221.00; MG Scientific (Heating Element) \$809.76; MidAmerican Energy (Fuel) \$4,173.13; MidAmerican Energy (Fuel) \$12,503.01; Mid-American Research Chemical (Weed Treatment) \$4,062.13; Midco (Internet) \$246.78; Mid-States (MOCIC Conference) \$390.00; Midwest Alarm (Monitoring) \$76.85; Midwest Laboratories (Testing) \$649.84; Midwest Radiator (John Deere Repair) \$75.00; Midwest Ready Mix (Landscape Block) \$3,770.00; Midwest Turf (Repairs) \$200.76; Money Movers (SAC Maint Fee) \$10.50; Morrow/Joseph (Design Work) \$4,320.00; Motorola Solutions (Radio Equipment) \$194,050.39; Mozak's (Carpet Installation) \$4,987.62; NAPA Auto (Wrench) \$456.89; NBS Calibrations (Scale Calibration) \$358.00; Nebraska DOR (Income Tax) \$2,945.33; Northland Trust Services (Agent Annual Fee) \$495.00; Northtown Auto (Pump,Coolant,Powertrain) \$957.99; Northwestern Energy (Electric) \$82,744.50; Observer (Ad) \$48.00; Olson's Pest (Pest Control) \$278.00 Olson's Pest (Pest Control) \$364.00; O'Reilly (Brake Rotor, Disc Pads) \$1,727.94; Otter Products (Phone Case) \$105.03; Overdrive (Annual Fee) \$4,692.13; Panda House (Travel Exp) \$36.00; Parkway Construction (Westside Park Const) \$28,017.40; Payment Service Network (Merchant Fees) \$70.05; PayPal (Centennial Bridge) \$600.00; PayPal (Internet Access) \$359.95; Pheasantland (Safety Apparel) \$54.58; Pilot (Travel Exp) \$55.01; Pitney Bowes (Postage) \$207.00; Playaway Products (Wonderbooks) \$714.26; PowerPhone (Training) \$329.00; Press&Dakotan (Ad) \$221.60; Press&Dakotan (MMIP Grant Ad) \$397.60; Pressure Washers (Supplies) \$185.27; Provantage (Plotter Spindle) \$109.50; Push Pedal Pull (Repairs) \$237.00; Qdoba (Travel Exp) \$14.15; Qdoba (Travel Exp) \$93.37; Quadient (Postage) \$678.00; Racom (Beon Access) \$35.80; Recreation Supply (Pool Supplies) \$276.48; RefurbUPS (Batteries) \$114.03; Register Of Deeds (Recording Fee) \$67.00; Register Of Deeds (Recording Fee) \$32.50; River District (Exam) \$700.00; Riverside Hydraulics (Hoses, Fittings, Seals) \$898.49; Roma Ristorante (Travel Exp) \$29.26; Ron's Auto (Windshield Replacement) \$286.00; Royal Sport (Baseball Plates) \$142.77; RVM Consulting (Leadership Training) \$4,250.00; Safariland (Holster) \$301.50; SD Government (Finance Officer School) \$150.00; SD Humanities (Programming) \$50.00; SDML (Training) \$30.00; SDML Workers Compensation (2022 Work Comp Audit) \$4,081.00; SDRS (401(A) Special Pay) \$3,892.33; SDRS (Contributions) \$95,458.89; SDSRP (Contributions) \$19,785.44; Shell Oil (Travel Exp) \$83.01; Sherwin Williams (Paint) \$569.34; Silverado (Travel Exp) \$71.72; SD Dept Of Labor (Unemployment Insurance) \$3,703.30; SD Magazine (Advertisement) \$600.00; Southeast Technical (Travel Exp) \$9.63; ASP (Handcuffs) \$255.95; The Standard Insurance (Premiums) \$9,055.50; Stanley Petroleum (Fuel Container Repair) \$9,556.42; Subway (Travel Exp) \$15.63; Swim 2000 (Uniforms) \$293.75; Teledyne Instruments (Sampler Tubing) \$517.00; Tessman Company (Supplies) \$4,671.07; The Lodge At Deadwood (Travel Exp) \$403.80; The Tap (Travel Exp) \$40.00; Third Millennium (Utility Billing) \$737.88; Three 22 Kitchen (Travel Exp) \$22.20; Titan Machinery (Repairs) \$190.02; TMA (Truck Tires) \$973.89; Tractor Supply (K-9 Dog Food) \$69.99; TRE Environmental Strategies (Testing)

\$650.00; TRK Hosting (Internet) \$7.95; Truck Trailer Sales (Break Can/Starter) \$904.41; Turfwerks (Repairs) \$403.35; UKG (Payroll Software) \$2,393.56; Uline (Office Supplies) \$295.82; US Treasury (WH Tax) \$181,304.30; United Way (Special Appropriation) \$11,250.00; United Way (Employee Contributions) \$86.00; Upper Midwest Garage (Garage Door Repair) \$160.00; UPS (Shipping) \$15.10; UPS (Shipping) \$258.22; USPS (Postage) \$490.27; USPS (Postage) \$2,586.95; USPS (Postage) \$60.80; UVC (Travel Exp AWWA) \$18.87; Verizon (Lab Supplies) \$1,019.20; Verizon (Internet) \$4,498.08; Vessco (Parts) \$2,131.14; Viddler (Video Hosting) \$41.25; VistaPrint (Office Supplies) \$247.02; Walmart (Office Chairs) \$668.52; Walmart (Youth Program) \$880.79; Walmart (GOSCMA Welcome Bags) \$271.21; Western Iowa Tech (Training) \$380.00; Whiskey Creek (Travel Exp) \$122.50; Xerox (Lease/Copies) \$1,833.79; Yankton Area Arts (Special Appropriation) \$2,500.00; Yankton Community Library (Shirts) \$776.00; Yankton County Treasurer (Property Taxes) \$747.34; Yankton Janitorial (Janitorial Supplies) \$695.75; Yankton Media (Subscription) \$8.99; Yankton School District (Cost Share) \$52,318.55; Yankton Thrive (Special Appropriation) \$115,000.00; Yankton Thrive (Tax Reimb Menards) \$119,739.28; Yankton Winnelson (Bathroom Parts) \$146.05; YMC (Exam) \$876.00; YMC (Exam) \$534.00; Zagg (iPad Cases) \$146.98; Zero Solutions (Vest Attachments) \$200.96

Salaries by Department: April 2024: Administration \$61,182.28; Finance \$36,395.91; Community Development \$31,756.59; Police/Dispatch \$216,210.06; Fire \$8,899.46; Engineering / Sr. Citizens \$53,042.34; Streets \$58,934.34; Traffic Control \$5,006.95; Library \$39,680.52; Parks / SAC \$88,950.41; Marne Creek \$4,173.54; Water \$49,342.78; Wastewater \$48,502.07; Cemetery \$6,435.26; Solid Waste \$32,242.88; Joint Powers \$25,389.83; Central Garage \$9,345.39

New Hires: Police Department: Ryan Duch, Officer, \$2,176.23 biweekly; Fire Department: Daniel Preadable, Deputy Fire Chief, \$3,235.34 biweekly; Parks, Recreation and City Events Department: Justin Lincoln, Parks Maintenance – Summer, \$16.50/hr., Macy Baker, Lifeguard, \$14.00/hr., Stephen Stucky, Parks Maintenance – Summer, \$16.50/hr., Nathan Barnes, Lifeguard, \$14.00/hr., Maya Villanueva, Lifeguard, \$14.00/hr.

Wage Changes: Parks, Recreation and City Events Department: John Gleich, Park Maintenance – Summer, \$24.00 to \$24.25/hr.; Rockie Wampol, Park Maintenance – Summer, \$24.00 to \$24.25/hr.; Alaina Nelson, Lifeguard, \$12.00 to \$14.00/hr.; Bill Boardman, Cemetery Ground Maintenance – Seasonal, \$12.50 to \$16.50/hr.; Barbara Law, Instructor, \$14.25 to \$14.50/hr.; Tracy Raab, Fitness Instructor, \$16.25 to \$16.50/hr.; Public Works Department: James Stewart, Airport Maintenance – Summer, \$14.50 to \$14.75/hr.; Environmental Services Department: Joshua Monson, Senior Wastewater Plant Operations Specialist, \$2,151.69 to \$2,206.26 biweekly

Mayor Pro Tem Johnson read a proclamation for National Police Week and presented it to Officers Reining, Bruening, Goodwillie, Hite, Urban, and Chief Foote.

City Manager Leon submitted a written report giving an update on community projects and items of interest. Additionally, she announced that a Special Meeting will be held on May 20, 2024 at 12:00 p.m. to accommodate two time sensitive alcohol license requests.

Citizen John Keyes, local property owner and businessman, discussed his concerns regarding semi-trucks Jake braking and other speeding noise issues. Extra law enforcement was recommended.

Citizens Pauline Akland and Citizen Colin Neubauer-Keyes also expressed additional traffic noise issues.

Action 24-134

Moved by Commissioner Brunick, seconded by Commissioner Miner, to approve the following consent agenda items listed below. All present voted aye; motion carried, 8-0.

1. Set the date of May 28, 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. Establish May 28, 2024 as the date for the public hearing for a Special On-sale Malt Beverage Retailers License and a Special On-sale Wine Retailers License for 1 day, June 29, 2024, from The Center, 900 Whiting Drive.
3. Establish May 28, 2024 as the date for the public hearing for a Special On-sale Malt Beverage Retailers License and a Special On-sale Wine Retailers License for the following dates: July 4, 2024 and July 5, 2024, from Ben's Brew Station, 719 Walnut Street, for Music at the Meridian. Event location: Riverside Park.
4. Establish May 28, 2024 as the date for the public hearing for a Special On-sale Malt Beverage Retailers License and a Special On-sale Wine Retailers License for the following dates: July 11, 2024, July 18, 2024, July 25, 2024, August 1, 2024 and August 8, 2024, from Ben's Brew Station, 719 Walnut Street, for Music at the Meridian. Event location: Parking Lot and Green Space Westside of Meridian Bridge & the enclosed area of Levee Street.

Action 24-135

This was the time and the place for the public hearing on the applications for the renewal of Malt Beverage & SD Farm Wine Licenses for the July 1, 2024 through June 30, 2025 licensing period. The Finance Department has received the following applications:

RETAIL (ON-OFF SALE) MALT BEVERAGE & SD FARM WINE:

MG Oil Company dba 777 Casino & Liquor, 901 Broadway Suite A*
 MG Oil Company dba 777 Casino & Liquor, 901 Broadway Suite B*
 MG Oil Company dba 777 Casino & Liquor, 901 Broadway Suite C*
 Angelas La Mexicana, LLC dba Angelas La Mexicana Hispanic Market, 401 Picotte
 Hanten, Inc. dba Bens Brewing Co, 222 W 3rd St
 Hanten, Inc. dba Ben's Brewing Co, 719 Walnut*
 Five Futures, LLC dba The Boat House, 301 E. 3rd St.
 Boomers, Inc. dba Boomers Lounge, 100 E. 3rd
 DBC, LLC dba Bro Burger Bar, 2101 Broadway Suite 40
 Casey's Retail Company dba Casey's General Store #2268, 1000 Broadway
 Casey's Retail Company dba Casey's General Store #2260, 608 E. 8th
 Casey's Retail Company dba Casey's General Store #3855, 2300 Broadway
 I & E, LLC dba Chaparros Tacos, 100 E. 4th*
 Chuck Stop, LLC dba Charlie's Pizza, 804 Summit
 Chuck Stop, LLC dba Chuck Stop, 800 Summit

Lady Bird, Inc. dba The Cockatoo Bar & Zebra Club, 106 E. 3rd St Ste B*
Cork 'N Bottle, Inc. dba Cork 'N Bottle, 1500 Broadway*
Diggers, Inc. dba Diggers Casino, 2020 Elm Suite 7*
Diggers, Inc. dba Diggers 2.0, 511 West 4th Suite B*
East Eight, LLC dba Econolodge, 611 W. 23rd
El Tapatio Family Mexican Restaurant, Inc. dba El Tapatio Family Mexican Restaurant, 2502 Fox Run
Matthew Evans dba Event Central, 2101 Broadway
6th Meridian, LLC dba Farm House Food Co / Counterfeit Catering, 2503 Fox Run Suite 1
Diggers, Inc. dba The Fox Den, 511 W 4th Suite C*
GL Management, LLC dba Fox Run Golf Course, 600 W. 27th St.
The Fox Stop, Inc. dba The Fox Stop, 1316 W. 30th*
Diggers, Inc. dba Goldrush, 2020 Elm St. Suite 7B*
ABG Ventures, LLC dba Happy Hourz, 311 Douglas
SYMS, LLC dba Holiday Inn Express Hotel & Suites, 2607 Broadway
Hy-Vee Inc. dba Hy-Vee Fast and Fresh, 2110 Broadway
TC Corner, LLC dba JR's Oasis, 2404 E. Hwy 50*
King Buffet Mongolian Grill Restaurant, Inc. dba King Buffet Mongolian Grill, 3013 N. Broadway, Suite 5
San Jose, Inc. dba Mexico Viejo, 1809 Broadway
The Mint Yankton, LLC dba The Mint, 318 Douglas
Annis Properties, Inc. dba Patriot Express, 2217 Broadway*
P&P Lottery Enterprises, LLC dba Pin-ups Casino & Gaming Lounge 2, 3010 Broadway Ste 2*
P&P Lottery Enterprises, LLC dba Pin-ups Casino & Gaming Lounge 3, 3010 Broadway Ste 3*
P&P Lottery Enterprises, LLC dba Pin-ups Casino & Gaming Lounge 4, 3010 Broadway Ste 4*
P&P Lottery Enterprises, LLC dba Pin-ups Casino & Gaming Lounge 5, 3010 Broadway Ste 5*
P&P Lottery Enterprises, LLC dba Pin-ups Casino & Gaming Lounge 6, 3010 Broadway Ste 6*
Annis Properties, Inc. dba Prairie Pumper, 909 Broadway*
Pump N Stuff Yankton, Inc. dba Pump N Stuff, 215 W. 2nd*
Pump N Stuff Yankton, Inc. dba Pump N Stuff #2, 215 W. 2nd Suite 2*
Pure Ice Partners, LLC dba Pure Ice Company, 101 Capital
Yankton Morning Optimist, Inc. dba Riverside Baseball Park, 200 Levee
Zaccon, Inc. dba Roadrunner Convenience Mart, 300 W. 23rd Suite 1*
JoAnne D. Selves dba Selves Concessions, Sertoma Park, 15th & Ferdig St.
Diggers, Inc. dba Smokey Hollow, 511 W. 4th Suite A*
Morgen, LLC dba South Point Gaming Lounge, 1101 Broadway Suite 107A*
Morgen, LLC dba South Point Gaming Lounge, 1101 Broadway Suite 107B*
Morgen, LLC dba South Point Gaming Lounge, 1101 Broadway Suite 111A*
Morgen, LLC dba South Point Gaming Lounge, 1101 Broadway Suite 111C*
Tokyo Japanese Cuisine of Yankton, Inc., 2007 Broadway Suite J
Yankton Convenience, Inc. dba Total Stop Convenience Store #6112, 700 E. 4th St.*
Gerstner Oil Co, Inc. dba Triple Time Rudys, 1606 Broadway*
MG Oil dba Upperdeck, 315 Broadway Suite B*
Shree LLC dba Vape God 2, 821 Broadway Ste 2*
Shree LLC dba Vape God 3, 821 Broadway Ste 3*
Walgreen Co. dba Walgreens #09806, 2020 Broadway
Walnut Tavern, Inc. dba Walnut Tavern, 100 W. 3rd St.
Willa B's LLC, 114 Douglas Suite 2
Yankton Missouri River Kampground, LLC dba Yankton Missouri River KOA, 807 Bill Baggs

(Memorandum 24-106) No one was present to speak for or against the applications. Moved by Commissioner Webber, seconded by Commissioner Benson to approve the 2024-2025 Malt Beverage & SD Farm Wine Licenses. All present voted aye; motion carried, 8-0.

Action 24-136

This was the time and place for the public hearing on the application for a Special On-sale Malt Beverage Retailers License and a Special On-sale Wine Retailers License for 1 day, May 18, 2024, from The Center, 900 Whiting Drive, Yankton, South Dakota. (Memorandum 24-107) No one was present to speak for or against the application. Moved by Commissioner Brunick, seconded by Commissioner Miner to approve the license. All present voted aye; motion carried, 8-0.

Action 24-137

This was the time and place for the public hearing on the application for a Special On-sale Malt Beverage Retailers License and a Special On-sale Wine Retailers License for 1 day, July 19, 2024, from The Center, 900 Whiting Drive, Yankton, South Dakota. (Memorandum 24-108) No one was present to speak for or against the application. Moved by Commissioner Webber, seconded by Commissioner Miner to approve the license. All present voted aye; motion carried, 8-0.

Action 24-138

Moved by Commissioner Webber, seconded by Commissioner Miner to approve Resolution #24-23. (Memorandum 24-92) All present voted aye; motion carried, 8-0.

The following remain unpaid: 500 W 3rd Street - E3 LTS 10 & 11 BLK 22 WITHERSPOON'S ADDN; 206 E. 6th Street - W3 OF LTS 10, 11 & 12 BLK 19 LOWER YANKTON; 1017 Douglas Avenue - LTS 18 & 19 BLK 1 TRIPP & HARRIS ADDN; 600 East 11th Street - LTS 7 & 8 BLK 10 TAYLOR & SARGENT'S ADDN; 810 Locust Street - LT 4 BLK 85 B C FOWLER'S ADDN; 1206 Whiting Street - Lt 27 DAKOTA NATL, S/D; 3013 Broadway Ave. #8, PMB 131 - LTS 3 & 4 BLK 2 JTM PIERCE'S S/D BLK 9 WEST YANKTON; 814 Capital Street - S44' & S17' N22' W103.7' LT 2 LESS TR 1 BLK 17 LOWER YANKTON; 1215 Whiting Street - LT 34 & W4 LT 35 DAKOTA NATL S/D; 600 Broadway Avenue - LT 9 BLK 59 TODD'S ADDN; 715 Capital Street - LT 15 BLK 7 LOWER YANKTON; 210 East 6th Street - E2/3 LTS 10, 11, 12 & W58' S27' LT 13 BLK 19 LOWER YANKTON

RESOLUTION #24-23

**A RESOLUTION APPROVING THE 2024 SPECIAL ASSESSMENT ROLL FOR
NUISANCE ABATEMENT**

BE IT RESOLVED by the Board of City Commissioners of the City of Yankton, South Dakota:

SECTION 1. That the special assessment roll for the assessment of the property assessable for nuisance abatement in the City of Yankton, South Dakota, is hereby approved and the assessments as set out in said special assessment roll approved this date are hereby levied against such property upon filing of said special assessment roll in the office of the City Finance Officer.

SECTION 2. The assessments set forth in the assessment roll will become due and payable in one (1) annual installment together with interest at a rate prescribed by the Board of City

Commissioners, by resolution, per annum, in accordance with SDCL 9-43.

The above assessments may be paid without interest to the City Finance Officer on or before June 12, 2024, thereafter, the entire assessment may be paid with interest from the date of filing with the City Finance Officer at the rate established by resolution of the Board of City Commissioners.

Action 24-139

Moved by Commissioner Benson, seconded by Commissioner Webber, to adjourn Sine Die at 7:30 p.m. All present voted aye; motion carried, 8-0.

In absence of a Mayor, City Manager Leon called the meeting to order at 7:30 p.m.

City Attorney Den Herder administered the Oath of office to re-elected City Commissioners Benson and Villanueva and newly elected Commissioner Carda.

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

City Manager Leon requested nominations for Office of Mayor for the 2024-2025 term.

Action 24-140

Moved by Commissioner Webber, seconded by Commissioner Hunhoff, that nominations cease and a unanimous ballot be cast for Commissioner Schramm for the position of Mayor. All present voted aye; motion carried, 8-0.

City Manager Leon turned the meeting over to Mayor Schramm at this time.

City Attorney Den Herder administered an Oath of Office to Daniel Prendable, Deputy Fire Chief.

Action 24-141

Moved by Commissioner Hunhoff, seconded by Commissioner Benson, to approve the appointment of Commissioners Villanueva, Webber, and Brunick to serve on the EMS Committee with Yankton County officials, and authorize the City Manager and City Finance Officer to identify staff who would be useful to include in the discussions. (Memorandum 24-112) Citizen Pauline Akland discussed a personal experience in which untimely billing to Medicare led to a \$2,656 loss for the Yankton County EMS. All present voted aye; motion carried, 8-0.

Action 24-142

Moved by Commissioner Miner, seconded by Commissioner Webber, to authorize an additional \$10,000 allocation to the emerald ash borer line item in the 2024 budget. (Memorandum 24-102) All present voted aye; motion carried, 8-0.

Action 24-143

Moved by Commissioner Brunick, seconded by Commissioner Miner, to approve sharing the cost of the installation of the brick pavers in Riverside Park with the Chopper Johnson Foundation, in an amount not to exceed \$5,000, utilizing BBB funds. (Memorandum 24-103) Voting Aye: Benson,

Brunick, Carda, Hunhoff, Miner, Webber and Mayor Schramm. Villanueva abstained. Motion carried, 7-0.

Action 24-144

Moved by Commissioner Miner, seconded by Commissioner Webber, to authorize the City Manager to order electrical work expended from the BBB in the amount of \$2,887.90 for the installation of additional electrical power in the public parking lot on the east side of Douglas Street. (Memorandum 24-104) All present voted aye; motion carried, 8-0.

Action 24-145

Moved by Commissioner Benson, seconded by Commissioner Villanueva, to approve a Sidewalk Café Permit to 301 East 3rd Street, doing business as the Boat House. (Memorandum 24-105) All present voted aye; motion carried, 8-0.

Action 24-146

Moved by Commissioner Webber, seconded by Commissioner Villanueva, to approve Resolution #24-25 and authorize the purchase of the Trimble total station and data collector with appurtenances from Frontier Precision Inc. in the amount of \$34,828.30. (Memorandum 24-109) All present voted aye; motion carried, 8-0.

RESOLUTION #24-25

WHEREAS, SDCL 6-13-1 requires a municipality owning personal property which is no longer necessary, useable or suitable for municipal purposes shall, by resolution, declare it surplus and may, by resolution, order for sale, destruction or other disposal of said personal property.

NOW, THEREFORE, BE IT RESOLVED that the following personal property be declared no longer necessary or suitable for municipal purposes and said property shall be disposed of in accordance with SDCL 6-13-1, et sequential:

PROPERTY TO SURPLUS

2015 Trimble S3 Robotic Total Station
2015 Trimble TSC3 Data Collector

Commissioner Moser arrived at 7:56 p.m.

Action 24-147

Moved by Commissioner Villanueva, seconded by Commissioner Brunick, to approve Change Order No. 2, accept the completed construction project along 3rd Street and Green Street, and authorize the Finance Office is issue a manual check to Masonry Components, Inc. in the amount of \$14,574.52. (Memorandum 24-110) All present voted aye; motion carried, 9-0.

Action 24-148

Moved by Commissioner Miner, seconded by Commissioner Webber, to authorize the City Manager to sign the referenced FAA Project Closeout Report for FAA Grant AIP #3-46-0062-038-2023 and BIL-AIG #3-46-0062-037-2023. (Memorandum 24-111) All present voted aye; motion carried, 9-0.

Action 24-149

Mayor Schramm read the title of Ordinance No. 1079, AN ORDINANCE AMENDING “AMUSEMENT” LICENSING. Commissioner Webber introduced and moved to set the date of the second reading and public hearing as May 28, 2024, seconded by Commissioner Miner. (Memorandum 24-83) All present voted aye; motion carried, 9-0.

Action 24-150

Mayor Schramm read the title of Ordinance No. 1080, AN ORDINANCE AMENDING CHAPTER 3 ALCOHOLIC BEVERAGES. Commissioner Miner introduced and moved to set the date of the second reading and public hearing as May 28, 2024, seconded by Commissioner Webber. (Memorandum 24-113) All present voted aye; motion carried, 9-0.

Action 24-151

Moved by Commissioner Moser, seconded by Commissioner Benson, to adjourn into Executive Session at 8:01 p.m. to discuss contractual and personnel matters under SDCL 1-25-2. All present voted aye; motion carried, 9-0.

Regular meeting of the Board of City Commissioners of the City of Yankton was reconvened by Mayor Schramm at 8:23 p.m.

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

Action 24-152

Moved by Commissioner Villanueva, seconded by Commissioner Webber, to adjourn at 8:23 p.m. All present voted aye; motion carried, 9-0.

Mason Schramm, Mayor

ATTEST:

Lisa Yardley, Finance Officer

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