

**CHAMBER OF THE BOARD OF CITY COMMISSIONERS
YANKTON, SOUTH DAKOTA
MAY 23, 2016**

Regular meeting of the Board of City Commissioners of the City of Yankton was called to order by Mayor Gross.

Roll Call: Present: Commissioners Carda, Ferdig, Hoffner, Johnson, Knoff, Maibaum, Miner, and Sommer. City Attorney Den Herder was also present. Absent: City Manager Nelson.
Quorum present.

Action 16-163

Moved by Commissioner Carda, seconded by Commissioner Johnson, to approve the Minutes of the regular meeting of May 9, 2016.

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

Mayor Gross read a proclamation declaring June 8-9, 2016, as "Yankton Area Mental Wellness Conference Days."

Finance Officer Viereck reviewed the City Manager's written report giving an update on community projects and items of interest.

Yankton citizen Ed Gleich appeared to inquire if City Officials were doing anything about the K-Mart closing. It was pointed out that City Officials were currently at a conference trying to recruit various retailers.

Consent Agenda Items No. 8 and 9 were added to the Agenda.

Action 16-164

Moved by Commissioner Knoff, seconded by Commissioner Johnson, that the following items on the consent agenda be approved.

1. Fireworks Request
Consideration of Memorandum 16-130 regarding request from Hillcrest Golf & Country Club to hold a fireworks display on June 25, 2016.
2. Budget Workshop Meeting Date
Consideration of Memorandum 16-135 regarding setting Capital Improvement Projects Budget workshop meeting dates as June 13, 2016, immediately following the City Commission meeting; June 14, 2016, starting at 5:30 p.m. in City Hall, Meeting Room B; and June 15, 2016, if needed, at 5:30 p.m., in City Hall, Meeting Room B.
3. Approval of Peddler's License
Consideration of Memorandum 16-133 recommending approval of an application for a Peddler's License for two individuals to sell educational books for Southwestern Advantage of Nashville, Tennessee.
4. Work Session
Setting date of June 20, 2016, at 6:00 pm in City Hall, Meeting Room B, for the next work session of the Yankton City Commission to discuss Water Plant No. 3.

5. Establishing public hearing for sale of alcoholic beverages
Establish June 13, 2016, as the date for the public hearing on the request for a Special Events (on-sale) Liquor License for July 3, 2016, from Hanten, Inc., (Ben Hanten, Owner) dba Ben's, Meridian Bridge, Yankton, South Dakota.
6. Possible Quorum Event
June 7, 2016, Fire Station No. 2 starting at 6:00 pm, no official commission action
7. Possible Quorum Event
May 26, 2016, Westbrook Estates starting at 11:30, no official commission action
8. Possible Quorum Event
Morning of May 27, 2016, Dunham's Sports, Yankton Mall, no official commission action
9. Possible Quorum Event
Friday evening, June 17, 2016, rooftop party at 200 Walnut, no official commission action

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

Motion adopted.

Action 16-165

Moved by Commissioner Knoff, seconded by Commissioner Johnson, to approve the request from the South Dakota Kayak and Canoe Association to allow tent camping in Riverside Park on the grass area in front of the Capitol Replica Building and spreading to the east, as numbers dictate, on Friday night, May 27, 2016, the night before the beginning of the annual South Dakota Kayak Challenge.

(Memorandum 16-126)

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

Motion adopted.

Action 16-166

Commissioner Knoff introduced the 2016 Special Assessment Roll for Noxious Vegetation and Tree Trimming and set the date for a public hearing as June 27, 2016. (Memorandum 16-124)

Action 16-167

Approval of the Mayor's appointments to various City Advisory Boards were considered. (Memorandum 16-129) Moved by Commissioner Knoff, seconded by Commissioner Carda, to approve the Mayor's appointments to the following City Advisory Boards and Commissions: Planning Commission (Three Vacancies) Three-Year Term: Mike Healy, Scott Shindler, Deb Specht, Chris Ferdig-City Commission Representative; Yankton Community Library Board (One Vacancy) Three-Year Term: Tonya Koenigs, Tony Maibaum-City Commission Representative; Park Advisory Board (Two Vacancies) Three-Year Term: Michael Schumacher, M. Catherine Crandall, Craig Sommer-City Commission Representative; Fox Run Golf Advisory Board (Two Vacancies) Three-Year Term: Carl Kretsinger, Terry Carda, Jake Hoffner-City Commission Representative; Airport Advisory Board (Three Vacancies) Three Year Term: Mark Yonke, Roger Huntley, Steve Hamilton, Jake Hoffner-City Commission Representative; Yankton Housing and Redevelopment Commission (One Vacancies) Five-Year Term: Jeanette Warren, Nathan Johnson-City Commission Representative; Joint Powers Solid Waste Advisory Board: Jake Hoffner-City Commission Representative; CVB: Tony Maibaum-City Commission Representative.

Prior to a vote being taken, moved by Commissioner Maibaum, seconded by Commissioner Sommer, to table action on the item due to concerns that citizens missed the appointment deadlines.

Roll Call: Members present voting "Aye:" Commissioners Maibaum, Miner, Sommer, and Mayor Gross; voting "Nay:" Commissioners Carda, Ferdig, Hoffner, Johnson, and Knoff.

Motion to table failed.

A vote was then taken on the original motion:

Roll Call: Members present voting “Aye:” Commissioners Carda, Ferdig, Hoffner, Johnson, Knoff, and Mayor Gross; voting “Nay:” Commissioners Maibaum, Miner, and Sommer.

Motion adopted.

Action 16-168

Moved by Commissioner Knoff, seconded by Commissioner Ferdig, , to approve the proposed Summit Activities Center Rental Rate Increases for 2018 as outlined in Memorandum 16-128, an approximate increase over 2017 rates of 3 percent, to be effective July 1, 2018.

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

Motion adopted.

Action 16-169

Moved by Commissioner Carda, seconded by Commissioner Johnson, to approve the Memorandum of Understanding for Use of Facilities in the Event of a Mass Emergency, between Yankton County Emergency Management and the City of Yankton for use of City Hall, The Center, and Fire Station No. 2. (Memorandum 16-127)

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

Motion adopted.

Action 16-170

This was the time and place to award the bid for 2016 Durable Pavement Markings projects. The following bids were received and opened on May 12, 2016: Dakota Traffic Services, LLC, Tea, South Dakota-\$24,729.00; Traffic Solutions, Inc., Harrisburg, South Dakota-\$29,771.20. (Memorandum 16-131) Moved by Commissioner Knoff, seconded by Commissioner Johnson, to award the bid to the low bidder, Dakota Traffic Services, LLC, Tea, South Dakota, in the amount of \$24,729.00.

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

Motion adopted.

Action 16-171

Commissioner Knoff introduced and Mayor Gross read the title of Ordinance No. 987, AN ORDINANCE AMENDING ORDINANCE NO. 886 ALLOWING SIDEWALK CAFÉS AND THE CONSUMPTION OF ALCOHOLIC BEVERAGES ON DESIGNATED AREAS OF SIDEWALKS IN CERTAIN AREAS OF THE B-3 CENTRAL BUSINESS DISTRICT AND CREATING REGULATIONS BY WHICH THEY WILL BE PERMITTED, and set June 13, 2016, as the date for the second reading and public hearing.

Action 16-172

Moved by Commissioner Knoff, seconded by Commissioner Johnson, to approve the Short Form Agreement between Owner and Engineer for Professional Services for a cost not to exceed \$16,000.00 with McLaury Engineering, Inc., Elk Point, South Dakota, for design of a gravity sewer and a small portion of force main on the east end of the Hwy 50 reconstruction project. (Memorandum 16-134)

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

Motion adopted.

Action 16-173

Moved by Commissioner Johnson, seconded by Commissioner Ferdig, to adopt Resolution 16-36. (Memorandum 16-136)

RESOLUTION 16-36

WHEREAS, Section 16-23 of the Yankton Code of Ordinances permits the discharge of arrows at an approved location determined to be an archery range meeting the requirements of the National Field Archer Association (NFAA), provided that the inspected, official archery range has been approved by the board of City Commissioners; and

WHEREAS, NFAA is interested in having an off-site archery range event to be held on June 4, 2016, in Memorial Park during Yankton Ribfest; and

NOW THEREFORE, BE IT RESOLVED that the City Commission hereby authorizes the NFAA to hold an off-site archery range event on June 4, 2016, in Memorial Park during Yankton Ribfest.

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

Action 16-174

Moved by Commissioner Carda, seconded by Commissioner Ferdig, to adjourn at 7:31 p.m.

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

C.N. Gross
Mayor

ATTEST:

Al Viereck
Finance Officer