

**CHAMBER OF THE BOARD OF CITY COMMISSIONERS
YANKTON, SOUTH DAKOTA
MARCH 27, 2017**

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

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

Quorum present.

Action 17-79

Moved by Commissioner Knoff, seconded by Commissioner Sommer, to approve the Minutes of the regular meeting of March 13, 2017, and Special Meeting of March 21, 2017.

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

Motion adopted.

City Manager Nelson submitted a written report giving an update on community projects and items of interest; announced that Officer Pat Nolz was selected as the "Lions Club" Officer of the Year; and that the City will be streaming Commission meetings live tonight via the internet.

Action 17-80

Moved by Commissioner Johnson, seconded by Commissioner Knoff, that the following items on the Consent Agenda be approved.

1. Establish public hearing for New Retail Malt Beverage License

Establish April 10, 2017, as the date for the public hearing on the request for a New Retail (on-off sale) Malt Beverage License for July 1, 2016, to June 30, 2017, from Hillcrest Golf & Country Club (Warren Muller, General Manager), 2206 Mulberry Street, Yankton, South Dakota.

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

Motion adopted.

Action 17-81

This was the time and place for the second reading and public hearing for Ordinance No. 994, AN ORDINANCE TO REZONE PROPERTY DESCRIBED HEREIN. (Memorandum 17-58) Mark Keehr, area resident, was present and said while he is hesitant to support the I-1 Zoning he is comfortable that Andy Haas and Concrete Materials will work with him on his concerns. Moved by Commissioner Knoff, seconded by Commissioner Carda, to adopt Ordinance No. 994.

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

Motion adopted.

Action 17-82

This was the time and place for the public hearing on the request for a Special Events (on-sale) Liquor License for one day, April 11, 2017, from Chamber of Commerce, (Carmen Schramm, Director) dba Chamber of Commerce, Lewis & Clark Ford, 316 Capitol Street, Yankton, South Dakota.

(Memorandum 17-63) No one was present to speak for or against approval of the license application.

Moved by Commissioner Johnson, seconded by Commissioner Knoff, to approve the license.

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

Action 17-83

This was the time and place for the Public hearing on the request for a Special Events (on-sale) Liquor License for April 15, 2017, from Dave Naslund Benefit, National Field Archery Association, 800 Archery Lane, Yankton, South Dakota. (Memorandum 17-64) No one was present to speak for against approval of the license application. Moved by Commissioner Knoff, seconded by Commissioner Carda, to approve the license.

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

Community Development Director Dave Mingo presented Memorandum 17-58 along with renditions outlining the proposed Walnut Street Reconstruction Project from 2nd to 4th Street. Following discussion, it was the consensus of the Commission to wait until after the “Design South Dakota” process that is scheduled for April 6 through 8, 2017, and to then bring the proposal back to a future City Commission meeting for consideration.

Action 17-84

Moved by Commissioner Johnson, seconded by Commissioner Sommer, to approve the amended Engineering Services agreement with Kadrmas, Lee, and Jackson, Fargo, North Dakota, for the Airport Apron Project, for a new estimated cost of \$851,571.00—with the City’s share of the project cost increasing \$20,000.00 from \$42,580.00 to \$62,580.00. (Memorandum 17-59)

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

Action 17-85

Moved by Commissioner Knoff, seconded by Commissioner Carda, to approve Change Order No. 1 from HDR Engineering, Inc., Sioux Falls, South Dakota, a decrease in contract costs of \$9,059.23 and Change Order No. 2, a decrease in contract costs of \$73,395.75, for a new contract total of \$9,130,648.96, for the Horizontal Collector Well Project. (Memorandum 17-670)

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

Action 17-86

The Development Agreement for Vanderhule 2nd Addition in City and County of Yankton, South Dakota, between Justin Dietrich and Jennifer Larson and the City of Yankton was considered. (Memorandum 17-61) Justin Dietrich was present to answer questions and support approval of the Development Agreement. Moved by Commissioner Carda, seconded by Commissioner Hoffner, to approve the Development Agreement.

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

Action 17-87

This was the time and place to award the bid for the West City Limits Road Pavement Replacement Project from Golf View Lane to the Railroad Crossing right-of-way. (Memorandum 17-69) The following bids were received and opened on March 16, 2017: Masonry Components, Inc., Yankton,

South Dakota-\$371,164.30; D&G Concrete, Sioux Falls, South Dakota-\$443,775.48. Moved by Commissioner Johnson, seconded by Commissioner Sommer, to award the bid to the low bidder, Masonry Components, Inc., in the amount of \$371,164.30.

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

Action 17-88

This was the time and place to award the bid for the Annual Supply of Liquid Asphalt for the Department of Public Works, Street Division. (Memorandum 17-65) The following bid was received and opened on March 16, 2017: Jebro, Inc., Sioux City, Iowa: AC PG 58-28 Grade Asphalt Cement-\$368.00 per ton; MC 70 Grade Asphalt-\$2.340 per gallon; RC 800 Grade Asphalt-\$2.490 per gallon; Demurrage cost per hour over 3 hours-\$100.00; Moved by Commissioner Knoff, seconded by Commissioner Sommer, to award the bid to the only bidder, Jebro, Inc. of Sioux City, Iowa, for AC PG 58-28 Grade Asphalt Cement for \$368.00 per ton; MC 70 Grade Asphalt for \$2.340 per gallon; RC 800 Grade Asphalt for \$2.490 per gallon; and demurrage cost per hour over 3 hours for \$100.00.

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

Action 17-89

Moved by Commissioner Carda, seconded by Commissioner Knoff, to approve Change Order No. 2 from Harn R/O Systems, Inc., Venice, Florida, for the 2016 Water Treatment Plant Improvements, Membrane Equipment Procurement, an increase in capital costs of \$116,551.45, for a new total capital cost of \$2,368,216.45. (Memorandum 17-68)

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

Action 17-90

Moved by Commissioner Johnson, seconded by Commissioner Sommer, to adopt Resolution 17-08. (Memorandum 17-71)

RESOLUTION 17-08

A RESOLUTION AUTHORIZING THE PLACEMENT OF STOP SIGNS AT THE INTERSECTION OF MARY STREET AND DONOHOE BOULEVARD.

WHEREAS, Donohoe Boulevard functions as a collector street, and;

WHEREAS, the volume of traffic is expected to be greater on Donohoe Boulevard than Mary Street, and;

WHEREAS, installing stop signs on Mary Street, at the intersection with Donohoe Boulevard, would be consistent with the traffic control on the other local streets that intersect with Donohoe Boulevard;

WHEREAS, it is provided by the Code of Ordinances of the City of Yankton that the City has the authority to place and maintain all regulatory signs that meet the requirements of the Manual on Uniform Traffic Control Devices.

NOW, THEREFORE, BE IT RESOLVED by the Board of City Commissioners of the City of Yankton, SD, that a stop condition, from the north and south, be established on Mary Street at the intersection with Donohoe Boulevard.

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

Action 17-91

Moved by Commissioner Knoff, seconded by Commissioner Sommer, to approve the Agreement for Professional Services between the City of Yankton and Yankton Area Progressive Growth.
(Memorandum 17-66)

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

Action 17-92

Moved by Commissioner Knoff, seconded by Commissioner Johnson, to approve the Affiliate Agreement between Great Life Management SD, LLC, Great Life Management MN, LLC, Wild Oak, LLC, and the City of Yankton and Yankton School District for Fitness Center Usage Privileges at the Summit Activities Center. (Memorandum 17-62)

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

Action 17-93

Moved by Commissioner Carda, seconded by Commissioner Knoff, to award Downtown Yankton Façade Grants to Adrienne Adderley dba Loafers, 114 ½ West 3rd Street in the amount of \$1,405.00 and to Cyndi Hunhoff dba Lisa’s Fashions, 106 West 3rd Street in the amount of \$7,586.50.
(Memorandum 17-60)

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

Action 17-94

Moved by Commissioner Knoff, seconded by Commissioner Sommer, to approve Addendum No. 5 for Construction Management Services for Phase 2 of the Highway 50 project from McLaury Engineering, Inc., Elk Point, South Dakota, an increase of \$55,000.00 for a new project cost of \$1,430,000.00.
(Memorandum 17-70)

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

Action 17-95

Moved by Commissioner Johnson, seconded by Commissioner Hoffner, to adjourn into Executive Session at 8:03 p.m. to discuss contractual 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 Gross.

Roll Call: Present: Commissioners Carda, Hoffner, Johnson, Knoff, Maibaum, and Sommer. City

Attorney Den Herder and City Manager Nelson were also present. Absent: Commissioners Ferdig and Miner. Quorum present.

Action 17-96

Moved by Commissioner Carda, seconded by Commissioner Maibaum, to adjourn at 9:03 p.m.

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

Motion adopted.

C.N. Gross
Mayor

ATTEST:

Al Viereck
Finance Officer