

**CHAMBER OF THE BOARD OF CITY COMMISSIONERS
YANKTON, SOUTH DAKOTA
APRIL 24, 2017**

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

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

Action 17-111

Moved by Commissioner Johnson, seconded by Commissioner Carda, to approve the Minutes of the Special Meeting of April 8, 2017, regular meeting of April 10, 2017, and Special Meeting of April 17, 2017.

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

Motion adopted.

Mayor Gross read proclamations declaring May, 2017, as *Bike Month* and April 28, 2017, as *Arbor Day*.

City Manager Nelson submitted a written report giving an update on community projects and items of interest.

Action 17-112

Moved by Commissioner Carda, seconded by Commissioner Hoffner, that the following items on the Consent Agenda be approved:

1. Special Events Dance License
Consideration of Memorandum 17-82 recommending approval of the application from Habitat for Humanity Clay & Yankton Counties:
 - A) Special Events Dance License for June 8, 2017
2. Establishing public hearing for sale of alcoholic beverages
Establish May 8, 2017, as the date for the public hearing on the request for a Special Events RETAIL (on-sale) Malt Beverage and a Special RETAIL (on-sale) Wine dealers License for one day, June 24, 2017, from Mount Marty College, Inc., Mount Marty College Campus, 1105 W. 8th Street, Yankton, South Dakota.
3. Establishing public hearing for sale of alcoholic beverages
Establish May 8, 2017, as the date for the public hearing on the request for a Special Events (on-sale) Liquor License for July 21-22, 2017 from ROCK 'N' RUMBLE, INC. (Michael Carda, President), The block of 3rd Street between Douglas & Capital Street, Yankton, South Dakota.
4. Transient Merchant License
Consideration of Memorandum 17-85 recommending approval of the application from Onward Yankton:
 - A) Transient Merchant License from May-October, 2017
5. Transient Merchant License and Special Events Dance License
Consideration of Memorandum 17-79 recommending approval of the applications from the Harvest Halloween for:

- A) Transient Merchant License October 27-28, 2017;
- B) Special Events Dance License for October 28, 2017

6. Transient Merchant License and Special Events Dance License

Consideration of Memorandum 17-90 recommending approval of the applications from the Rock’N’Rumble for:

- A) Transient Merchant License for July 21-22, 2017;
- B) Special Events Dance License for July 21-22, 2017

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

Motion adopted.

Action 17-113

This was the time and place for the public hearing on the application for a Special RETAIL (on-sale) Liquor License for one day, Friday, May 5, 2017, from Corps of Discovery Welcome Center (Katie Meyer, Executive Director), Lewis & Clark Theatre Company, 328 Walnut, Yankton, South Dakota. (Memorandum 17-80) No one was present to speak for or against approval of the license. Moved by Commissioner Johnson, seconded by Commissioner Ferdig, to approve the license application.

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

Motion adopted.

Action 17-114

Moved by Commissioner Ferdig, seconded by Commissioner Sommer, to approve the request from the South Dakota Kayak Association to allow tent camping by organizers and participants in Riverside Park during the annual South Dakota Kayak Challenge Event on Friday, May 26, 2017.

(Memorandum 17-77)

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

Motion adopted.

Action 17-115

This was the time and place to award the bid for the 10-Yard 14-Foot Dump Body with Hydro Hoist for the Street Department. The following bids were received and opened on April 13, 2017:

Sanitation Products, Inc., Sioux Falls, South Dakota-\$28,588.00; Northern Truck & Equipment, Sioux Falls, South Dakota-\$29,471.00. Moved by Commissioner Carda, seconded by Commissioner Johnson, to award the bid to the low bidder, Sanitation Products, Sioux Falls, South Dakota, in the amount of \$28,588.00. (Memorandum 17-86)

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

Motion adopted.

Action 17-116

The request from the Harvest Halloween Committee Festival for City funding in the amount of \$4,880.00 for hand-washing stations, portable toilets, and production, staging, and event planning was considered. (Memorandum 17-78) Tara Gill and Cathy Clatworthy from the committee were present to answer questions about the request. Moved by Commissioner Carda, seconded by Commissioner Sommer, to approve funding in the amount of \$1,419.00 for the festival.

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

Motion adopted.

Action 17-117

Moved by Commissioner Johnson, seconded by Commissioner Sommer, to adopt Resolution 17-11.
(Memorandum 17-89)

Resolution 17-11
Special Events Parking Request

WHEREAS, the City Commission adopted an Ordinance allowing for no parking designation for special events within the City of Yankton; and

WHEREAS, this Resolution would authorize the City of Yankton to tow vehicles that are parked in the defined are or areas and times specified for Special Events; and

WHEREAS, the Harvest Halloween committee has made a request to enact this no parking zone for Friday, October, 27th beginning at 5:30 PM through Sunday, October, 29th at noon

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the City of Yankton, South Dakota hereby approves the Special Event Parking Request on the block of Walnut from 3rd Street to 2nd Street.

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

Action 17-118

Moved by Commissioner Sommer, seconded by Commissioner Carda, to adopt Resolution 17-13.
(Memorandum 17-83)

Resolution 17-13
Special Events Parking Request

WHEREAS, the City Commission adopted an Ordinance allowing for no parking designation for special events within the City of Yankton; and

WHEREAS, this Resolution would authorize the City of Yankton to tow vehicles that are parked in the defined are or areas and times specified for Special Events; and

WHEREAS, the Rock’N’Rumble committee has made a request to enact this no parking zone for their event on July 21-23, 2017.

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the City of Yankton, South Dakota hereby approves the Special Event Parking Request on 3rd between Capitol and Douglas starting at 10:00 am on Friday, July 21 to allow a stage and event set up. Closure will be until noon on Sunday, July 23.

Closure of 3rd Street from Douglas to the alley beginning at 6am on Saturday, July 22 until noon on Sunday, July 23.

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

Action 17-119

Moved by Commissioner Ferdig, seconded by Commissioner Carda, to approve the request to close both levels of the Meridian Bridge from 2:00 to 4:00 p.m., on Saturday, July 22, 2017, for the Rock’N’Rumble motorcycle parade. (Memorandum 17-84)

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

Action 17-120

Adoption of Resolution 17-12 enacting Special Events Parking for events scheduled in the Meridian District on Thursday nights from May through October, 2017, was considered. (Memorandum 17-88) Molly Grey from the Sandbox was present to answer questions. Moved by Commissioner Sommer, seconded by Commissioner Johnson, to adopt Resolution 17-12.

Resolution 17-12
Special Events Parking Request

WHEREAS, the City Commission adopted an Ordinance allowing for no parking designation for special events within the City of Yankton; and

WHEREAS, this Resolution would authorize the City of Yankton to tow vehicles that are parked in the defined are or areas and times specified for Special Events; and

WHEREAS, the Meridian District has made a request to enact this no parking zone for Thursday nights from the months May-October.

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the City of Yankton, South Dakota hereby approves the Special Event Parking Request on the ½ block of Walnut from 3rd to the alley behind Schramm Architect.

Roll Call: Members present voting “Aye:” Commissioners Carda, Hoffner, Johnson, Maibaum, Miner, Sommer, and Mayor Gross; voting “Nay:” None; Abstaining: Commissioner Ferdig.
Motion adopted.

Commissioner Knoff entered the meeting at this time.

Action 17-121

Moved by Commissioner Johnson, seconded by Commissioner Sommer, to approve the *Agreement Between Owner and Engineer for Professional Services* between the City and HDR Engineering, Inc., Chicago, Illinois, for the Water Purification Facility Expansion Construction Management Services. (Memorandum 17-87)

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

Action 17-122

Moved by Commissioner Carda, seconded by Commissioner Hoffner, to accept the Collector Well Project as complete and to authorize the City Finance Officer to issue a manual check in the amount of

\$456,532.44, to Welfl Construction Corporation, Yankton, South Dakota, as final payment for the project. (Memorandum 17-92)

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

Action 17-123

Moved by Commissioner Johnson, seconded by Commissioner Carda, to approve Change Order No. 1 from Slowey Construction, Inc., Yankton, South Dakota, an increase of \$32,408.75 for a new contract total of \$647,786.00, for the Force Main and Gravity Sewer Project, 2016. (Memorandum 17-93)

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

Action 17-124

Moved by Commissioner Sommer, seconded by Commissioner Hoffner, to approve the application from Rounding 3rd, located at 304 East 3rd Street and 309 Cedar Street, for a Sidewalk Café Permit. (Memorandum 17-91)

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

Action 17-125

Moved by Commissioner Ferdig, seconded by Commissioner Johnson, to adjourn into Executive Session at 7:39 p.m. to discuss legal 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, Ferdig, Hoffner, Johnson, Knoff, Maibaum, Miner, and Sommer. City Attorney Den Herder and City Manager Nelson were also present. Absent: None. Quorum present.

Action 17-126

Moved by Commissioner Johnson, seconded by Commissioner Miner, to adjourn at 7:52 p.m.

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

C.N. Gross
Mayor

ATTEST:

Al Viereck
Finance Officer