

**CHAMBER OF THE BOARD OF CITY COMMISSIONERS  
YANKTON, SOUTH DAKOTA  
November 13, 2017**

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

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

Action 17-324

Moved by Commissioner Gross, seconded by Commissioner Knoff, to approve the Minutes of the regular meeting of October 23, 2017.

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

Motion adopted.

Action 17-325

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

Jessica A Koch-Summer Program-\$313.60; A T & T-Cell Phone Bill-\$276.04; ABM Equipment Supple LLC-Annual Inspection Test-\$2,384.74; Ace Hardware-Parts-\$23.02; AMG Occupational Medicine-DOT CDL Drug Testing-\$94.50; Applied Concepts Inc-Radar Replacement-\$431.00; Auto Unlock Locksmithing-Labor-\$45.00; Auto Value Parts Store-Filters-Brake Cleaner-\$680.98; Autozone-Oxygen Sensor-\$59.98; Avera Sacred Heart Hospital DOT CDL Drug Testing-\$167.00; Backdraft Magazine-Ad For Sac-\$155.00; Bailey/Amy-Promo Materials-\$140.00; Banner Associates Inc-Fill Station-\$2,024.50; Bartlett & West Inc-Lift Station Const-\$5,037.50; Berke-Hanson/Sue-Retirement Reception-\$27.09; Big Friend Little Friend-1/2 Sp Appropriation-\$2,250.00; Black Clover Enterprises LLC headwear-\$453.00; Boller Printing Inc-Books-\$593.00; Bomgaars Inc-Trailer Ball-\$19.48; Brenntag Great Lakes LLC-Chemicals-\$1,742.04; Brock White Company LLC-Concrete Cold Patch-\$1,081.50; Buhls Laundry Cleaners Inc Uniform Alterations-\$36.00; Cedar Knox Public Power District Elect-Oct-\$1,080.45; CEI Enterprises Inc-Repairs-\$1,256.55; Centurylink-Phone-Oct-\$1,289.05; Chamber Of Commerce-Retirement Gift-\$200.00; Chesterman Company-Pop-\$227.46; Cindy Hunhoff-Facade Grant-\$7,586.50; City of Vermillion-Jt Power Cash Trans-\$48,461.00; City of Yankton-Central Garage Rubbish-\$33.00; City of Yankton-Parks-Landfill Charges-\$239.96; City of Yankton-Solid Waste Compacted Garbage-\$11,049.03; City of Yankton-Waste Water Landfill Charges-\$12.00; City Utilities-Water-WW-Charges-\$13,373.29; Cleveland Golf-Golf Clubs-\$6.52; Cole Papers Inc.-Janitorial Supplies-\$280.52; Concrete Material-Concrete-\$15,192.90; Conduent Enterprises Solutions Maint Program Support-\$2,161.62; Conkling Dist/John-Ber-\$845.15; Cornhusker Intl Truck Inc-Wiper Blades-\$206.36; Creative Forms & Concepts-W-2 1099-\$323.67; Credit Collection Service Inc-Ut Collection-Sept-\$22.50; CSI Software LLC-Software-\$1,094.18; Curtis/Anthony-Utility Overpayment-\$88.47; Dakota Beverage Co Inc-Beer-\$283.00; Dakota Custom Turf LLC-Green Aeration-\$2,200.00; Dakota Playground-Ridgeway Park Improvement-\$2,880.00; Dakota Tour-Golf Tour Fees-\$1,526.50; Danko Emergency Equipment-Safety Vests-\$56.25; Dept of Corrections-Doc Work Program-\$1,939.28; Dept of Env & Nat Resources 20051-R1a-106-\$9,705.57; Dept of Environment-Solid Waste Loan-\$26,782.24; Dept of Revenue-Lab Tests-\$1,424.00; Design Solutions-Programming-\$880.00; Dex Media East-Phone Book-\$32.29; Environmental Energy-

Reclaim Oil-\$65.00; Ethanol Products LLC-Co2-\$777.84; Falkenberg Construction-Weed Mowing-\$125.00; Feimer Construction-Maple St 4-6-\$135,724.79; Fejfar Plumbing Inc-Repair Kit-\$20.00; Finance, Dept of-Retail On-Sale Wine-Frun-\$505.00; First Dakota Nat'l Bank Corpfire Station Debt Serv-\$148,145.00; First National Bank-Sales Tax Revenue Bonds \$154,132.50; First National Bank-Ww Refunding Bonds-\$487,681.25; Flannery/Kirt-Officer Stipend-Oct-\$25.00; Flexible Pipe Tool Company-Camera Repair-\$1,192.10; Frederick/Michael-Book-\$25.00; Frick/Adam-Officer Stipend-Oct-\$25.00; Frick/Brian-Officer Stipend-Oct-\$50.00; Frontier Mills Inc-Grass Seed-\$268.42; Geotek Eng & Testing Serv Inc-Water Plant-\$24,710.25; Gerstner Oil Co-Jet Fuel-\$22,415.55; Govt. Finance Officer Assn-Membership Renewal-\$190.00; Graymont Capital Inc-Lime-\$4,609.68; Hartington Tree LLC-Tree Replacement-\$450.00; Hawkins Inc-Chemicals-\$2,367.14; HDR Engineering Inc-Water Treatment Plant Const-\$97,860.19; Hydro Klean-Locator Repair-\$729.00; J&H Care & Cleaning Company-Janitorial Services-\$2,795.00; Jansen Upholstery-Repair Seat-\$490.00; Jebro Inc-Liquid Asphalt-\$72,980.05; Jones Construction/John T-W Plant Const-\$866,054.05; Klines Jewelry-Retirement Gifts-\$202.98; KVHT Radio Station-Ad-\$550.00; Lacroix Law Office-Legal Fees-\$1,622.76; Lewis & Clark Bhs-1/2 Sp Appropriation-\$10,000.00; Lewis & Clark Theatre Co-1/2 Sp Appropriation-\$1,250.00; Mailfinance-Postage-\$576.00; Masonry Components Inc-2nd St Calmers-\$142,059.35; McGlone/Murray & Megan-Refund-\$129.00; MidAmerican Energy-Fuel-Oct-\$1,455.65; MidAmerican Energy-Fuel-Oct-\$526.52; Midwest Tape-Audio Books-\$823.78; Midwest Turf & Irrigation-Irrigation Repairs-\$175.40; Millenium Recycling-Single Stream Fee-\$4,702.25; Moser/Brad-Officer Stipend-Oct-\$25.00; NB Golf Cars Inc-Golf Cart Repairs-\$377.31; Nebraska PGA-Jr Golf Inflatables-\$314.50; Nelson/Amy-ICMA Travel-\$82.00; New Deal Tire LLC-Scrap Tires-\$6,182.00; Northwest Electric-Pool Pump-\$5,959.42; Northwestern Energy-Elect-Oct-\$98,083.53; Northwestern Energy-Sertoma Park Elect Bill-\$265.04; Observer-Ad-\$60.00; Olsons Pest Technicians Inc pest Control-\$140.00; Overhead Door Co-Door Repairs-\$100.00; Parker/Brad R-Boot Allowance-\$117.65; Pathways Shelter For Homeless-Music At The Meridian-\$500.00; Ping-Club Repairs-\$50.33; Polydyne Inc-Chemicals-\$4,180.00; Postmaster-Box Fee-\$88.00; Postmaster-Postage Permit-\$225.00; Press Dakota Mstar Solutions Classified Ad-\$2,161.02; Printing Specialists-Utility Notices-\$165.64; Pro Auto Inc-Towing-\$220.00; Racom Corporation-Radio Access-\$760.96; Reinhart Foods Inc-Entree-\$2,325.79; Ricoh Usa Inc-Printer-\$399.06; Safety Benefits Inc-Registration Fee-\$65.00; Sanitation Products Inc-Red Recycle Carts-\$28,540.26; Sd Redbook Fund-Online Training Subsc-\$20.00; SDML Workers Compensation Fund Work Comp Renewal-\$193,039.00; Serpentix Corporation-Repairs-\$1,533.60; Sheehan Mack Sales & Eq Inc-Pipe-\$219.72; Sioux City Foundry Co-Blades-\$10,612.80; Sioux Equipment Company Inc Annual Fuel Inspection-\$2,735.09; Smith Insurance Inc/MT & RC Notary Fee-\$177.50; South Dakota One Call-Message Fee-\$284.55; Stern Oil Co Inc-Fuel-\$36,046.72; Stockwell Engineers Inc-8th St Summit To Broadway-\$50,670.00; Stockwell Engineers Inc-Mem Pool Master Plan-\$2,482.45; Tempercraft-Merchandise-\$546.49; Thatcher Company-Carbon-\$7,830.00; Thomson Reuters-Local Govt Law-\$643.00; Titan Machinery-Loader Repairs-\$4,504.64; Titleist-Range Balls-\$1,562.49; Todd Inc/Michael-Street Signs-\$3,597.74; Top Notch Window Cleaning-Professional Services-\$100.00; Transportation Dept/S.D.-Pavement Maintenance-\$1,191.43; Tre Environmental Strategies testing-\$650.00; Turfwerks-Parts-\$678.30; Us Post Office-Util-Ut Postage-Oct-\$2,500.00; United States Postal Service postage Meter-Oct-\$860.00; Us Bank Equipment Finance-Copier Lease-\$281.51; Weiss/Janice-Lost Book Refund-\$11.96; Wholesale Supply Inc-Pop-\$162.70; Woehl/Toby-Officer Stipend-Oct-\$25.00; Woods Fuller Shultz & Smith PC Professional Services-\$1,035.00; Xerox Corporation-Copier Lease-\$215.08; Xerox Corporation-Copier Lease-\$1,100.22; Xtreme Inc-Fuel-\$1,233.20; Yankton Area Arts Assn-1/2 Sp Appropriation-\$2,500.00; Yankton Area Convention & Visitors Bureau-1/4 Sp Appropriation-\$97,582.50; Yankton County Auditor-Safety Center Share-\$9,682.44; Yankton County Treasurer-

Taxes-\$350.36; Yankton Fire & Safety Co-Fire Ext For Vehicles-\$332.50; Yankton Redi Mix-Concrete-\$928.00; Yankton School District-33rd Qrt SAC Shared Exp-\$28,097.65; Yankton Vol Fire Department Fire Calls & Drills-\$600.00; Ziegler/William-Officer Stipend-Oct-\$50.00; Al S Oasis Cafe-SDLA Conference-\$73.00; Allied Electronics Inc-Potentiometer-\$42.22; Amazon Mktplace Pmts-DVDs-\$573.13; Amazon.Com-Toner-\$373.61; Amazon.Com Amzn.Com/Bi-Equipment-\$67.02; American-Travel Expense-\$25.00; Appera-Towels-\$341.40; Applebees-K9 Medical Expense-\$33.12; Applied Ind Tech 2189-Uv Circuit Board Repair-\$285.00; Arbor Day Foundation N-Membership Dues-\$35.00; Associated Supply-Controller-\$3,334.07; AT&T-Cellular For Patrol-\$336.00; Baker-Taylor-Books-\$4,811.12; Best Western Hotels -Conference Lodging-\$1,125.43; World Herald Newspaper-Omaha World Herald Subx-\$311.48; Bomgaars-Gloves And Coupler-\$1,239.05; Ook Systems Inc-Library Cards-\$2,265.00; Broadway Chrysler Dodge-Bumper Cover-\$132.53; Bsn\*Sport Supply Group-Adult League Volleyballs-\$294.77; Burger King-Training Expense-\$5.87; Carus Corporation-Phosphate-\$2,472.12; Caseys Ellendale-Training Expense-\$27.80; Caseys Gen Store-Supplies-\$68.20; Caseys Gen Store-Meeting-\$71.97; Cedar Shore Resort Lod-SDLA Conference-\$827.60; Cedar Shore Resort Res-SDLA Conference-\$55.70; Center Point Large Print-Books-\$137.82; Chief Supply Crm-Patrol Equipment Repairs-\$65.79; Christensen Radiator &-Radiator Core & Supplies-\$1,093.52; Clarks Rentals Custom-Equipment Rental-\$260.80; Concrete Materials-Westside Park Supplies-\$1,362.02; Conoco Yankton Conoc-Fuel-\$65.69; Cox Auto Supply-Conveyor Belt Hanger-\$156.78; Crescent Electric-Light Bulbs-\$431.44; Crucial.Com-Equipment-\$167.99; Dayhuff Enterprises Inc-Cleaning Supplies-\$1,059.62; Delight Donuts-Staff Appreciation-\$10.32; Demco-Book Tape & Ill Labels-\$255.06; Desktop Supplies.Com-Postcards-\$231.44; Diane's Greenhouse-Trees-\$599.94; Dx Service-Salt-\$1,527.33; Eberl Iron Works Inc-Metal Driver-\$178.63; Echo Electric Supply-Bulbs-\$78.90; Environmental Express-Glucose Glutamic Acid-\$81.46; Epic Sports,Inc-Aquatic Equipment Rack-\$413.91; Evanced Solutions LLC-Sign Up & Spaces Subx-\$1,112.00; Ezclocks,LLC-Clocks For Weight Room-\$141.73; Facebook-Promotions-\$2.73; Fastenal Company01-Drill Set And Degreaser-\$280.84; FEDEX-Evidence Postage-\$15.25; Fejfar Plumbing-Heater Filters-\$494.00; Franks Trading Post-Training Expense-\$42.87; Fred Haar Company Yank-Mower Repair-\$7.62; Graham Tire-Tire Repair-\$205.47; Gramp's-Fuel-\$497.16; Hach Company-Laboratory Reagents-\$806.90; Hard Drive Central-Copies-\$77.52; Hardees-Training Expense-\$24.35; Hedahls Yankton-Equipment Maintenance-\$19.46; Herbergers-Uniform-\$78.66; Hobby-Lobby-Jane Austen Supplies-\$13.78; Holland Bulb Farms, Ll-Plants-\$73.85; Hy-Vee Gas-Fuel-\$85.21; Hy-Vee-Concessions Gatorade-\$574.64; Im-Pool Noodle Organizer-\$39.90; Independence Waste-Porta Pottys-\$577.85; INTL Code Council Inc-Code Council Exam-\$79.00; Int-Dare Supplies-\$1,709.37; ISU Vet Clinic-Reno K9 Medical Care Eye-\$351.80; Jack's Uniforms & Equipment-Uniforms-\$246.23; JCL Solutions-Sioux Falls-Cleaning Supplies-\$359.35; Junior Library Gui-Bilingual/Spanish Books-\$312.00; Kaiser Refrigeration I-I.R.Air Dryer Repairs-\$530.91; King Buffet Mongolia-Staff Appreciation-\$21.00; Kohls-Uniform-\$80.90; Kopetsky's Ace Hardware-Liquid Sealant-\$465.85; Labstrong Corporation-Filtration-\$191.85; Landscape Garden Center-Plant Supplies-\$40.00; Larsen Carpet-Carpet-\$40.00; Lewis And Clark Ford L-Fuel Pump-\$686.59; M.A.S.A./Sportsadv-Gym Floor Tape-\$398.10; Mackenzie River Grill-Training Expense-\$16.17; Mark S Machinery Inc-Temp Sender-\$688.30; Marriott San Antonio River-ICMA-\$806.49; Max Group LLC-Clocks For Weight Room-\$447.27; McAfee-Computer Protection-\$85.19; Mead Lumber Yankton-Bridge Mural-\$1,116.76; Menards Yankton SD-Screen & Paneling-\$1,567.09; Midwest Laboratories-Monthly Nutrients-\$107.56; Midwest Turf & Irrigat-Equipment Repair-\$1,021.38; Northern Tool-Shop Supplies-\$210.59; Northern Tool Equip-Gbt Power Washer-\$1,171.41; Northtown Automotive-Sender And Module Kits-\$163.65; Olive Garden-Training Expense-\$16.11; Olson's Pest Technician-Contracted Services-\$109.00; One Office Solution-Labels-\$87.32; O'Reilly Auto-Antifreezes-\$506.50; OTC Brands,Inc.-

Story Time Program-\$42.87; Overdrive Dist-Ebooks-\$1,787.25; Paypal-Aed Battery-\$142.25; Paypal-Radio Chargers-\$28.88; Paypal-Radios-\$835.60; Pbi-Postage Meter Lease-\$154.00; Phillips Ave Diner-Court Expense-\$50.47; Phillips 66 Docs Sto-K9 Medical Care Fuel-\$44.82; Power Systems-Workout Bands-\$76.10; Rrandomhouse-CD Books-\$270.00; Push Pedal Pull-Corpor-Equipment Repair-\$290.00; Quill Corporation-Payroll Labels-\$82.99; Rayallen.Com-K9 Deployment System-\$1,259.99; Red Cross Store-Lifeguard Training-\$214.71; Riverside Hydraulics,-Hose And Ends, O-Rings-\$257.33; Rodeo Bar DFW-Travel Expense-\$10.28; Roll'n Pin Restaurant-Travel Expense-\$12.94; Ron's Auto Glass-Caprice Window-\$110.00; Rothhammer Internation-Water Steps-\$524.31; Royal Sport Shop-Fundraiser Supplies-\$9.20; SD Firefighters Association-Registration-\$150.00; Sears Roebuck 2402-Uniform-\$38.31; Hell Oil-Training Fuel-\$27.19;Shell Oil-Fuel-\$42.29; Shell Oil 57445622400-Fuel-\$37.19; Sherwin Williams 70301-Traffic Paint-\$267.61; Shur-Co Outlet service-Tarp,Tarp Supplies,Pipes-\$1,151.80; Sioux Equipment Inc-Shop Supplies-\$140.34; Sioux Gateway Parking-Travel Expense-\$53.75; South Point Hotel And Casino-NFAA-\$352.56; Springhill Suites Norl-Travel Expense-\$880.08; Squ-Cop Cards-\$2,736.00; Usborne Books-Books-\$98.93; State Hygienic Lab-Source Water Testing-\$493.00; Subway 00111021-Meeting-\$60.09; Sushi Masa-Meeting-\$90.66; Tabor Lumber Cooperation-Chemicals-\$2,206.58; Taco Bell-Training Expense-\$6.62; Taco Johns-Training Expense-\$8.68; Taco Johns-Court Trial Expense-\$13.93; Taxi Svc New Orleans-Travel Expense-\$43.20; Tea Ace-Shop Supplies-\$9.58; Tessman Company Sioux-Chemicals-\$785.00; The UPS Store-Postage-\$128.44; Tjmaxx-Uniform-\$27.67; TMA Yankton-Tires-\$5,418.64; Tuff Go-Tree Guards-\$1,983.06; Two Way Direct-Batteries-\$194.75; Ugly Dog Saloon & BBQ-Travel Expense-\$19.50; USA Blue Book-Repair Parts-\$575.75; UPS-Evidence Postage-\$20.88; Viddler Inc-Video Hosting-\$40.97; VWR International Inc-Lab Supplies-\$950.87; Vzwrllss\*My Vz Vb P-Internet Access-\$516.16; Wal-Mart-Fundraiser Supplies-\$518.51; Walgreens-K9 Reno Prescription-\$50.87; Wingate By Wyndham-Training Expense-\$245.70; Wal-Mart Supercenter-DVDs-\$613.53; WW Grainger-Light Bulbs-\$307.42; Yankton Area Chamber of Commerce-Conference-\$52.00; Yankton Medical Clinic-Firefighter Physicals-\$3,784.50; Yankton Winnelson Co-Sump Pump-\$360.42; Zimco Supply Co-Chemicals-\$867.50;

**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.

Dan Klimisch, Chairman of the James River Water Development District introduced himself and gave a short explanation of their services.

#### Action 17-326

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

1. Work Session

Setting date of November 27, 2017, at 6:00 pm in Room #114 of the Regional Technical Education Center for the next work session of the Yankton City Commission to discuss Fox Run Golf Course.

2. Alley Assessment, set public hearing

Consideration of Memorandum #17-232 and Resolution #17-59, recommending that November 27, 2017, be established as the date for a public hearing on the alley assessment for 13<sup>th</sup> Street to 14<sup>th</sup> Street between Pearl Street & Picotte Street.

3. Possible Quorum Event  
December 8, 2017, for City of Yankton Christmas party, no official commission action
4. Setting date for Planning Advance  
Setting date of January 20, 2018 for the Planning Advance Session of the Yankton City Commission, alternate date would be January 13, 2018.
5. Fireworks Request by Holiday Lights Committee  
Consideration of Memorandum #17-242 regarding request to shoot small fireworks show
6. Mayor's Appointment to Joint Powers Board  
Consideration of Memorandum #17-239 recommending approval of the Mayor's Appointment to Joint Powers Board due to resignation.
7. Mayor's Appointment to BID Board  
Consideration of Memorandum #17-240 recommending approval of the Mayor's Appointment for City Commissioner to BID Board.
8. Peddler's License Application  
Consideration of Memorandum #17-244 recommending approval of an application for a Peddler's License for Edward Jones Company to go house-to-house to offer services as a Financial Advisor.
9. Establish public hearing for transfer of location – On-Off Sale Wine  
Establish November 27, 2017, as the date for the public hearing on the request for the transfer of location of a Retail (on-off sale) Wine License for January 1, 2018, to December 31, 2018, from Willa B's LLC, d/b/a Willa B's LLC (Chauntel Wright, Partner) 215 W. 3<sup>rd</sup> Street, Suite A to 114 Douglas Ave., Suite 2, Yankton, SD.
10. Establish public hearing for transfer of location-On-Off Sale Malt Beverage  
Establish November 27, 2017, as the date for the public hearing on the request for the transfer of location of a Retail (on-off sale) Malt Beverage License for July 1, 2017, to June 30, 2018, from Willa B's LLC, d/b/a Willa B's LLC (Chauntel Wright, Partner) 215 W. 3<sup>rd</sup> Street, Suite A to 114 Douglas Ave., Suite 2, Yankton, SD.
11. Establish public hearing for sale of alcoholic beverages – Special Event  
Establish November 27, 2017, as the date for the public hearing on the request for the Special Events RETAIL (on-sale) Liquor License for 1 day, January 13, 2018, from Boomer's Inc., (Gary W. Boom, President) d/b/a Boomer's Lounge, NFAA, 800 Archery Lane, Yankton, South Dakota.

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

#### Action 17-327

This was the time and place for the public hearing on the application for a Special Events (on-sale) Liquor License for December 8, 2017 from Minerva's Grill and Bar, (Janelle Wieseler, Sales & Catering Director) d/b/a Minerva's Grill & Bar, NFAA, 800 Archery Lane, Yankton, South Dakota. (Memorandum 17-236) No one was present to speak for or against approval of the license application. Moved by Commissioner Knoff, seconded by Commissioner Gross, to approve the license.

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

#### Action 17-238

This was the time and place for the public hearing on the applications for Alcoholic Beverage Licenses

for the 2017-18 licensing period. (Memorandum 17-237). Moved by Commissioner Miner, seconded by Commissioner Gross, to approve the renewal of the following licenses.

RETAIL (ON-SALE) LIQUOR-FULL SERVICE RESTAURANT

Czeckers, Inc., d/b/a Czeckers, Inc., 407 Walnut St.; Bernard Properties, LLC, d/b/a Riverfront Events Center & Emporium, 121-113 W. 3<sup>rd</sup> St.

RETAIL (ON-SALE) LIQUOR

Hanten, Inc., d/b/a Ben's Brewing Company, 222 W. 3<sup>rd</sup> St.; Black Steer, Inc., d/b/a The Black Steer, 300 E. 3<sup>rd</sup> St.; Boomer's, Inc., d/b/a Boomer's Lounge, 100 E. 3<sup>rd</sup> St.; B.P.O. Elks Lodge 994, 504 W. 27<sup>th</sup> St.; Hillcrest Golf-Country Club, 2206 Mulberry St.; JoDeans Corp., d/b/a JoDeans, 2809 Broadway Ave.; WR Capital I, LLC, d/b/a Minerva's Grill & Bar, 1607 E. Hwy 50, Suite A; Dayhuff Enterprises, Inc., d/b/a MoJo's Pizza & Spirits, 102-104 E. 3<sup>rd</sup> St.; Dayhuff Enterprises, Inc., d/b/a O'Malley's Bar, 204 W. 3<sup>rd</sup> St.; Drotzmann & Portillo, LLC d/b/a Rounding 3<sup>rd</sup> Bar & Casino, 304 W. 3<sup>rd</sup> St.; Bernard Properties, LLC, d/b/a The Brewery, 200-204 Walnut St.; Flusswerks, LLC, d/b/a The Landing, 104 Capital St.; Upper Deck, Inc., d/b/a Upper Deck, 311-315 Broadway Ave.; VFW Post 791, 209 Cedar St.; Walnut Tavern, Inc., 100 W. 3<sup>rd</sup> St.; Yankton Bowl, Inc., 3010 Broadway Ave., & Suite 1; Dayhuff Enterprises, Inc., d/b/a Zebra Club & Cockatoo Bar, 106-112 E. 3<sup>rd</sup> St.

PACKAGE (OFF-SALE) LIQUOR

Cork 'N Bottle, Inc., d/b/a Cork 'N Bottle, 1500 Broadway Ave.; The Fox Stop, Inc., d/b/a The Fox Stop, 1316 W. 30<sup>th</sup> St.; Hy-Vee Food Stores, Inc., d/b/a Hy-Vee Wine & Spirits, 2100 N. Broadway Ave.; SHREE LLC, d/b/a JR's Oasis, 2404 E. SD Hwy 50; Annis Properties, Inc., d/b/a Patriot Express 02, 100 E. 4<sup>th</sup> St.; Annis Properties, Inc., d/b/a Prairie Pumper, 909 Broadway Ave.; ZACCON, Inc., d/b/a Roadrunner Convenience Mart, 300 W. 23<sup>rd</sup> St.; Theresa Wick d/b/a Sportsman's, 901 Broadway Ave.; Wal-Mart Stores, Inc., d/b/a Wal-Mart Store #1483, 3001 Broadway Ave.; Yankton Drug, Inc., d/b/a Yankton Drug Co., 109 W. 3<sup>rd</sup> St.; Dayhuff Enterprises, Inc., d/b/a Zebra Club & Cockatoo Bar, 106-112 E. 3<sup>rd</sup> St.

RETAIL (ON-OFF SALE) WINE

YC Library, LLC, d/b/a Capitol Street Pub, 401 Capitol St.; Charlies Pizza House, Inc., d/b/a Charlie's Pizza House, 804 Summit St.; Cheers Bar & Grill, LLC, d/b/a Cheers Bar & Grill, LLC, 310 Walnut St.; Czeckers, Inc., d/b/a Czeckers Inc., 407 Walnut St.; El Tapatio Family Mexican Restaurant, 2502 Fox Run Parkway; City of Yankton, d/b/a Fox Run Golf Course, 600 W. 27<sup>th</sup> St.; The Fox Stop, Inc., d/b/a The Fox Stop, 1316 W. 30<sup>th</sup> St.; SYMS, LLC, d/b/a Holiday Inn Express, PO Box 113; ADDAR INC. d/b/a Luigi's Italian Restaurant, 1208 Broadway Ave.; San Jose, Inc., d/b/a Mexico Viejo, 1809 Broadway Ave.; A'viands, LLC, d/b/a Mount Marty College, 1105 W. 21<sup>st</sup> St; TST, Inc., d/b/a Phinney's Pub & Casino, Yankton Mall; RB Beer & Burgers, LLC d/b/a RB Beer & Burgers, 2901 Broadway Ave. Suite C; Morgen, LLC, d/b/a South Point Gaming Lounge, 1101 Broadway Ave., Suite 109; Tokyo Japanese Cuisine of Ykt, Inc. d/b/a Tokyo Japanese Cuisine, 2007 Broadway Ave. Ste. J; Wal-Mart Stores, Inc., d/b/a Wal-Mart Store #1483, 3100 Broadway Ave.; Walgreen Co. d/b/a Walgreen #9806, 2020 Broadway Ave.; Willa B's LLC d/b/a Willa B's, 215 West 3<sup>rd</sup> St.

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

Motion adopted.

Action 17-329

Moved by Commissioner Knoff, seconded by Commissioner Gross, to approve payment of the 2017 Cold Applied Plastic Pavement Marking Installation Project in the amount of \$44,084.50 due to completion. (Memorandum 17-231)

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

Motion adopted.

Action 17-330

Moved by Commissioner Knoff, seconded by Commissioner Moser, to approve the Agreement with the SDDOT for the West City Limits Road railroad crossing replacement, and authorize the City Manager to sign all documentation as it relates to said project. (Memorandum 17-233)

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

Motion adopted.

Action 17-331

Moved by Commissioner Knoff, seconded by Commissioner Miner, to approve the Walnut Street from 2<sup>nd</sup> Street to 4<sup>th</sup> Street design, as presented at the October 23, 2017 City Commission Work Session.

(Memorandum 17-234)

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

Motion adopted.

Action 17-332

Moved by Commissioner Knoff, seconded by Commissioner Johnson, to approve the completed reconstruction on West City Limits Road and payment to Masonry Components, Inc. in the amount of \$22,161.67. (Memorandum 17-245)

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

Motion adopted.

Action 17-333

Moved by Commissioner Miner, seconded by Commissioner Gross, to approve the completed reconstruction on 21<sup>st</sup> Street from Summit Street to the RR crossing and authorize payment to Masonry Components, Inc., in the amount of \$10,654.29. (Memorandum 17-249)

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

Motion adopted.

Action 17-334

Moved by Commissioner Johnson, seconded by Commissioner Gross, to approve the completed reconstruction on 25<sup>th</sup> Street from Douglas Avenue to Mulberry Street and authorize payment to Masonry Components, Inc. in the amount of \$3,455.50. (Memorandum 17-247)

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

Motion adopted.

Action 17-335

Moved by Commissioner Knoff, seconded by Commissioner Moser, to adopt Resolution 17-60. (Memorandum 17-241)

**RESOLUTION 17-60**

**Request for Special Events Parking Ordinance 933 to be in place during Yankton Holiday Festival of Lights**

**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 Holiday Festival of Lights Committee has made a request to enact this no parking zone for their event on November 30, 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 3<sup>rd</sup> Street from Capitol to Cedar to be closed from 3:00 pm to 9:00 pm on November 30, 2017.

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

Action 17-336

Moved by Commissioner Johnson, seconded by Commissioner Miner, to adopt Resolution 17-61. (Memorandum 17-243)

**RESOLUTION 17-61**  
**Surplus Property**

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

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

SURPLUS PROPERTY TO BE SOLD VIA SEALED BID AUCTION

2008 Chevrolet Silverado Pickup VIN 3GCEK13358G255861 with failed engine

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

Action 17-337

Moved by Commissioner Knoff, seconded by Commissioner Miner, to approve the Addendum to Collective Bargaining Agreement. (Memorandum 17-246)

**Roll Call:** Members voting “Aye:” Commissioners Gross, Knoff, Maibaum, Miner, Hoffner; voting “Nay:” None; Abstaining: Commissioners Johnson and Moser.

Motion adopted.

Action 17-338

Moved by Commissioner Knoff, seconded by Commissioner Gross, to adopt Resolution 17-62. Dale Hebda of Hebda Farms stated his opposition. (Memorandum 17-248)

**RESOLUTION 17-62**  
**A Resolution Supporting Agriculture**



**WHEREAS**, Agriculture is a vital component of the economy of Yankton County and the City of Yankton, and

**WHEREAS**, Production Agriculture adds value to our economic system, when done in a safe and sustainable way, which includes complying with all laws and regulations, as well as taking advantage of farming technology, and

**WHEREAS**, the economies of scale in farming operations necessitate larger animal operations, which add not only additional real estate tax revenues, but allow local farmers to grow and prosper, and

**WHEREAS**, large scale production can create opportunity and diversity for family farms, and create another resource through value-added agriculture, and

**WHEREAS**, encouraging development of large farming operations does not diminish the value and importance of small scale or organic farming, which are also a vital part of the agricultural industry, and

**NOW, THEREFORE BE IT RESOLVED** by the Board of City Commissioners of the City of Yankton, South Dakota, to support the development of safe and sustainable agriculture, both large and small, in Yankton County.

**Roll Call:** Members voting “Aye:” Commissioners Gross, Knoff, Maibaum, Moser, Johnson; voting “Nay:” Commissioner Hoffner; Abstaining: Commissioner Miner.  
Motion adopted.

Action 17-339

Moved by Commissioner Knoff, seconded by Commissioner Maibaum, to adjourn at 7:32 p.m.

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

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Jake Hoffner  
Mayor

ATTEST:

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Al Viereck  
Finance Officer