

**CHAMBER OF THE BOARD OF CITY COMMISSIONERS
YANKTON, SOUTH DAKOTA
October 8th, 2018**

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

Roll Call: Present: Commissioners Benson, Carda, Ferdig, Gross, Hoffner, Maibaum, Miner and Moser. City Attorney Den Herder and City Manager Leon were also present. Absent: None. Quorum present.

Action 18-281

Moved by Commissioner Gross, seconded by Commissioner Miner, to approve the Minutes of the work session on September 24th, 2018 and the Minutes of the regular meeting of September 24th, 2018.

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

Motion adopted.

Action 18-282

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

Ace Hardware-Parts-\$17.76; ALS-Chemicals-\$2,947.20; Auto Value Parts Store-Filters-\$336.56; Avera Sacred Heart Hospital-ER Appointment-\$820.00; Axon Enterprise-Ammunition-\$2,520.00; Bartlett & West-Gravity Sewer Design-\$13,574.07; BJ Upholstery-Pool Repairs-\$300.00; Boller Printing-Warning Tickets-\$530.00; Border States Electric Supply-8th St-Linn To Summit-\$10,877.00; Brock White Company-Crack & Joint Seal Machine-\$47,784.58; Buhls Laundry Cleaners-Repair Uniform-\$20.00; Capitol Smoke-Entree-\$150.00; CashWa Distributing-Entree-\$336.59; Cedar Knox Public Power Dist-Electricity-\$977.67; Centurylink-Phone-\$1,283.43; Chamber Of Commerce-Retirement Gift-\$100.00; Chesterman Company-Pop-\$340.16; City Of Vermillion-Jt Power Cash Trans-\$69,460.98; City Of Yankton/Central Garage-Landfill Charges-\$18.00; City Of Yankton/City Hall-Landfill Charges-\$12.00; City Of Yankton/Parks-Landfill Charges-\$291.39; City Of Yankton/Solid Waste-Compacted Garbage-\$11,957.02; City Of Yankton/Water-Landfill Charges-\$27.08; City Utilities-Water-WW Charges-\$29,912.49; Cole Papers-Janitorial Supplies-\$148.45; Conduent Enterprises Solutions-Program Support-\$2,138.00; John A Conkling Dist-Beer-\$902.65; Core Engineering & Consulting-Testing-\$467.40; Cornhusker Intl Truck-Brakes-\$251.04; Country Pride Cooperative-Fuel-\$24,505.40; Credit Collection Service-Utility Collection-\$293.50; D & G Concrete Const-WCLR Construction-\$305,081.18; Dakota Beverage-Beer-\$1,129.80; Dakota Pump-Plaza Bridge Repair-\$1,917.58; Danko Emergency Equipment-Repairs-\$48.95; Department Of Revenue-Lab Tests-\$517.00; Dept Of Corrections-Doc Work Program-\$2,200.65; Detco-Chemicals-\$1,834.90; Dockendorf Equipment-Cathodic Testing-\$525.05; Dude Solutions-Software-\$7,500.00; Ethanol Products-Co2-\$1,505.52; Falkenberg Construction-Vegetation-\$1,535.00; Feimer Construction-Walnut 2nd To 4th-\$469,904.03; Fejfar Plumbing-Repairs-\$238.58; Ed M Feld Equipment-Repairs-\$600.00; Flannery/Kirk-Officer Stipend-\$25.00; Fox Run Golf Course-Petty Cash-\$784.00; Frick/Adam-Officer Stipend-\$25.00; Frick/Brian-Officer Stipend-\$65.00; Frontier Mills-Grass Seed-\$458.94; Geotek Eng & Testing Serv-Water Purification Fac-\$8,497.00; Gerstner Oil-Jet Fuel-\$22,491.27; Graymont Capital-Lime-\$18,778.76; Greatlife Golf & Fitness-Management Fees-\$14,969.00; Hawkins-Chemicals-\$19,023.36; Hillcrest Proam-Advertisement-\$100.00; J & H Care-Janitorial Services-\$3,900.00; Jebro-Liquid Ashpalt-\$55,332.00; John T Jones Construction-Water Plant Cons-\$1,810,321.83; Kadrmas Lee & Jackson-Engineering Services-\$5,180.20; Kaiser Heating

& Cooling-Heater-\$3,698.99; KDLT-Advertising-\$1,180.00; Kellen & Streit-Gravel-\$1,401.96; Klins Jewelry-Retirement Gift-\$97.49; Koletzky Implement-Ac Repairs-\$1,076.65; KYNT-Advertising-\$275.40; Larrys Heating & Cooling-Repairs-\$163.00; Marks Machinery-Skid Steer-\$38,578.65; Mcgrath North Mullin & Kratz-Professional Services-\$2,220.00; Midamerican Energy-Fuel-\$2,087.86; Midamerican Energy-Fuel-\$1,181.61; Midwest Alarm Company-Fire Alarm Monitor-\$156.00; Midwest Striping-Lights-\$300.00; Millenium Recycling-Single Stream Fees-\$2,515.20; Moser/Brad-Officer Stipend-\$25.00; SD Motor Vehicle Dept-Title And License-\$21.20; Mr Golf Car-Golf Car Rentals-\$300.00; Mw Auto & Towing-Police Tow-\$80.00; NB Golf Cars-Cart Repairs-\$268.93; Nebraska Journal Leader-Advertisement-\$29.95; Northwestern Energy-Elect-\$69,563.57; Northwestern Energy-Tree Removal-\$23,485.12; Observer-Advertisement-\$60.00; Overhead Door-Repairs-\$464.57; Pepsi Cola-Pop-\$209.63; Pham/Arnold-Refund-\$53.26; Pied Piper Flowers-Refund-\$54.24; Power Source Electric-Repairs-\$180.20; Press Dakota MStar Solutions-Classified Ads-\$1,254.87; Racom Corporation-EDACS Access-\$972.83; Reinhart Foods-Entree-\$1,828.57; Riverfront Communications-Speaker System-\$2,379.89; Rons Auto Glass Repair-Repairs-\$35.00; Sanitation Products-Refuse Body-\$69,192.61; SD Redbook-Online Subscription-\$60.00; SDPRA-Conference-\$560.00; Sherwin Williams Co-Traffic Paint-\$779.85; Sioux Falls Two Way Radio Svs-Camera Repair-\$220.49; Slowey Construction-8th Improvements-\$539,554.41; South Dakota One Call-Message Fee-\$254.10; South Dakota Planners Assn-SDPA Annual Conference-\$180.00; Stockwell Engineers-Construction Inspection-\$12,446.90; Stockwell Engineers-Gravity Sewer-\$3,045.10; Tastee Treet Drive In-Facade Grant-\$2,700.00; Transource-Hose-\$478.34; SD Transportation Dept-Inspection-\$928.79; Truck Trailer Sales-Dot Inspections-\$3,491.01; Turtle Tracks-Ballistic Vests-\$3,920.00; Us Post Office-Utility Postage-\$1,400.00; United Parcel Service-Postage-\$173.76; United States Postal Service-Postage Meter-\$805.00; Us Bank Equipment Finance-Copier Lease-\$349.38; Us Bank Spa Lockbox-Drinking Wtr-\$26,540.16; Wage Works-FSA/Flex Service Fee-\$135.00; Walts Homestyle Foods-Candy-\$145.00; Watchguard Video-Body Cameras-\$43,547.00; Water & Env Eng Research Ctr-Water Testing-\$244.00; Wholesale Supply-Candy-\$52.55; Williams & Company-Audit-\$7,485.00; Winning Mind-Leadership Training-\$7,000.00; Woehl/Toby-Officer Stipend-\$25.00; Xerox Corporation-Copier Lease-\$409.17; Xerox Corporation-Copier Lease-\$2,215.80; Xtreme Car Wash-Police Car Washes-\$403.00; Yankton Baseball Assn-Field Maintenance-\$3,600.00; Yankton Fire & Safety-Recharge & Repair Ext-\$37.50; Yankton Medical Clinic-CDL Random Drug Screens-\$76.00; Yankton Redi Mix-Concrete-\$715.00; Yankton Vol Fire Department-Aug/Sep Fire Calls/Drill-\$1,390.00; Ziegler/William-Officer Stipend-\$50.00; Adobe-Computer Services-\$53.24; Adobe-Contracted Service-\$31.94; Airport Shuttle-Travel Expense-\$88.00; Als Oasis Cafe-Travel Expense-\$125.16; Alfa Laval-GBT Hydraulic Pump-\$1,382.28; ALG Air-Flight For Training-\$264.00; Amazon-Office Supplies-\$13.83; Amazon-Beverage Dispensers-\$253.84; Amazon-Office Supplies-\$41.52; Amer Soc Civil Enginee-ASCE Membership-\$255.00; American-Travel Expense-\$611.80; Amazon-Event Supplies-\$394.08; Amazon-Books-\$74.55; Amazon-Office Supplies-\$10.06; Amazon-Office Supplies-\$42.62; Amazon-Seed Library-\$1.95; Appera-Towels-\$503.95; ARC Services/Training-Red Cross-\$36.00; Associated Supply-Park Supplies-\$3,682.50; AT&T-Cell Phone-\$373.46; AT&T-Phone/Data Bill-\$410.70; Automatic Building-Fire Detector Repair-\$308.16; Autozone-Wiper Blades-\$137.83; Baker Taylor-Books-\$3,169.63; BH Whipple Bldg-Training Expense-\$15.82; Bizco Technologies-Vehicle Repair-\$55.00; Bomgaars-Saw/Saw Blade-\$1,433.33; Jons Inteqps-Fuel-\$53.48; Broadway Chrysler-Truck Repair-\$99.99; Bsn Sports-Tennis Nets-\$163.79; Buhl Cleaners-Towels-\$93.00; Burger King-Travel Expense-\$7.36; Burger King-Travel Expense-\$4.72; Burger King-Travel Expense-\$9.02; Carid.Com-Range Supplies-\$72.50; Carus Corporation-Phosphate-\$1,324.35; Caseys Gen Store-Range Supplies-\$73.79; Castaways-Training Expense-\$28.48; Nitro Pdf-Pdf Software-\$127.20; Cenex-Travel Expense-\$85.28; Cenex-JRWDD Aberdeen Meeting-

\$33.22; Center Point-Large Print Books-\$268.44; Charge.Prezi.Com-Software-\$118.00; Cheyenne Crossing-Travel Expense-\$93.35; China Express-Travel Expense-\$10.43; Clarks Rentals Custom-Equipment Rental-\$121.25; Coffee Cup-Travel Expense-\$80.80; Concrete Materials-Concrete-\$166.50; Conoco-Travel Expense-\$97.24; Conoco-Training Expense-\$38.12; Core & Main-Flusher Truck Connection-\$1,467.24; Country Inn-Training Lodging-\$511.92; Cox Auto Supply-Air Filter-\$533.44; Crescent Electric-Supplies-\$959.58; Rowne Plaza-APWA Lodging-\$1,226.82; Dayhuff Enterprises-Janitorial Supplies-\$1,032.09; Demco-Book Bags-\$297.56; Diamond Mowers-Equipment Repairs-\$314.78; Dollar Tree-Program Supplies-\$13.00; Echo Electric Supply-Cable-\$211.71; Embroidery & Screen Works-Water Bottles-\$825.29; Exxonmobil-Travel Expense-\$57.72; Exxonmobil-Travel Expense-\$42.62; Facebook-Advertisement-\$21.53; Fastenal-Aeration Pump Repairs-\$888.32; Fedex-Postage-\$25.34; Firesafeedu-Fire Extinguishers-\$398.00; Firesmartpromos.Com-Plastic Fire Helmets-\$374.97; USA Today-Subscription-\$278.19; Global Industrial-Equipment-\$211.83; Grafix Shoppe-Decals For Cso Pickup-\$204.90; Graham Tire-Equipment Repair-\$372.46; Grainger-Janitorial Supplies-\$237.12; Hach Company-Lab Supplies-\$1,855.89; Hardees-Travel Expense-\$25.03; Harding Glass-Repairs-\$83.00; Hawkins-Treatment Chemicals-\$8,271.00; Hobby Lobby-Craft Night Supplies-\$75.41; Hp Direct-Pc-\$1,187.50; HyVee-Entree-\$1,065.42; Powers Port A-Porta Pots-\$2,965.00; Internation-Learning-\$149.00; Itoutletinc-Ups Batteries-\$367.43; Jacks Uniforms-Uniforms-\$1,102.39; JCL Solutions-Cleaning Supplies-\$1,421.72; Jimmy Johns-Travel Expense-\$21.78; Jodeans Steak House-Meeting-\$28.80; Metrofax-Fax Service-\$7.95; Kaiser Refrigeration-Equipment Repair-\$638.53; Knuckle Saloon-Travel Expense-\$21.00; Kohls-Uniform Allowance-\$241.92; Kopetskys Ace-Hardware-\$632.97; Labstrong Corporation-Lab Still Heat Element-\$682.69; Lakeview Sinclair-Travel Expense-\$71.73; Lee St. Station-Travel Expense-\$39.94; Lewis And Clark Ford-Wheel Bearing Repair-\$949.06; Lion Group-Pilot Assembly-\$207.00; Macaroni Grill-NRPA Conference-\$26.74; Maki Of Japan-Training Expense-\$8.16; Marks Machinery-Bobcat Repairs-\$1,325.39; McDonalds-Leadership Conference-\$9.65; Mead Lumber-Range Equipment-\$276.74; Med Vet-Sharp Containers-\$412.00; Menards-Communications Supplies-\$1,210.29; Mexico Viejo-Staff Appreciation-\$71.20; Midwest Laboratories-Ww Nutrient Testing-\$194.12; Midwest Turf & Irrig-Equipment Supplies-\$911.06; National Society-Nspe Membership Dues-\$299.00; NFPA Natl Fire Protect-Membership Dues-\$265.04; NIHCA-Contracted Service-\$99.00; Noodles & Co-Travel Expense-\$22.58; Northtown Automotive-Mode Control Actuator-\$1,105.76; Office Depot-Printer-\$199.99; One Office Solution-Office Supplies-\$188.51; OReilly Auto-Brake Pads And Rotors-\$719.57; Overdrive Dist-Ebooks-\$2,130.31; Overhead Door-Building Repair-\$116.00; Palace Adv Room Dep-Training Lodging-\$79.37; Service Master-Patrol Vehicle Cleaning-\$50.59; Beach Audio-Printer Repair-\$113.38; Proj Lamps-Projector Lamp-\$148.50; Refurbupsco-Server Ups Batteries-\$113.99; Perkins-Meeting Expense-\$30.00; Pilot-Travel Expense-\$82.44; Prandomhouse-Audio Books-\$534.75; Public Agency Training-Training/Certification-\$625.00; Quill Corporation-Office Supplies-\$98.06; Rapid City Journal-Newspaper Subscription-\$412.16; Rayallen-K9 Equipment-\$156.98; Redrossa Italian Grill-Nasa Meeting-\$23.35; Riverside Hydraulics-Cylinder-\$551.06; Golfworks-Equipment Repair-\$125.97; Royal Sport Shop-Office Supplies-\$26.53; Rubbercal-Skirtboard-\$798.41; Shell Oil-APWA Travel Expense-\$14.66; Shell Oil-Training Expense-\$34.21; Sherwin Williams-Park Supplies-\$349.85; Shurco-Tarp-\$851.51; Shurco-Tarp Stops-\$286.90; Bolo Stick-School Security Bolts-\$89.00; Superior Tech-Park Supplies-\$1,924.00; SD Water & Waste-Water/WWater Conference-\$764.00; Baba Cab-NRPA Conference-Cab Fare-\$51.06; Squarespace-Publishing-\$164.00; Sturdevants-Reman Starter-\$365.56; Super 8-Lodging-\$318.00; Taco Bell-Nasa Meeting-\$5.66; Tavern On South-NRPA Conference-\$32.71; Tessman Company-Chemicals-\$839.39; The Fox Stop-Supplies-\$42.45; The Lodge At Deadwood-Travel Expense-\$2,014.56; The Star Tribune-Star Tribune Newspaper-\$527.80; Ups Store-Wet Test

Ship-\$702.99; TMA-Tires-\$2,377.68; Topgearautosport-CSO Truck Parts-\$233.58; Tractor Supply Co-Equipment Repair-\$22.47; Trainingcenter/Hrcerti-Training-\$298.00; Transource Truck-Socket-\$328.63; Travelocity-Travel Expense-\$2,150.14; Truck Trailer Sales-Starter-\$465.25; Camilles Sidewalk-Travel Expense-\$8.86; Turfwerks-Equipment Supplies-\$234.56; Us Plastic Corp-Biosolids Supplies-\$112.89; USA Blue Book-Repair Parts-\$3,193.17; USPS Po-Postage-\$32.35; Yanktonrodctr-Register Deeds-\$62.50; Victorias Garden-Professional Services-\$211.94; Viddler-Video Hosting-\$40.56; Vistaprint-Business Cards-\$36.97; VWR International-Lab Staining-\$61.64; Wahlburgers-Training Expense-\$12.90; Walmart-DVDs-\$587.24; Walmart-Program Supplies-\$84.33; Walgreens-Recreation Supplies-\$8.88; Watts Premier-Water Filter-\$4.31; Wayfair-Furniture-\$894.13; Wild Water Car Wash-Vehicle Maintenance-\$3.00; Wm Supercenter-Fruit For Friday-\$314.53; Yankton Chamber-YAPG Quarterly Meeting-\$60.00; Yankton Medical Clinic-Physical Exams-\$1,484.00; Yankton Nurseries-Playground Repair-\$40.00; Yankton Winnelson-Aeration Pump Regulators-\$524.59; Zimco Supply-Chemicals-\$2,312.00; Zumba Fitness-Zumba Recertification-\$360.00

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

Motion adopted.

Administration \$41,050.99; Finance \$32,565.13; Community Development \$23,331.53; Police/Dispatch \$175,356.86; Fire \$12,089.70; Engineering / Sr. Citizens \$41,252.78; Streets \$44,408.74; Traffic Control \$3,537.98; Library \$27,269.15; Parks / SAC \$64,718.00; Marne Creek \$7,419.96; Water \$38,162.63; Wastewater \$37,234.72; Cemetery \$4,586.28; Solid Waste \$18,105.43; Landfill / Recycle \$15,818.39; Golf Course \$21,689.80; Central Garage \$7,361.70

New Hires: Amy Clare \$1,499.54 Bi-Wk – Library; Hunter Hallock \$9.50 hr - Rec Division; Joan Heimes \$11.00 hr – Library; Annie Kruse \$10.50 hr - Rec Division; Hannah Nelson \$9.65 hr - Rec Division; Belen Albertos Asencio \$9.65 & \$20.00 hr - Rec Division

Wage Change: Kelli Steffen \$10.15 hr – Rec Division

Mayor Johnson read the proclamation for Chiropractic Health Month.

City Manager Leon submitted a written report giving an update on community projects and items of interest. City Manager Leon also canceled the Executive Session listed for this meeting.

There were no public appearances.

Action 18-283

Moved by Commissioner Carda, seconded by Commissioner Ferdig, that the following items on the Consent Agenda be approved.

1. Possible Work Session

Setting date of October 22, 2018, at 6:00 pm in Room 114 of the Career Manufacturing Technical Education Academy for the next work session of the Yankton City Commission. Work Session cancelled, meeting not needed.

2. Meeting Date Change

Discussion to establish the date and time for the second City Commission meeting in December. Thursday, December 20th, 2018 at noon located in City Hall.

3. **Establish public hearing for a transfer of ownership – Malt Beverage**

Establish October 22, 2018, as the date for the public hearing on the request for a transfer of ownership of a Retail (on-off sale) Malt Beverage License for July 1, 2018, to June 30, 2019, from SHREENISH, LLC (Diapan Patel, Owner), dba JR’s Oasis to TC Corner, LLC (Teresa Kramer, Owner), d/b/a JR’s Oasis, 2404 East Hwy 50, Yankton, S.D.

4. **Establish public hearing for a transfer of ownership – Package Liquor**

Establish October 22, 2018, as the date for the public hearing on the request for a transfer of ownership of a Package (off-sale) Liquor License for January 1, 2018, to December 31, 2018, from SHREENISH, LLC (Diapan Patel, Owner), dba JR’s Oasis to TC Corner, LLC (Teresa Kramer, Owner), d/b/a JR’s Oasis, 2404 East Hwy 50, Yankton, S.D.

5. **Establish public hearing for sale of alcoholic beverages**

Establish October 22, 2018, as the date for the public hearing on the request for a Special Events (on-sale) Liquor License for December 11, 2018 from Chamber of Commerce, (Carmen Schramm, Director) d/b/a Chamber of Commerce, Mead Cultural Education Center, 82 Mickelson Drive, Yankton, SD.

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

Motion adopted.

Action 18-284

This was the time and place for the public hearing for the application for a Special Events Retail (on-sale) Liquor License for 1 day, October 14, 2018, from Ben’s Brewing Co. (Ben Hanten, Owner), Parking Lot and Green Space Westside of Meridian Bridge & the enclosed area of Levee Street, Yankton, S.D. (Memorandum 18-204) No one was present to speak for or against the application. Moved by Commissioner Gross, seconded by Commissioner Miner, to approve the application.

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

Motion adopted.

Action 18-285

Moved by Commissioner Gross, seconded by Commissioner Ferdig, to approve Resolution 18-65. (Memorandum 18-206)

RESOLUTION 18-65
RIGHT-OF-WAY VACATION

WHEREAS, the City of Yankton has conducted the process to vacate the identified Right-of-Way known as the south 72.79 feet of the north – south alley, located in Block 24, Lower Yankton, City and County of Yankton, South Dakota. The alley is located on the north side of the 200 Block of Levee Street. Please reference the attached “Alley Vacation” illustration with the same description, and

WHEREAS, the proposed Right-of-Way vacation has been reviewed by the City Planning Commission and a recommendation has been made thereof, and

WHEREAS, due and proper notice of hearing regarding said process has been given, and

WHEREAS, the City of Yankton, South Dakota, after due investigation and consideration with

applicable utilities involved has determined that good cause exists for vacating the described Right-of-Way.

NOW THEREFORE BE IT RESOLVED, that the south 72.79 feet of the north – south alley, located in Block 24, Lower Yankton, City and County of Yankton, South Dakota be vacated.

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

Action 18-286

Josh Svatos, Mike Villeneuve, and Page Elwood, Dive In Yankton members, were present to request commission support for the aquatics proposal and attached resolution. Citizens who appeared and spoke in favor of the proposed aquatic facility included Ed Gleich, Pauline Akland, and Wayne Kindle. Moved by Commissioner Moser, seconded by Commissioner Ferdig, to approve Resolution 18-67. (Memorandum 18-205)

RESOLUTION 18-67
ATTENTION TAXPAYERS:
NOTICE OF PROPERTY TAX INCREASE OF \$884,043
RESOLUTION FOR OPT OUT

THE City Commission OF the City of Yankton do state that the above said Commission is unable to operate under the tax limitation measure currently in statute. We therefore OPT OUT of such tax limitation in the amount of \$884,043 starting with calendar year 2019 taxes payable in the calendar year 2020. This opt out is for the annual debt service for the proposed construction of a new aquatics center at Fantle-Memorial Park. This opt out will be for twenty (20) years, which will be through taxes payable in the calendar year 2039. This action has been taken by the Commission and approved by at least a two-thirds vote of the Commission.

This decision may be referred to a vote of the people upon a petition signed by at least five percent of the registered voters in the City of Yankton and filed with the City Commission within twenty days of the first publication of this decision.

Unless this action is referred to a vote of the people and reversed by such vote, this resolution authorizes the County Auditor to spread an excess levy to raise tax dollars in the above stated amount.

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

Action 18-287

Moved by Commissioner Carda, seconded by Commissioner Gross, to approve Change Order 1, accept the project and authorize the final payment request for the 2018 Cold Applied Plastic Pavement Marking Installation Project directing the Finance Officer to issue a manual check in the amount of \$29,535.30 to Dakota Traffic Services, LLC. of Tea, South Dakota. (Memorandum 18-203)

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

Action 18-288

Moved by Commissioner Gross, seconded by Commissioner Ferdig, to approve the agreement with Stockwell Engineers, Inc. for Marne Creek Stabilization (Memorandum 18-210) Dan Klimisch, Director of the James River Water Development, spoke in favor of the project.

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

Motion adopted.

Action 18-289

Moved by Commissioner Gross, seconded by Commissioner Moser, to adopt Resolution 18-69. (Memorandum 18-208)

RESOLUTION 18-69

**CITY OF YANKTON AUTHORIZING RESOLUTION
PROJECT AND ENVIRONMENTAL CERTIFYING OFFICER**

WHEREAS, the City of Yankton is applying for a Community Development Block Grant from the U.S. Department of Housing and Urban Development as administered by the State of South Dakota for the Marne Creek Corridor Utilities Preservation Project; and

WHEREAS, with the submission of this Community Development Block Grant application, the City of Yankton assures and certifies that all CDBG program requirements will be fulfilled; and

WHEREAS, the City of Yankton is required to designate a Project Certifying Officer for the purpose of signing required documents pertaining to the grant; and

WHEREAS, the City of Yankton is required to designate an Environmental Certifying Officer for the purpose of signing required environmental documents pertaining to the grant.

NOW THEREFORE, BE IT RESOLVED, that the City Manager of the City of Yankton be authorized to execute the Community Development Block Grant application for the City;

AND BE IT FURTHER RESOLVED, that the City Manager of the City of Yankton be hereby designated as the City’s Project and Environmental Certifying Officer for the purpose of signing grant correspondence, including grant agreements and contracts, pay requests, environmental documents, and other required documents and forms.

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

Motion adopted.

Action 18-290

Moved by Commissioner Gross, seconded by Commissioner Ferdig, to adopt Resolution 18-70. (Memorandum 18-209)

RESOLUTION 18-70

CONDITIONAL USE

WHEREAS, the City of Yankton is the owner of Lots 12 – 15, Block 33, Todd’s Addition to the City of Yankton, South Dakota, and

WHEREAS, the above described property is zoned B-3 Central Business District which allows conditional uses under the City of Yankton's Zoning Ordinance No. 711 as amended, and

WHEREAS, this conditional use permit request is necessary for the construction of a 118-foot-tall emergency services dispatch tower with antenna and has been reviewed and recommended for approval by a vote of the City Planning Commission.

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the City of Yankton, South Dakota hereby approves a conditional use permit for a 118-foot-tall emergency services dispatch tower with antenna, as depicted in the associated documentation, on the above described property.

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

Action 18-291

Moved by Commissioner Carda, seconded by Commissioner Gross, to adopt Resolution 18-68. (Memorandum 18-207)

RESOLUTION 18-68

WHEREAS, it appears from an examination of the plat of Tract A in Block 24, Lower Yankton, City and County of Yankton, South Dakota prepared by Thomas Lynn Week, a registered land surveyor in the state of South Dakota, and

WHEREAS, such plat has been prepared according to law and is consistent with the City’s overall Comprehensive Development Plan.

NOW, THEREFORE BE IT RESOLVED by the Board of City Commissioners of the City of Yankton, South Dakota, that the plat for the above described property is hereby approved.

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

Action 18-292

Moved by Commissioner Carda, seconded by Commissioner Gross, to adjourn at 7:50 p.m.

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

Nathan V Johnson
Mayor

ATTEST:

Al Viereck
Finance Officer