

**CHAMBER OF THE BOARD OF CITY COMMISSIONERS  
YANKTON, SOUTH DAKOTA  
May 13<sup>th</sup>, 2019**

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

**Roll Call:** Present: Commissioners Benson, Carda, Ferdig (arrived at 7:02 p.m.), Gross, Hoffner, Maibaum, Miner and Moser. City Attorney Den Herder and City Manager Leon were also present. Absent: None. Quorum present.

Action 19-122

Moved by Commissioner Gross, seconded by Commissioner Moser, to approve the Minutes of April 22, 2019 and Work Session meeting of April 22, 2019.

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

Motion adopted.

Action 19-123

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

AOx Welding Supply-Propane-\$23.29; Adobe Creative Cloud-Contracted Service-\$53.24; Adobe Stock-Contracted Service-\$31.94; Allegiant Air-Airfare-You Can 2 Proj-\$561.00; Allied Electronics Inc-Repair Part-\$283.82; Al's Oasis Café-Travel Expense-\$28.75; Alsville Crossing-Airport Conference-\$14.74; Amazon-Office Supplies-\$15.66; Amazon-Permanent Markers-\$21.30; Amazon-Office Supplies-\$5.21; Amazon-Parking Sign-\$19.95; Amazon-Books-\$183.55; Amazon-Cigarette Receptacle-\$62.27; Amazon-Seed Library Supplies-\$24.95; Amazon-Engineer's Tape Measure-\$25.70; Amazon-Safety Hard Hats-\$47.97; Amazon-Rec Supplies-\$270.75; Amazon-Office Supplies-\$81.48; Amazon-Office Supplies-\$106.26; Amazon-Rec Supplies-\$170.39; Amazon-Gloves-\$21.68; Amazon-Screen Protectors-\$8.08; Amazon-Summer Reading Program-\$5.68; Amazon-Toner-\$70.40; Amazon-Cords-\$23.97; Amazon-Program Supplies-\$278.67; Amazon-Summer Reading Program-\$25.09; Amazon-Toner-\$17.60; Amazon-Program Supplies-\$72.23; Amazon-Charging Stations-\$119.96; Amazon-Gloves-\$12.95; American-Airfare-\$478.00; American Public Works-Registration APWA / PWX-\$1,860.00; AMG Occupational Medicine-CDL Drug/Alcohol Testing-\$63.00; Animal Health Clinic-K9 Medical Care Reno-\$9.37; Applebees-Travel Expense-\$26.00; Arbys-K9 Training-\$3.53; Arc Services/Training-Lifeguard Classes-\$722.00; AT&T-Cell Phone-\$298.99; AT&T-PC / Cell Data Plan-\$912.20; Auto Value-Filters-\$968.00; Auto Value-Shop Supplies-\$18.10; Automatic Building Controls-Annual Monitor Contract-\$1,995.00; Autozone-Parts-\$45.00; Autozone-Brake Pads And Rotors-\$627.95; Avenu Insights & Analytics LLC-Maint Program Support-\$1,902.02; Avera Health Plans-Flex Spending Money-\$38.80; Avera Sacred Heart Hospital-CDL Drug/Alcohol Testing-\$174.00; Baker/Robert-Refund-\$10.00; Baker-Taylor-Books-\$4,316.26; Bartlett & West Inc-Gravity Sewer Construct-\$2,026.50; Beyond The Office Door-911 Fund Furniture-\$668.28; Bierschbach Equip & Supply-Cure All-\$845.00; Big River Burrito-Staff Appreciation-\$45.89; Blackstrap Inc-Road Salt-\$21,252.19; Boller Printing Inc-Certificates-\$11.40; Bomgaars-Water Pump Supplies-\$2,474.32; Book Systems Inc-Office Supplies-\$36.36; Boomers-Refund-\$10.00; Boys & Girls Club-Special Appropriation-\$25,000.00; Buhl Cleaners-Towel Service-\$266.22; Cedar Knox Public Power Dist-Elect-\$1,314.72; Center Point Large Pri-Large Print Books-\$133.62; Centurylink-Phone-\$1,276.51; Christensen Radiator-Radiator Repairs-\$104.38; CHS Freeman SDREF Fuels-Fuel-\$62,997.56; City Of Vermillion-Jt Power Cash Trans-\$81,182.14; City Of Yankton/Central Garage-Rubbish-\$59.00;

City Of Yankton/City Clean-Up-City Wide Clean Up-\$15,835.04; City Of Yankton/Landfill-Trans Station Charges-\$14,146.66; City Of Yankton/Library-Garbage-\$12.00; City Of Yankton/Parks-Landfill Charges-\$174.33; City Of Yankton/Solid Waste-Compacted Garbage-\$12,971.00; City Utilities-Water/WW Charges-\$4,233.53; Concrete Materials-Concrete-\$2,504.61; Concrete Materials-Morgan Park Supplies-\$103.00; Core & Main-Watermain Supplies-\$730.29; Cornhusker Intl Truck Inc-Filters-\$215.88; Cornwell D-P Tools Inc-Square Socket Set-\$182.86; Cox Auto Inc-Filters-\$68.86; Cox Auto Supply-Annual Belt Order-\$607.70; Credit Collection Service Inc-Ut Collection-\$177.01; Crescent Electric-Wire/Splicer-\$970.86; Culvers-Training Expense-\$7.41; Dairy Queen-Libr Board Appreciation-\$23.99; Dakotaland Holdings-Story Walk Repairs-\$126.88; Dakotamart Gas-Fuel-\$133.71; Delight Donuts-Staff Appreciation-\$23.00; Delta-PWX Conference Airfare-\$596.00; Demco Inc-Summer Reading Supplies-\$831.81; DENR-Testing-\$10.00; Dept Of Corrections-Doc Work Program-\$285.60; Dept Of Env & Nat Resources-20051.R1a.106-\$9,705.57; Dept Of Environment-20171.Rec.403 SW-\$53,468.02; Design Solutions & Integration-Service Call-\$325.00; Digitalbuyer.Com-New Key Box-\$114.00; Dominguez/Taylor-Reimbursement-\$50.00; Drain Masters-Fix Sewer Line-\$956.00; Drury/Jeanne-Refund-\$85.20; Dunhams-Westside Park Repairs-\$49.99; Echo Electric Supply-Duct Seal-\$12.83; Eisenhauer/Alexandra-Refund-\$158.10; Enzos Italian-You Can 2 Project-\$69.08; ESO Solutions Inc-Annual Support Contract-\$795.00; Esri-Drone2map Subscription-\$1,500.00; Ethanol Products Llc-Co2-\$1,121.38; Exxonmobil-Training Expense-\$39.32; Facebook-Advertising-\$41.06; Family Education And Consuling-Schooling-\$200.00; Fastenal Company-Hard Hats-\$1,284.68; Feimer Construction-Construction-\$71,225.25; Ferguson Enterprises LLC-Water Meters-\$7,181.72; Finance, Dept Of-Supplies-\$94.00; First Dakota Nat'l Bank Corp-Fire Station Debt Serv-\$18,061.25; First National Bank-Sales Tax Revenue Bonds-\$36,425.00; First National Bank-WW Refunding Bonds-\$15,400.00; First National Wealth-Agent Fee-\$1,200.00; Fred Haar Company-Equipment Repairs-\$811.19; Argus Leader-Newspaper Subscription-\$244.82; Gaskell/Sean-Performance-\$200.00; Geotek Eng & Testing Serv Inc-Soil Samples-\$4,700.00; Gerstner Oil Co-Av Gas-\$51,969.78; Girton Adams Co-Sludge Heater Gas Valve-\$487.31; Good Land Pump Inc-Install Areation Pump-\$1,585.08; Grainger-Janitorial Supplies-\$337.93; Graymont Capital Inc-Lime-\$14,058.57; Gurney/Doug-Refund-\$100.00; H & H Roofing-Reshingle Shelter-\$5,428.58; Hach Company-Lab Supplies-\$938.31; Hanson Briggs Advertising Inc-Water Bottles-\$885.32; Hard Drive Central-Copies-\$70.99; Harding Glass-Replacement Screen-\$47.93; Hawkins Inc-Chemicals-\$12,153.56; HDR Engineering Inc-Water Plant Const-\$44,866.41; Heiman Fire Equipment Inc-Repair Gear-\$126.95; Heritage Homes Inc-1/2 Sp Appropriation-\$1,250.00; Hilton Garden Inn-Travel Expense-\$430.33; Holiday Inn Indianapol-Lodging-\$3,445.36; Hotels.Com-Alice Training-\$141.64; Hunan Chinese-Travel Expense-\$24.00; HyVee-Water-\$415.93; HyVee-Fuel-\$47.76; IACP-IACP Membership-\$190.00; Int'l Code Council Inc-Code Training Materials-\$53.78; Intoximeters Inc-Pbt Tubes-\$160.00; J & H Care & Cleaning Company-Janitorial Services-\$5,600.00; J.J Benjis-Uniforms-\$1,482.35; Metrofax-Fax Services-\$7.95; Jacks Uniforms-Badges-\$1,511.57; Jakes-Airport Conference-\$14.59; JCL Solutions-Cleaning Supplies-\$265.02; Jcpenney-Clothing Allowance-\$177.79; Jimmy Johns-Travel Expense-\$10.71; Johnson Controls-Lab Climate Control-\$854.64; Roy Johnson Roofing Inc-Park Shop Roof Repair-\$1,000.00; John T Jones Construction-Water Plant Const-\$1,247,486.58; Kadrmas Lee & Jackson Inc-Apron Expansion-\$2,631.03; Kaiser Refrigeration-Equipment Repairs-\$408.19; Kaiser Refrigeration-Parts-\$60.92; Kettler Intl Inc-Saftey City Cars-\$1,432.00; Kinsman Garden Co-Downtown Flower Baskets-\$314.95; Klein's Tree Service-Tree Trimming-\$3,365.00; Kohls-Clothing Allowance-\$116.04; Koletzky Implement Inc-Equipment Repairs-\$312.84; Koletzky Implement Inc-Valve Repairs-\$554.00; Kopetsky's Ace Hdwe-Flowers Downtown-\$2,513.44; Kully Supply-Restroom Diaphragm Kits-\$87.36; Kum & Go-Fuel-\$83.14; Kum & Go-Fuel-\$82.31; Lacroix Construction-Repairs-\$918.37; Larry S Plumbing-Park Supplies-\$11.83;

Larrys Heating And Cooling-Filters-\$260.00; Larson/Shelley-Refund-\$22.99; Lewis & Clark Bhs-1/2 Sp Appropriation-\$10,000.00; Lewis & Clark Theatre Co-1/2 Sp Appropriation-\$1,250.00; Lewis And Clark Ford-Engine Repair-\$2,544.93; Lions Club-Membership Dues-\$70.00; Locators And Supplies-Utility Markers-\$891.02; Magnum Electronics-Speaker Mics And Clips-\$2,307.90; Mailfinance-Postage-\$576.00; Marks Machinery Inc-Mower Repairs-\$866.96; Marks Machinery-Skid Steer Loader-\$60,020.02; Marquardt/Doug-Umpire Program-\$50.00;Masonry Components Inc-26<sup>th</sup> Douglas-\$45,720.95; Mayer Signs-Signs-\$650.00; McAlister's-Travel Expense-\$14.13; McDonalds-Travel Expense-\$18.60; McGrath North Mullin & Kratz-Professional Services-\$217.00; McMaster Carr-Uv Module Cooling Fans-\$469.98; Mead Lumber-Tools-\$347.81; Med Vet International-Sharps Containers-\$427.00; Menards-Morgan Park Supplies-\$1,884.83; Meridian District Art Project-Meridian Mural-\$500.00; Merkel Electric-Install Lights-\$1,623.23; MidAmerican Energy-Fuel-\$6,119.60; MidAmerican Energy-Fuel-\$8,479.58; Midwest Alarm Company Inc-Professional Services-\$63.00; Midwest Laboratories-Monthly Nutrient Testing-\$142.84; Midwest Tape-Av-\$117.97; Midwest Turf & Irrigation-Equipment Supplies-\$408.56; Millennium Recycling-Single Stream Fee-\$1,533.30; SD Motor Vehicle Dept-Title & License-\$42.40; MSA Safety Sales LLC-Gas Detector Start Up-\$1,950.00; Northern Tool-Supplies-\$459.28; Northern Tool-Equipment Repairs-\$228.77; Northland Trust Services Inc-Agent Fee-\$495.00; Northtown Automotive-Throttle Position Sensor-\$59.40; Northwestern Energy-Elect-\$71,273.19; NRA Law Enforcement-Membership Dues-\$35.00; Ny Times Billing-Newspaper Subscription-\$520.00; Observer-Ad-\$60.00; Office Of Weights & Measures-Meter Test-\$184.00; Olson's Pest Technician-Pest Control-\$90.00; Olson's Pest Technicians Inc-Pest Control-\$140.00; Omaha's Henry Doorly Zoo-Summer Program-\$357.00; One Office Solution-Office Supplies-\$530.40; Onward Yankton-Special Appropriation-\$15,000.00; Oreilly Auto-Engine Mount, Struts-\$1,307.92; Oss Academy-K9 Training-\$77.50; OTC Brands, Inc-Special Events-\$209.35; Overdrive Dist-Ebooks-\$4,323.01; Overhead Door Co-Parts-\$280.00; Panda Express-Travel Expense-\$23.27; Imagewarehouse-Toner-\$15.99; Rocky Mountain-Mobile Radio-\$496.95; Peace Officers Assn/SD-Membership Dues-\$150.00; Pen FDIC/Fire Engineer-Registrations-\$3,986.70; Phillips 66 -Travel Expense-\$70.59; Phillips 66-Fuel-\$88.37; Pierre Ramkota-Street Maintenance Conf-\$243.80; Pitney Bowes PBP-Postage-\$200.00; Pizza Man Of South Dak-K9 Training-\$13.40; Planning & Development-Westside Pk Master Plan-\$750.00; Press Dakota MStar Solutions-Classified Ad-\$6,565.48; Pro Auto Inc-Towing-\$210.00; Provantage-Antivirus Renewal-\$637.95; Pump & Pantry-Travel Expense-\$48.00; Push Pedal Pull Corpor-Equipment Repairs-\$418.43; Quill Corporation-Program Supplies-\$445.02; Racom Corporation-Radio Access-\$972.83; Ramkota Hotel-Airport Conference-\$367.96; Random House Inc-Av-\$360.00; Rapid City Library-Lost Book-\$25.00; Rice Signs LLC-Signs-\$147.90; Ricoh USA Inc-Printer-\$439.96; Riverside Hydraulics-O Rings-\$7.60; Riverside Hydraulics-Hyd. Motor, Seal Kit-\$1,236.14; Ron S Auto Glass-Replace Windshield-\$397.28; Rothhammer Internation-Merchandise-\$118.18; Royal Sport Shop-Uniforms-\$2,263.69; SD Firefighters-Registration-\$320.00; SD Library Association-SDLA Membership-\$175.00; SD Property Management-Flags-\$120.22; SD Redbook Fund-Books-\$650.00; SD Secretary Of State-Renewal For Foundation-\$20.00; Shell Oil-Travel Expense-\$45.02; Shell Oil-Fuel-\$86.61; Shell Oil-Travel Expense-\$38.00; Shurco-Tarps-\$250.00; Shurco-Tarp Stops, Tubing, Straps-\$589.73; Sigma Aldrich Us-Annual DMRQA Testing-\$636.08; Signs By Design-Sign-\$937.15; Silverado Casino-Training Expense-\$25.37; Skillpath / National-Staff Training-\$525.63; Slim Chickens-Training Expense-\$6.45; Slumberland-Staff Lounge-\$503.00; Smith Insurance Inc/MT & RC-Notary Renewal Fee-\$240.00; South Dakota Magazine-Summer Brochure-\$5,300.00; South Dakota One Call-Message Fee-\$98.70; Sparks Upholstery-Equipment Repairs-\$410.99; Spencer Quarries Inc-2a Chips-\$16,012.35; Dakota Area-Membership-\$150.00; Hansen Locksmith-Key Made-\$30.00; Willa B's Bistro-Staff Appreciation-\$78.00; Stalker Radar-Radar Cable-\$96.95; State

Hygienic Laboratory-Lab Testing-\$1,086.00; Stern Oil Co Inc-Dyed Diesel-\$1,293.90; Stockwell Engineers Inc-Aquatic Facility Design-\$58,998.50; Stuck/Will-Summer Program-\$400.00; Sturdevants-Equipment Repairs-\$23.88; Subway-You Can 2 Project-\$14.83; Suez Treatment Solutions Inc-Annual Uv Bulbs-\$12,341.36; Suing/Don-Umpire Program-\$50.00; Superior Tech Products-Fertilizer-\$3,784.00; Sweeney Controls Company-Gas Detector Programming-\$2,900.00; Syn Tech Systems-Phone Support-\$135.00; Taco John-Training Expense-\$6.01; Tessman Company Sioux-Spreader-\$11,474.86; Thatcher Company-Carbon-\$8,640.00; The Fox Stop-Travel Expense-\$18.00; The Lodge At Deadwood-Chief Conference Lodging-\$306.14; The Olive Garden-Travel Expense-\$34.00; The Rope Warrior Inc-Summer Program-\$175.00; The Ups Store-Shipping-\$11.63; Titan Machinery-Brake-\$1,164.15; TMA Yankton-Foam Filled Tires-\$6,807.85; Todd, Inc/Michael-Road Signs-\$31,022.71; Tractor Supply Co-Coveralls-\$39.99; Transource-Service Call-\$1,633.98; Tronvold/Linda-Refund-\$12.78; Truck Trailer Sales-Hose And Union-\$19.00; Truck Trailer Sales-Truck Repairs-\$5,914.51; Turfwerks Omaha-Equipment Repairs-\$606.24; U.S. Post Office-Utilitiy Postage-\$1,400.00; United Laboratories Inc-All Uv Sleeves-\$291.56; United Parcel Service Inc-Postage-\$181.11; United States Postal Service-Postage Meter-\$643.00; United Way-1/4 Sp Appropriation-\$9,831.25; Us Bank Equipment Finance-Copier Lease-\$389.68; USA Blue Book-Hydrant Repair Parts-\$750.13; USPS Po-Postage-\$32.00; Vessco Inc-Co2 Probe-\$818.85; Viddler Inc-Video Hosting-\$41.48; VWR International Inc-Alnochromix Chemical-\$273.82; Verizon-Ipad-\$4,721.51; Wage Works Inc-Flex Service Fees-\$100.00; Walgreens-Office Supplies-\$34.74; Walmart-Ink Cartridge, Batteries-\$512.70; Watchguard Video-Body Camera Equipment-\$115.00; Water & Env Eng Research Ctr-Lab Testing-\$122.00; Welfl Construction Corp-Door Replacement-\$9,630.00; Western Iowa Tech Comm College-Registration-\$190.00; Williams Library-Lost Book-\$40.00; Walmart-Exercise Balls-\$787.52; Walmart-Program Supplies-\$7.74; Newegg.Com-Ww Computer-\$299.99; Xerox Corporation-Copier Lease-\$413.44; Xerox Corporation-Copier Lease-\$2,362.97; X-Treme Car Wash-K9 Wash-\$10.00; Yankton Area Arts Assn-1/2 Sp Appropriation-\$2,500.00; Yankton Area Chamber-Business Meeting-\$60.00; Yankton Area Convention-1/4 Sp Appropriation-\$52,430.75; Yankton Area Prog. Growth-1/4 Sp Appropriation-\$57,500.00; Yankton Chamber Of Com-Special Events-\$1,439.20; Yankton County Auditor-Safety Center Share-\$10,087.18; Yankton Fire & Safety Co-Repairs-\$192.75; Yankton Janitor Supply Inc-Supplies-\$593.92; Yankton Medical Clinic-Employment Physical-\$279.00; Yankton Morning Optimist-Membership Dues-\$80.00; Yankton Nurseries LLC-Arbor Day Plants-\$388.87; Yankton Pizza Ranch-Teen Event Supplies-\$29.50; Yankton Police Department-Training-\$96.05; Yankton Rexall Drug-First Aid Kit Supplies-\$62.37; Yankton Unclaimed Frei-Staff Lounge-\$400.00; Yankton Vol Fire Department-Calls & Drills-\$1,270.00; Yankton Winnelson Co-Restroom Sink Cartridges-\$406.52; Ykt Janitorial & DT SC-Paper Products,Floor Wax-\$598.38

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

Mayor Johnson read Proclamations for Safe Boating, Police Week, Motorcycle Safety, Retired Firefighter Troy Cowman and Retired Firefighter Kirt Flannery.

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

Public Appearances were as follows:

Catherine Crandall, from the Red Cross, presented an award to the Fire Department for their efforts to

distribute fire alarms. The Fire Department is officially credited for “A Life Saved” by their efforts.

Nancy Wenande, Executive Director of YAPG, thanked Tony Maibaum and Charles Gross for their leadership and service as City Commissioners.

April Salaries by Department: Administration \$41,625.59; Finance \$33,872.23; Community Development \$29,425.12; Police/Dispatch \$149,681.13; Fire \$12,507.62; Engineering / Sr. Citizens \$42,835.36; Streets \$42,437.60; Snow & Ice \$2,016.25; Traffic Control \$3,689.46; Library \$30,132.94; Parks / SAC \$76,945.68; Marne Creek \$3,578.93; Water \$35,444.89; Wastewater \$39,012.93; Cemetery \$4,028.77; Solid Waste \$21,611.39; Landfill / Recycle \$19,097.12; Central Garage \$7,454.79

NEW HIRES: Lily Diedrichsen \$10.25 hr. - Rec Division; Taylor Dominguez \$20.00 hr. - Rec Division; Henrique Vieira \$10.25 hr. - Rec Division; Pat Nolz \$2,223.54 bi-wk. - K-9 Officer

WAGE CHANGE: Holly Brown \$14.25 hr. - Rec Division; Amy Clare \$1,583.66 bi-wk. - Library; Jana Greenfield \$10.50 hr. - Rec Division; Paul McGlone \$10.25 hr. - Rec Division; Carol Miller \$12.25 hr. - Rec Division; Corey Potts \$2,627.85 bi-wk. - Public Works Manager; Sharlotte Peterson \$13.00 hr. - Rec Division; Maggie Schaefer \$10.25 hr. - Rec Division; Stacia Sherman \$10.25 hr. - Rec Division; Allison Spak \$13.50 hr. - Rec Division

STATUS CHANGES: Todd Brandt \$2,687.70 bi-wk. - Lieutenant to Police Commander; Jason Foote \$2,426.23 bi-wk. - Sergeant to Police Commander

#### Action 19-124

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

1. **Establishing public hearing for sale of alcoholic beverages – Special Event**  
Establish May 28, 2019, as the date for the public hearing on the request for a Special Malt Beverage (on-sale) Retailers License and a Special (on-sale) Wine Retailers License for 1 day, July 20, 2019 from Yankton Area Arts, (Julie Amsberry, Executive Director) Meridian Bridge, rain date set for City Hall Auditorium, 416 Walnut, Yankton, S.D.
2. **Appointment of Naming Rights Committee**  
Consideration of Memorandum 19-112 regarding Appointment of City Commissioners Ferdig and Miner to Naming Rights Committee
3. **Special Events Dance License**  
Consideration of Memorandum 19-98 recommending approval of the application from Boomer’s Inc., (Gary Boom, President) dba Boomer’s Lounge to hold a street dance on June 8-9, 2019, 3<sup>rd</sup> Street from alley between Capitol & 4<sup>th</sup> Street to Douglas, Yankton, S.D.
4. **Establishing public hearing for sale of alcoholic beverages**  
Establish May 28, 2019, as the date for the public hearing on the request for a New Retail (on-off sale) Malt Beverage & SD Farm Wine License for July 1, 2018, to June 30, 2019, from

Angelas La Mexicana, LLC (Maria Guitron, Member), dba Angelas La Mexicana, 401 Picotte Street, Yankton, SD 57078.

5. **Establishing public hearing for new Retail (on-off Sale) Wine & Cider License**  
Establish May 28, 2019, as the date for the public hearing on the request for a New Retail (on-off sale) Wine and Cider License for January 1, 2019, to December 31, 2019, from Angelas La Mexicana, LLC (Maria Guitron, Member), dba Angelas La Mexicana, 401 Picotte Street, Yankton, SD 57078.
6. **Establish public hearing for sale of alcoholic beverages**  
Establish May 28, 2019, 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 3 days, June 10-12, 2019, from Mount Marty College, Inc., Mount Marty College Campus, 1105 W. 8<sup>th</sup> Street, Yankton, S.D.
7. **Establish public hearing for renewal of Malt Beverage Licenses**  
Establish May 28, 2019, as the date for the public hearing on the applications for renewal of Malt Beverage Licenses for the 2019-20 licensing period
8. **Special Events Dance License – Change of Location**  
Consideration of Memorandum 19-110 recommending approval of the application from Habitat for Humanity Clay & Yankton Counties to hold a street dance on June 13, 2019, 218 Capital Street, Yankton, S.D, for a change of location to Former Slumberland Parking Lot
9. **Transient Merchant License – Meridian District**  
Consideration of Memorandum 19-111 recommending approval of the application from Meridian District for Transient Merchant License for June 4, 2019 – October 31, 2019.
10. **Possible Quorum Event**  
May 16, 2019, for State of the Community, no official commission action
11. **Possible Quorum Event**  
May 14, 2019, for YAPG Annual Meeting, no official commission action
12. **Possible Quorum Event**  
May 21, 2019, for Aquatics Meeting, no official commission action
13. **Possible Quorum Event**  
July 1, 2019, for Westside Park Master Planning Meeting, no official commission action

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

Action 19-125

This was the time and place for the public hearing for the application of a New Retail (on-off sale) Malt Beverage License for June 30, 2019, to July 1, 2020, P & P Lottery Enterprises, LLC (James Palmer, Member), 3010 Broadway Ave, Yankton, S.D. (Memorandum 19-101) No one was present to

Speak for or against the application.

Moved by Commissioner Carda, seconded by Commissioner Ferdig, to approve the license.

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

Motion adopted.

Action 19-126

This was the time and place for the public hearing for a transfer of ownership and location of a Retail (on-off sale) Malt Beverage License for July 1, 2018, to June 30, 2019, from Bernard Properties, LLC (MelCena Bernard, Managing Partner), dba The Brewery, 200-204 West 3<sup>rd</sup> Street to P & P Lottery Enterprises, LLC (James Palmer, Member), 3010 Broadway Ave, Yankton, S.D. (Memorandum 19-100) No one was present to speak for or against the application.

Moved by Commissioner Gross, seconded by Commissioner Carda, to approve the license.

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

Motion adopted.

Action 19-127

This was the time and place for the public hearing for the transfer of ownership and location of a Retail (on-off sale) Malt Beverage License for July 1, 2018, to June 30, 2019, from YC Library, LLC (Garrett Horn, President), dba Capitol Street Pub, 401 Capitol Street, to P & P Lottery Enterprises, LLC (James Palmer, Member), 3010 Broadway Ave, Yankton, S.D. (Memorandum 19-102) No one was present to speak for or against the application.

Moved by Commissioner Gross, seconded by Commissioner Ferdig, to approve the license.

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

Motion adopted.

Action 19-128

This was the time and place for the public hearing for the transfer of location and ownership of a Retail (on-sale) Liquor License for January 1, 2019, to December 31, 2019, from P & P Lottery Enterprises, LLC (James L. Palmer, Member), 3010 Broadway Avenue to YC Library, LLC (Garrett Horn, President), dba Capitol Street Pub, 401 Capitol Street, Yankton, S.D. (Memorandum 19-99) No one was present to speak for or against the application.

Moved by Commissioner Ferdig, seconded by Commissioner Gross, to approve the license.

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

Motion adopted.

Action 19-129

Moved by Commissioner Hoffner, seconded by Commissioner Moser, to adjourn Sine Die at 7:23 p.m.

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

Motion adopted.

City Attorney Den Herder administered the Oath of office to re-elected City Commissioner Amy Miner and newly elected Commissioners Mason Schramm and Jerry L Webber.

In absence of a Mayor, City Manager Leon called the meeting to order.

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

City Manager Leon requested nominations for Office of Mayor for the 2019-2022 term. Commissioner Moser nominated Commissioner Johnson for the Office of Mayor, seconded by Commissioner Ferdig.

Action 19-130

Moved by Commissioner Carda, seconded by Commissioner Benson, that nominations cease and a unanimous ballot be cast for Commissioner Johnson for the position of Mayor.

**Roll Call:** Commissioners voting “Aye” were Benson, Carda, Ferdig, Hoffner, Miner, Moser, Schramm and Webber; voting “Nay” none; Abstain Commissioner Johnson.

Motion adopted.

City Manager Leon turned the meeting over to Mayor Johnson at this time.

Action 19-131

Moved by Commissioner Moser, seconded by Commissioner Carda, to approve the agreement with HDR for a Waste Water Assessment, not-to-exceed amount of \$133,969.00 as outlined by the attachment. (Memorandum 19-103)

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

Motion adopted.

Action 19-132

Moved by Commissioner Carda, seconded by Commissioner Miner, to approve the Amendment to the Marne Creek Bank Stabilization and Water Main Crossing Agreement with Stockwell Engineers, Inc. (Memorandum 19-105)

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

Motion adopted.

Action 19-133

Moved by Commissioner Miner, seconded by Commissioner Ferdig, to approve the agreement with Stockwell Engineers, Inc. for professional services of Marne Creek and adjacent tributaries existing conditions and flooding analysis. (Memorandum 19-106)

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

Motion adopted.

Action 19-134

Moved by Commissioner Benson, seconded by Commissioner Carda, to approve Resolution 19-22. (Memorandum 19-107)

**RESOLUTION 19-22**

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

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



PROPERTY TO BE SURPLUS  
2003 Snogo MP3D Snow Blower VIN# 87675

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

Motion adopted.

Action 19-135

Moved by Commissioner Moser, seconded by Commissioner Hoffner, to approve Resolution 19-20. (Memorandum 19-108)

**RESOLUTION 19-20**

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 area or areas and times specified for Special Events; and

WHEREAS, Boomer’s has made a request to enact this no parking zone for their event on June 8, 2019.

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the City of Yankton, South Dakota hereby approves the Special Event Parking Request for the west ½ block on 3<sup>rd</sup> Street from Douglas to Capitol from 5:00 PM on Saturday, June 8, 2019 to 2:00 AM on Sunday, June 9, 2019, as shown on the attached map.

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

Motion adopted.

Action 19-136

Moved by Commissioner Carda, seconded by Commissioner Moser, to approve Resolution 19-21. (Memorandum 19-109)

**RESOLUTION 19-21**

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 area or areas and times specified for Special Events; and

WHEREAS, Dayhuff Enterprises has made a request to enact this no parking zone for their event on June 1, 2019.

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the City of Yankton, South Dakota hereby approves the Special Event Parking Request for the south half block on 3<sup>rd</sup> Street between Douglas and Capitol from 6:00am to 6:00pm on Saturday, June 1, 2019.

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

Motion adopted.

Action 19-137

Moved by Commissioner Ferdig, seconded by Commissioner Miner, to approve matching the skate park users fundraising to a maximum of \$10,000 with funding from the Bed, Board and Booze (BBB) fund. (Memorandum 19-104) Matt Evans, citizen, was present to answer questions and urge support.

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

Motion adopted.

Action 19-138

Moved by Commissioner Benson, seconded by Commissioner Carda, to adjourn at 8:03 p.m.

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

Motion adopted.

---

Nathan V Johnson  
Mayor

ATTEST:

---

Al Viereck  
Finance Officer

Published May 20<sup>th</sup>, 2019