

**CHAMBER OF THE BOARD OF CITY COMMISSIONERS  
YANKTON, SOUTH DAKOTA  
APRIL 13<sup>TH</sup>, 2020**

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

**Roll Call:** Present: Commissioners Benson, Carda, Ferdig, Hoffner, Miner, Moser, Schramm and Webber. City Attorney Den Herder and City Manager Leon were also present.

Quorum present.

Action 20-204

Moved by Commissioner Moser, seconded by Commissioner Carda, to approve Minutes of Work Session meeting of March 23, 2020, regular meeting of March 23, 2020, Special City Commission Meeting of March 24, 2020 and Special City Commission Meeting of March 30, 2020.

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

Motion adopted.

Action 20-205

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

3D Specialties Inc. - Parts - \$5,494.10; A-Ox Welding Supply - Safety Lens, Helmet - \$468.41; Ace Hardware - Sprinkler Head - \$14.99; Action Electric - Repairs - \$665.82; Adobe Creative Cloud - Contracted Services - \$70.27; Adobe Stock - Contracted Services - \$31.94; Airspace Monitoring Systems - Repair Monitor - \$207.00; Amazon - Network Switch - \$171.74; Amazon - Office Supplies - \$30.90; Amazon - Audio Cable - \$1.99; Amazon - Books - \$267.85; Amazon - Network Switch - \$19.74; Amazon - Audio Cable - \$2.99; Amazon - DVDs - \$90.83; Amazon - Story Walk Supplies - \$64.26; Amazon - Book - \$26.31; Amazon - Janitorial Supplies - \$46.58; Amazon - Ups Rack Rails - \$49.00; Amazon - Network Supplies - \$17.99; Amazon - Signaling Devices - \$12.77; Amazon - Office Supplies - \$10.49; Amazon - Program Supplies - \$494.50; Amazon - Janitorial Supplies - \$89.97; Amazon - Seed Library Supplies - \$159.96; Amazon - Book - \$11.82; Amazon - Books - \$194.19; Amazon - Special Events - \$12.51; Amazon - Hand Sanitizer - \$106.73; Amazon - Special Events - \$162.58; AMC Yankton - Program Supplies - \$30.00; American Fence Company - Fence Repairs - \$6,777.56; AMG Occupational Medicine - DOT CDL Drug Testing - \$63.00; Animal Health Clinic - K9 Medical Care-Max - \$9.37; A-Ox Welding Supply Co Inc. - Propane - \$69.87; Arbor Day Foundation - Membership Dues - \$35.00; Arby's - Academy Graduation - \$32.41; AT&T - Mobile Data - \$751.38; AT&T Bill Payment - Cell Phone - \$208.54; Auch/Dawn - Refund - \$100.00; Auto Value - Filters - \$1,061.64; Auto Value Parts Store - Brass Fitting - \$3.21; Automatic Building Controls - Annual Fire Alarm Tests - \$1,637.00; Autozone - Nitrile Gloves And Bulbs - \$20.73; Avenu Insights & Analytics LLC - Maint Prog Support - Feb - \$3,939.66; Avera Ed And Staffing - CPR Training - \$250.00; Avera Education & Staffing - CPR Cards - \$115.00; Avera Sacred Heart Hospital - DOT CDL Drug Tests - \$66.00; Axon - Taser Battery - \$408.00; Backdraft Magazine - Ad - \$155.00; Baker Taylor - Books - \$2,902.20; Baycom Inc. - Police Laptops - \$19,904.00; Becker Body Shop LLC - Patrol Car Flooring - \$1,725.40; Becker/Doyle - Refund - \$42.60; Becker/Leon - Refund - \$75.00; Bietz/Jason - K-9 Vehicle Damage - \$489.90; Binde/Brad - Boot Reimbursement - \$130.00; Bjorum/Candy - Refund - \$213.00; Boller Printing - Office Supplies - \$199.67; Boller Printing Inc. - Envelopes - \$72.00; Bomgaars - Sludge Heater 3 Repair - \$1,590.81; Book Systems Inc. - Atrium -

\$3,195.00; Bound Tree Medical LLC - Tourniquets - \$156.78; Bow Creek Metal - Garage Exit Doors - \$31.60; Bow Creek Metal Inc. - Bench - \$835.00; Boyer Trucks Sioux Falls - Fuel Filter Cover - \$145.61; Brightway Electric LLC - Electrical Repairs - \$3,200.00; Brooks/Renae - Reimbursement - \$21.30; Brown/Matt - Refund - \$100.00; Buhl Cleaners - Towels - \$268.10; C & B Yankton - Gator Repairs - \$49.85; Casey's Fort Pierre - Fuel - \$59.98; Casey's Gen - Contractor's Meeting - \$74.11; Casey's Gen Store - Investigation Expense - \$13.47; Casey's Gen Store - UOF Course Supplies - \$11.98; Cedar Knox Public Power Dist - Elect - \$3,051.70; Center Point - Large Print Books - \$133.62; Centurylink - Phone - \$1,277.45; City Of Vermillion - Jt Power Cash Trans - \$62,316.56; City Of Yankton-Parks - Landfill Charges - \$47.52; City Of Yankton-Solid Waste - Compacted Garbage - \$13,087.56; City Utilities - Wtr-Ww Charges - \$4,739.36; Clark - Fuel - \$40.54; Clarks Rentals Custom - Core Drill Bit - \$386.00; Coffee Cup - Evidence Transport - \$35.71; Collaborative Summer L - Summer Reading Supplies - \$205.15; Concrete Material - Gravel - \$8,501.10; Conoco - Fuel - \$71.00; Cook/Patricia - Refund - \$213.00; Cornhusker Intl Truck Inc. - Filters - \$188.84; Cornwell DP Tools Inc. - Vacuum Brake Bleeder - \$333.17; Cox Auto Supply - Flange Set Screws - \$506.47; Credit Collection Service Inc. - Ut Collection - \$371.90; Crescent Electric - Light Bulbs - \$1,144.56; Cuka/Don - Refund - \$21.30; Culvers - Travel Expense - \$6.22; D & T Ventures LLC - Maintenance - \$2,953.00; Dairy Queen - Investigation Expense - \$12.94; Dakota Fence Company - Trash Can Lids - \$450.00; DAS/Dakota Care Admin Services - Flex Spending Fees - \$29.10; De Lage Landen Public Finance - Golf Car Lease - \$33,165.64; Delaney/Sonja - Refund - \$42.60; Delta - Travel Expense - \$130.00; Delta - Travel Expense - \$130.00; Dept Of Health - Water Samples - \$507.00; Derickson/Eric - Boot Reimbursement - \$130.00; Dickes/Chris - Refund - \$42.60; DNS Made Easy - DNS Service - \$59.95; Donner/Michael - K-9 Vehicle Damage - \$1,503.10; D'z Sweet Treatz - Employee Appreciation - \$168.00; Echo Electric Supply - Lab Still Fuses - \$27.60; Ehresmann Engineering - Storage Trailer - \$503.14; Environmental Express - GGA Testing - \$86.81; Fastenal Company - New Trailer Supplies - \$197.70; Fastenal Company - Hard Hats - Shovels - \$484.47; Federal Property Agency - Mask - \$80.00; Fedex - Evidence Shipping - \$30.44; Feimer Construction - Walnut St Const C-10-18 - \$1,000.00; Findaway - Books - \$42.74; First Dakota Nat'l Bank Corp - Fire Station Debt Serv - \$16,880.00; Fischer/Tanner - Refund - \$255.30; Fletc Express - Fletc Training-Shuttle - \$98.44; Frick/Brian - Refund - \$130.00; Frontier Mills Inc. - Grass Seed - \$121.20; Gerstner Oil Co - Fuel - \$14,813.97; Good-Land Pump Inc. - Lift Station - \$17,810.11; Grainger - Fan Motor - \$308.13; H & K Oil Inc. - Truck Tire Balance - \$20.00; Hall/Heather - Refund - \$213.00; Hanson Briggs Advertising Inc. - Envelopes - \$346.00; Harbor Freight - Patrol Car Bike Rack - \$298.10; Harn R/O Systems Inc. - Chemicals - \$4,900.00; Harrey/Breandan - Refund - \$344.00; Hawkins Inc. - Chemicals - \$28,904.82; HDR Engineering Inc. - Wtr Treatment Plant - \$45,823.64; Heath/Cooper - Refund - \$21.30; Hobby Lobby - Adult Craft - \$7.19; Holiday Inn Rapid City - Travel Expense - \$15.05; Home2 Suites - Fletc Training-Lodging - \$1,872.00; Hovden/Chris - Refund - \$42.60; Hundertmark Cleaning Systems - Power Washer Repairs - \$1,476.19; HyVee - Disinfecting Wipes - \$249.52; In Pitzer Digital, LLC - Magazine Subscription - \$32.00; Intl Code Council Inc. - Membership Dues - \$135.00; Irwin/Tim - Refund - \$21.30; Isa - Membership Dues - \$165.00; J & H Care & Cleaning Company - Janitorial Supplies - \$4,200.00; J.J Benjis - Polos - \$201.29; J2 Metrofax - Fax Service - \$7.95; Jacks Uniforms - Uniform Shirts - \$406.68; Jackson/Brooke - Refund - \$21.30; Jcl Solutions - Cleaning Supplies - \$1,352.82; Jenne/Jace Or Jolene - Refund - \$21.60; Jones Construction/John T - Wtr Plant Const C-15-17 - \$56,165.69; JW Tramp Construction Inc. - Sidewalk Reimbursement - \$1,125.00; Kadrmas Lee & Jackson Inc. - Airport Project - \$12,824.74; Kaiser Heating & Cooling Inc. - Heater Repairs - \$2,238.70; Kaiser Refrigeration I - Chain Saws - \$97.18; Kendell Doors & Hardware - New Door Hardware - \$257.00; Kettler Intl Inc. - Safety Cars - \$1,432.00; Kinsman Garden Co. - Flowers - \$565.59; Klimisch/Kaycie - Refund - \$42.60; Kopetskys

Ace Hardware - Shop Supplies - \$863.44; Krier/Trey - Refund - \$21.30; Kuchta/April - Refund - \$26.63; Kudera/Jeremy - Refund - \$115.00; Lab Strong Corporation - Lab Supplies - \$202.38; Language Line - Translation Service - \$58.93; Lapel Pins Plus - Challenge Coins - \$510.00; Larson/Cole - Refund - \$90.00; Lewis & Clark Bhs - MMPI Reserve Program - \$315.00; Lewis & Clark Homebuilder Assn - Annual Dues - \$350.00; Lewis And Clark Ford L - Washer Jets - \$11.85; Locators & Supplies Inc. - Roll Up Signs & Stands - \$1,343.68; Logmein Gotomeeting - Gotomeeting - \$192.00; Marks Machinery - Mower - \$8,300.00; May/Sue - Refund - \$100.00; Mayer Signs - Repairs - \$25.00; Mcdonald's - Investigation Expense - \$6.22; McGrath North - Professional Services - \$24.55; Mcleod's Printing - Election Supplies - \$88.47; Mead Lumber - Riverside Softball - \$448.55; Menards - Storyboard Repairs - \$179.97; Menards - Memorial Playground - \$2,994.89; Merkel Electric - Repairs - \$939.54; Meyer Inc. - Mem Park Wood Fiber - \$5,792.00; MidAmerican Energy - Fuel - \$9,203.25; MidAmerican Energy - Fuel - \$4,963.69; Midwest Alarm Company Inc. - Fire Alarm Monitoring - \$162.00; Midwest Laboratories - Monthly Nutrient Testing - \$259.68; Midwest Radiator - Equipment Repair - \$115.00; Midwest Tape - Av - \$219.94; Midwest Turf & Irrigation - Equipment Repairs - \$687.98; Millenium Recycling - Single Stream Recycling - \$2,648.80; Miller/Chad - Refund - \$21.30; Mobile Electronic Service Inc. - Vehicle Repairs - \$800.00; Moser/Brad - Wageworks Reissue Check - \$1,992.00; Motor Vehicle Dept, SD - Title License - \$42.40; MT & RC Smith Insurance Inc. - Notary Bond - \$177.50; Mulder/Jeremy - Refund - \$42.60; Nebraska Journal-Leader - Ad - \$96.18; Nohr Wortmann Engineering - Structural Assessment - \$3,047.50; Northland Trust Services Inc. - Fire Station Agent Fee - \$495.00; Northwestern Energy - Elect - \$91,714.16; Observer - Ad - \$180.00; Office Of Fire Marshal- Boiler - Boiler Inspection - \$60.00; Olson's Pest Technician - Pest Control - \$90.00; Olson's Pest Technicians Inc. - Pest Control - \$306.75; One Office Solution - Office Supplies - \$142.17; O'Reilly Auto Parts - Brake Pads, Rotor, Shocks - \$1,877.42; OTC Brands Inc. - Tree - \$13.94; Overdrive Dist - Overdrive - \$5,505.79; Paint Sprayers Unlimited - Paint Machine Parts - \$91.77; Parts Town - Autoclave Drain - \$126.90; PayPal - Ups Network Card - \$60.00; PayPal - Monitor - \$34.99; PayPal - Webcam - \$20.00; PayPal - UPS Network Card - \$54.95; PayPal - UPS Batteries - \$43.99; PayPal - Monitors - \$237.93; PayPal - Shoe Covers-COVID - \$18.41; PayPal - Webcam - \$15.99; PayPal - Webcam - \$17.51; PayPal - Webcam - \$15.50; PayPal - Webcam - \$16.94; PayPal - Webcam - \$15.99; PayPal - Batteries - \$29.98; PayPal - Webcam - \$18.49; PayPal - Webcam - \$13.54; PayPal - Printer - \$100.55; PayPal - UOF Training YPD - \$695.00; PayPal - Monitor - \$174.99; PayPal - Webcam - \$15.80; PayPal - Webcam - \$16.14; PayPal - Webcam - \$13.89; PayPal - Monitors - \$139.74; PayPal - Printer - \$129.99; PayPal - Network Cables - \$41.83; PayPal - Webcam - \$16.18; PBI Leased Equipment - Postage - \$122.00; Perry/Jesse - Refund - \$344.00; Pheasant Country - Registration - \$54.67; Pinkelman/Lorie - Refund - \$200.00; Pitney Bowes - Postage - \$200.00; Poeschl/Tyler - Refund - \$21.30; Press Dakota Mstar Solutions - Visitors Guide Ad - \$6,216.30; Pro Auto Inc. - Sandblast Wheels - \$180.00; Provantage - Office DSI Reimbursement - \$1,854.00; Push Pedal Pull - Gym Equipment - \$16,271.32; Q Appraisals LLC - Appraisals - \$3,900.00; QT - Fuel K9 Medical Care - \$16.00; Quill Corporation - Janitorial Supplies - \$168.10; Racom Corporation - Antenna - \$2,280.98; Rae Products And Chemicals - Paint Stencils - \$199.88; Redlinger Bros Plumbing - Sac Pool Repair - \$1,340.62; Register FAA - FAA Registration For UAV - \$5.00; Repost Walmart Com - Credited Twice - \$169.73; Rippe/Rebecca - Refund - \$42.60; Riverfront Broadcasting LLC - Radio Ad - \$2,524.50; Riverside Hydraulics - Hose And Fittings - \$291.26; Ron's Auto Glass - Windshield - \$315.00; Rushmore Plaza Holiday - Lodging - \$158.00; Russenberger/Courtney - Refund - \$150.00; Sanitation Products Inc. - Sweeper Parts - \$8,273.29; Schantz/Dwayne - Boot Reimbursement - \$130.00; Schroeder/Roger - Boot Reimbursement - \$130.00; Scott/Tom - Refund - \$150.00; SD Library Association - Membership Dues - \$55.00; SD Secretary Of State - Library Foundation Fee - \$10.00; Sealand Marine - Roof Vent - \$17.04; Sf Regional Airport - Airport Parking

- \$26.00; Sharples/Riva - Refund - \$213.00; Shell Oil - Fuel Travel To Pierre - \$33.42; Shell Oil - Fuel-Travel Pierre - \$16.00; Sherwin Williams - Park Supplies - \$139.88; Shur-Co Outletservice - Trailer Tarp - \$716.59; Sigma Aldrich Us - Filters - \$322.17; Slim Chickens - K9 Training - \$8.59; Small/Gracie - Refund - \$213.00; Smart Sign - Signs - \$800.99; South Dakota One Call - Message Fee - \$45.10; Sparks Upholstery - Equipment Repair - \$223.02; Splashtop.Com - Software - \$240.22; Stern Oil Co Inc. - Fuel - \$18,604.02; Stockwell Engineers Inc. - Aquatics Center Design - \$24,977.56; Stukel/Heather - Refund - \$21.30; Sturdevant's - Shop Supplies - \$80.14; Suez Treatment Solutions Inc. - UV Lamps - \$8,497.00; Sweeney Controls Company - Alarm Configuration - \$240.00; Target - Program Supplies - \$6.42; Teledyne Instruments - Sampler Tubing - \$340.00; The Bodyguard – Hand Sanitizer Aloe Vera - \$76.59; The Knox Company - Building Repairs - \$443.00; The UPS Store - Shipping Water Samples - \$24.13; Tinting Pros - Window Tint-Patrol Car - \$100.00; TMA Yankton - Tires - \$2,066.00; Top Notch Window Cleaning - Window Cleaning - \$645.00; Tractor Supply Co - Bungee - \$31.98; Traffic Control Corp - Monitor - \$2,886.00; Transource - Starter - \$508.94; TRE Environmental Strategies - First Testing - \$950.00; TRK Hosting - Internet Access - \$7.95; Truck Trailer Sales - Steering Column Kit - \$367.50; Truck Trailer Sales Inc. - Trailer For Storage - \$5,896.00; Turfwerks - Ball Field Prep Equip - \$20,500.00; UGSI Chemical Feed - Polymer System Solenoids - \$972.21; United States Postal Service - Postage Meter - \$626.48; University Libraries - Lost Book - \$43.00; US Bank Equipment Finance - Copier Lease - \$290.11; USA Blue Book - Root Killer - \$1,219.77; USPS Po - Postage-Evidence - \$75.90; Verizon - Internet Access - \$923.62; Viddler Inc. - Video Hosting - \$41.46; Vogt's - Uniform Alterations - \$38.00; Vogt's Fine Cleaners - Cemetery Supplies - \$6.36; VWR International Inc. - Lab Supplies - \$1,621.82; Walgreens - Thermometers - \$47.98; Walker Process Equipment - Gasket Replacements - \$1,317.36; Walmart - Shop Supplies - \$735.53; Walmart.Com - Office Supplies - \$73.54; Watchguard Video - WG Video Software Maint. - \$5,850.00; Watchguard Video - In Car Video - \$16,590.00; Water & Env Eng Research Ctr - Testing - \$122.00; Welch Tennis - Bocce Scoreboard - \$287.41; Welfl Construction Corp - Aquatics Const C-17-19 - \$109,940.60; Western Iowa Tech Comm College - Registration Fee - \$95.00; Wiebelhaus/Jean - Taxes - \$201.32; Wilson/Kendall - Refund - \$21.30; Wm Supercenter - Fruit/Rec Supplies - \$408.06; X-Treme Car Wash - Patrol Car Wash - \$10.00; Yankton Area Ice Association - Reimbursement - \$105.55; Yankton Chamber Of Commerce - YAPG Meeting - \$45.00; Yankton County Treasurer - Taxes - \$461.44; Yankton Fire & Safety Co - Extinguisher Inspection - \$1,697.00; Yankton Janitor Supply Inc. - Supplies - \$313.70; Yankton Medical Clinic - Dot Drug Testing - \$180.00; Yankton Winnelson Co - Restroom Supplies - \$54.27; Yardley/Lisa - Relocation Expenses - \$534.37; Ykt Janitorial & Dt Sc - Deodorizer, Cleaner - \$1,613.43

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

Motion adopted

MARCH SALARIES BY DEPARTMENT: Administration \$49,266.71; Finance \$34,821.44; Community Development \$25,316.27; Police/Dispatch \$174,979.46; Fire \$12,973.46; Engineering / Sr. Citizens \$44,945.81; Streets \$46,291.85; Snow & Ice \$2,179.46; Traffic Control \$3,847.44; Library \$27,910.89; Parks / Sac \$80,804.27; Marne Creek \$3,731.54; Water \$36,395.81; Wastewater \$35,804.54; Cemetery \$3,915.07; Solid Waste \$21,179.43; Landfill / Recycle \$13,810.63; Central Garage \$7,479.26

NEW HIRES: Terra Spangler \$12.00 hr. Rec Dept.

WAGE CHANGE: Molly Brown \$14.50 hr. Rec Div.; Kyle Goodmanson \$3,430.12 bi-wk. Water/Wastewater Dept.; Jana Greenfield \$11.00 hr. Rec Div.; Keaton List \$10.25 hr. Rec Div.; Paul McGlone \$10.50 hr. Rec Div.; Ryan Moderegger \$11.25 hr. Rec Div.; Carol Miller \$12.75 hr. Rec Div.; Sharlotte Peterson \$13.75 hr. Rec Div.; Maggie Schaefer \$10.50 hr. Rec Div.; Ryan T. Schulte \$10.25 hr. Rec Div.; Stacia Sherman \$10.50 hr. Rec Div.; Allison Spak \$13.75 hr. Rec Div.

STATUS CHANGE: Jonah Rothermel \$1,984.74 bi-wk. Water Plant Operations Specialist to Water Plant Supervisor

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

There were no public appearances at that time.

Consent Agenda items were discussed and voted on separately.

The date of April 27, 2020, at 6:00 p.m. via Go To Meeting was set for the next work session. This is to inform the public. No official action was taken.

Action 20-206

Moved by Commissioner Webber, seconded by Commissioner Carda, to establish Tuesday, May 26, 2020, as the date for the second City Commission meeting in May due to the Monday, May 25, 2020 Memorial Day holiday. The meeting will begin at 7:00 P.M.

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

Motion adopted.

Action 20-207

This was the time and place for the public hearing of the application license for the Yankton County 4-H to hold a Special Events Dance outside the Pine Acres 4-H Building in the big grassy area on July 31, 2020. (Memorandum 20-79) No one was present to speak for or against the application.

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

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

Motion adopted.

Action 20-208

Moved by Commissioner Benson, seconded by Commissioner Webber, to establish April 27, 2020, as the date for the public hearing on the request for a Special Events (on-sale) Liquor License for 1 day, June 13, 2020, from Rock 'N' Rumble (Mike Carda, President), d/b/a Yankton Rib Fest, Block of 3<sup>rd</sup> Street between Cedar and Walnut plus half of Walnut to the Alley and half a block North and South on Walnut and 3<sup>rd</sup> Street, Yankton, S.D.

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

Motion adopted.

The agenda item establishing April 27<sup>th</sup>, 2020 as the public hearing for a Special Events Retail (on-sale) Liquor License for 1 day, May 30, 2020, from Ben's Brewing Co. (Ben Hanten, Owner), dba Ben's Brewing Company, 222 West 3<sup>rd</sup> Street, Dakota Theatre, 328 Walnut Street, Yankton, S.D. was

pulled from the agenda by Ben Hanten, Owner.

Action 20-209

This was the time and place to award the bid for the Utility Body and Aerial Device for Traffic Control Division. The following bids were received and opened on March 26<sup>th</sup>, 2020 at 3:00 p.m.: Northern Truck & Equipment, Sioux Falls, SD for \$87,353.00 and ABM Equipment & Supply, Hopkins, MN for \$89,775.00. (Memorandum 20-82).

Moved by Commissioner Miner, seconded by Commissioner Moser to award the bid for a New Utility Body and Aerial Device to Northern Truck and Equipment of Sioux Falls, South Dakota in the amount of \$87,353.00 for the Department of Public Works, Traffic Control Division.

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

Motion adopted.

Action 20-210

Moved by Commissioner Webber, seconded by Commissioner Benson to approve Resolution 20-25. (Memorandum 20-81)

**RESOLUTION 20-25**

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

2006 Steco Walking Floor Trailer	5EWS482161254200
2002 CPS	4Z45156263P004221

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

Motion adopted.

Action 20-211

Moved by Commissioner Carda, seconded by Commissioner Webber to approve the recommendation by the Health Board to temporarily suspend the Commission Meeting Location at the physical location of the Career Manufacturing Technical Education Academy building. Commission meetings will commence via online services.

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

Motion adopted.

Action 20-212

Moved by Commissioner Webber, seconded by Commissioner Miner to approve Resolution 20-26. (Memorandum 20-83)

**RESOLUTION NO. 20-26**

Resolution and Advisory of the Yankton Board of City Commissioners

WHEREAS, on March 11, 2020, the World Health Organization declared COVID-19 a pandemic; and

WHEREAS, on March 13, 2020, the President of the United States and the Governor of South Dakota both declared a state of emergency in response to the COVID-19 pandemic; and

WHEREAS, on March 16, 2020, the City Commission issued Resolution #20-21 declaring a state of emergency in the City of Yankton to address the novel coronavirus causing COVID-19 disease; and

WHEREAS, on March 23, 2020, the Governor issued Executive Order 2020-08, setting forth guidelines and recommendations regarding personal, business, and healthcare precautions to be taken in response to the COVID-19 pandemic; and on April 6, 2020, the Governor superseded her Executive Order 2020-08 with Executive Order 2020-12, which changed such guidelines and recommendations into overt directives; and

WHEREAS, on March 24, 2020, the Governor announced that she is recommending that all K-12 schools in South Dakota remain closed until May 1, 2020, which has been extended through the end of the 2019-2020 school year; and

WHEREAS, on March 24, 2020, the Yankton School District closed all K-12 schools, which will remain closed through the end of the 2019-2020 school year; and

WHEREAS, on Tuesday, March 31, 2020, Yankton City Ordinance 1033 – COVID-19 Temporary Emergency Ordinance No. 1 went into legal effect closing certain business establishments and restricting the size of gatherings within the City of Yankton to slow the spread of the novel coronavirus causing COVID-19 disease.

WHEREAS, as of 12 noon on April 9, 2020, there are 447 confirmed cases of COVID-19 within the State of South Dakota; and

WHEREAS, as of 12 noon on April 9, 2020, there are 18 confirmed cases of COVID-19 within Yankton County; and

WHEREAS, the South Dakota Department of Health reports that there is currently substantial community spread of the coronavirus causing the COVID-19 disease in Yankton County; and

WHEREAS, as of 12 noon on April 9, South Dakota Department of Health reports reflect that Yankton County has the 4<sup>th</sup> highest reported numbers of active COVID-19 cases amongst all counties in the State of South Dakota; and

WHEREAS, the Centers for Disease Control and Prevention ("CDC") recommend certain actions for the preparation and mitigation of community transmission of the coronavirus causing COVID-19 disease, including, but not limited to, social distancing measures and restricting the size of gatherings; and

WHEREAS, the CDC has recently updated its guidance recommending the use of face covering over the mouth and nose as a way to prevent the spread of disease from asymptomatic infected persons; and

WHEREAS, there is clear evidence that some individuals who contract the coronavirus causing COVID-19 disease have no symptoms or only mild symptoms, which means they are likely unaware they carry the virus. Because such individuals can still transmit the virus, and because evidence shows that the disease is easily spread, gatherings promote transmission of the coronavirus causing COVID-19 disease. Evidence further demonstrates that the coronavirus causing COVID-19 disease has a propensity to remain in the air or to attach to and remain on surfaces for prolonged periods of time, and it can thus be spread by breathing aerosolized particles containing the virus or through contact with contaminated surfaces; and

WHEREAS, the scientific evidence also shows that at this stage of the emergency, it is critical to slow transmission of the coronavirus causing COVID-19 disease to protect the most vulnerable and to prevent the City's health care system from being overwhelmed. One proven way to slow the transmission is to limit interactions among people to the greatest extent practicable; and

WHEREAS, SDCL 9-32-1 confers upon municipalities the power to do what may be necessary or expedient for the promotion of health or the suppression of disease.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY OF YANKTON:

**Section 1: Stay at Home.** All residents of the City of Yankton are directed to remain in their homes except for solitary and/or household outdoor activities for the promotion of physical and emotional well-being, and activities related to the provision of only essential commodities and services.

- a) Residents shall limit visits to grocery and retail stores to once per week or use delivery or pick-up services.
- b) When it is necessary for residents to visit grocery and/or retail stores, households shall choose a designated shopper to do the shopping for the entire household in order to reduce the number of people in the store(s). Shoppers shall remember to remain at least six feet away from others in the store.
- c) Whenever possible, residents shall avoid taking any children still living at home with them on any essential shopping trips.
- d) Residents returning from extended trips or spending the winter in warmer climates shall self-quarantine for 14 days upon their return.
- e) Residents should support local businesses that promote social distancing and demonstrate compliance with CDC guidelines.
- f) Residents are encouraged to participate in organized religious activities only via remote or drive-in options as available.
- g) Even while adhering to the 10-person gathering limitation imposed by Ordinance 1033, residents are directed not to participate in voluntary in-person gatherings of any size outside of their immediate household.



**Section 2: Healthcare.** Residents of the City of Yankton shall call ahead to healthcare providers if feeling sick.

- a) Residents may still attend routine medical appointments but shall follow the guidance of their medical providers and always call ahead if feeling sick.
- b) Residents may continue to go to the pharmacy to pick up medications but shall use drive through or delivery services whenever possible.

**Section 3: Safe Practices.** Residents of the City of Yankton shall continue to practice good respiratory hygiene, cover coughs and sneezes with a tissue or use the inside of their elbow, wash hands often, disinfect surfaces frequently, avoid touching their face, and strictly adhere to social distancing guidelines. Additionally, consistent with current CDC guidance, residents over the age of two who do not have trouble breathing should wear face coverings (i.e. a face mask entirely covering the mouth and nose) when interacting with others not within their household according to CDC recommendations. Such coverings shall not be used as a substitute for social distancing, which is vital for slowing down the spread of COVID-19.

**Section 4: Mental and Emotional Health.** Residents of the City of Yankton should be mindful of their mental health.

- a) Residents may continue to engage in outdoor activity such as, by way of example and not limitation, walking, hiking, running, or biking, provided that individuals strictly comply with social distancing and all other measures as advised by the CDC.
- b) Residents should be good neighbors to those around them and help others if able, keeping in mind that it remains critical to use safe practices as recommended by the CDC.
- c) Residents should support local businesses to the greatest extent possible while strictly abiding by CDC guidelines and this Resolution and Proclamation.

**Section 5: Businesses.** Businesses not required to close or otherwise bound by the 10-person gathering limitations set forth in Ordinance No. 1033 shall, whenever possible, limit their patron and employee occupancy to no more than 20% of their posted occupancy and shall institute and enforce a safe social distancing strategy for patrons and employees inside the place of business and for patrons and employees waiting to enter outside the place of business.

After motion and second, City Attorney Den Herder gave an explanation of the resolution. After discussion, roll call ensued.

**Roll Call:** Commissioners voting “Aye” were Carda, Hoffner, Miner, Schramm, Webber and Mayor Johnson; voting “Nay” were Commissioners Benson, Ferdig and Moser.

Motion adopted.

Action 20-213

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

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

Motion adopted.

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Nathan V Johnson  
Mayor

ATTEST:

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Al Viereck  
Finance Officer

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