

**CHAMBER OF THE BOARD OF CITY COMMISSIONERS
YANKTON, SOUTH DAKOTA
MAY 26TH, 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 20-240

Moved by Commissioner Miner, seconded by Commissioner Webber, to approve minutes of regular meeting of May 11, 2020.

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

Motion adopted.

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.

Action 20-241

Moved by Commissioner Schramm, seconded by Commissioner Benson, to establish 12:00 pm, on Friday, June 5, 2020, as the time and date of a “Notice to Call” a Special City Commission meeting to canvass the election returns of the City of Yankton Election to be held on Tuesday, June 2, 2020.

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

Motion adopted.

Discussion was held reminding commissioners, staff and citizens that a budget workshop meeting will occur on June 15th, 2020 at 5:30 p.m. and if necessary, continue on June 16th at 5:30 p.m. Tentative plans are still to host these meetings remotely via the current meeting process.

Action 20-242

Moved by Commissioner Webber, seconded by Commissioner Carda, to establish June 8, 2020, as the date for the public hearing on the transfer of ownership and location of a Retail (on-off sale) Malt Beverage & SD Farm Wine License for July 1, 2020, to June 30, 2021, from Shree, LLC d/b/a Shree, LLC (Diapan Patel, Owner), 821 Broadway Avenue, to P & P Lottery Enterprises, LLC d/b/a Pin-ups Casino & Gaming Lounge (James Palmer, Member), 3010 Broadway Avenue, Room 5, Yankton, S.D.

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

Motion adopted.

Action 20-243

This was the time and place for the public hearing for a Special Events (off-sale) Package Wine & Malt Beverage Dealers License for 1 day, July 18, 2020 from Yankton Area Arts (Julie Amsberry, Executive Director), 508 Douglas, GAR Hall & GAR Hall parking lot & Sacred Heart Church parking

lot next to GAR Hall, for a Picnic dinner & drink pick up, Yankton, S.D (Memorandum 20-98) No one was present to speak for or against the application.

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

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

Motion adopted.

Action 20-244

This was the time and place for the public hearing of the renewal of Malt Beverage Licenses for the 2020-2021 licensing period. (Memorandum 20-99) No one was present to speak for or against the applications. Moved by Commissioner Benson, seconded by Commissioner Schramm, to approve the licenses.

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

Motion adopted.

Action 20-245

Moved by Commissioner Moser, seconded by Commissioner Schramm, to approve a 2020 Sidewalk Cafe Permit to 301 East 3rd Street doing business as The Boat House. (Memorandum 20-101)

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

Motion adopted.

Action 20-246

Moved by Commissioner Schramm, seconded by Commissioner Miner, to approve Resolution 20-36. (Memorandum 20-102)

FEDERAL AID BRIDGE REPLACEMENT PROGRAM RESOLUTION
FOR COUNTY AND URBAN PROJECTS

WHEREAS, The City of Yankton desires the replacement of the bridge hereinafter described:

STRUCTURE NUMBER AND LOCATION: SN 68-121-204

Approx. 350 feet north of West 6th Street on Cedar Street (42.87481N, -97.39526W)

LIST OF CURRENT LANDOWNERS ADJACENT TO THE PROJECT (NAMES & ADDRESSES):

Walnut Properties, LLC, 613 Walnut St., Yankton, SD 57078;

Key Funding Group, 309 West 7th St., Yankton, SD 57078;

Bryan Anderson and Daniel Anderson, 611 Cedar St., Yankton, SD 57078;

City of Yankton, 416 Walnut St., Yankton, SD 57078.

AND WHEREAS, The City of Yankton is obligated and hereby agrees to provide proper maintenance as required by the Federal Highway Act as amended and supplemented thereto for project after construction is completed and to regulate or cause to be regulated the installation of utility facilities within the limits of the right-of-way of the proposed project in accordance with State and Federal requirements.

AND WHEREAS, The City of Yankton is obligated and hereby agrees to reimburse the State for all costs not reimbursable with Bridge Replacement Funds.

AND WHEREAS, the bridge is in need of replacement for the following reasons:

1. The condition rating is Poor.
2. The bridge is not located on a County or Township designated No Maintenance or Minimum Maintenance Road.
3. The bridge is located on a mail route.
4. The load carrying capacity of the existing bridge cannot be improved to carry legal loads by rehabilitation of the existing bridge.

NOW THEREFORE BE IT RESOLVED:

That the South Dakota Department of Transportation be and hereby is authorized and requested to program for construction, in accordance with the “Local Roads Plan” and the State’s “Standard Specifications for Roads and Bridges,” the bridge replacement project at the above described location. Items to be handled by State forces with Federal Participation will include hydraulic study review, foundations investigation (if necessary), plan reviews, and construction administration.

Estimated Cost of Project Including Engineering: \$ 1,860,000
Federal Share (81.95%): \$ 1,524,270
Local Share (18.05%): \$ 335,730

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

Action 20-247

This was the time and place to award the bid for the 12th Street – Douglas Avenue to Mulberry Street & Pine Street – 10th Street to 15th Street Reconstruction Project. The following bids were received and opened on May 14th, 2020 at 3:00 p.m.: D&G Concrete Construction, Inc., Sioux Falls, SD for \$646,174.99; Masonry Components, Inc., Yankton, SD for \$727,166.90; and Feimer Construction Co., Inc., Yankton, SD for \$998,974.45. (Memorandum 20-103)

Moved by Commissioner Webber, seconded by Commissioner Hoffner, to award the contract to D&G Concrete Construction, Inc., in the amount of \$646,174.99.

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

Commissioner Carda introduced and Mayor Johnson read the title of Ordinance No. 1034, A TEMPORARY EMERGENCY ORDINANCE TO ADDRESS A PUBLIC HEALTH CRISIS BY IMPLEMENTING CERTAIN MEASURES WHICH HAVE BEEN DEEMED NECESSARY TO SLOW THE COMMUNITY SPREAD OF THE VIRUS RESPONSIBLE FOR THE COVID-19 DISEASE.

Action 20-248

Moved by Commissioner Carda, seconded by Commissioner Schramm, to adjourn at 7:30 p.m.

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

Motion adopted.

Nathan V Johnson
Mayor

ATTEST:

Al Viereck
Finance Officer