



CITY OF YANKTON

2020_11_23

**CITY COMMISSION
MEETING**



Mission Statement
To provide exemplary experiences, services & spaces that create opportunities for everyone to learn, engage and thrive.

YANKTON BOARD OF CITY COMMISSIONERS

Regular City Commission Meeting beginning at 7:00 P.M.

Monday, November 23, 2020

City of Yankton Community Meeting Room

Located at the Career Manufacturing Technical Education Academy formerly known as Technical Education Center • **1200 W. 21st Street • Room 114**

Due to the COVID-19 virus, this meeting will be conducted electronically in compliance with SDCL. If you would like to watch the City Commission meeting you can do so by accessing the City of Yankton’s YouTube Live Channel.

<https://www.youtube.com/channel/UCD1a1hf1dIkiLVSXnmdRQg/live>

If you would like to participate in the City Commission meeting, limited access will be provided through the west door of the CMTEA building. You will be asked to state what item you would like to participate in and allowed access one person at a time into the meeting room. You will be asked to introduce yourself and make your comments. Alternatively, you can comment or ask questions utilizing the chat function on the YouTube Livestream or email commission@cityofyankton.org.

Rebroadcast Schedule: Tuesday @ 7:30pm, on channels 3 & 45

I. ROUTINE BUSINESS

1. Roll Call

2. Approve Minutes of regular meeting of November 9, 2020

Attachment I-2

3. City Manager’s Report

Attachment I-3

4. Public Appearances

Public appearances is a time for persons to address the City Commission on items not listed on the agenda. No action may be taken on a matter raised under this item of the agenda until the matter itself has been specifically included on an agenda as an item upon which action will be taken. Each person has up to three minutes to speak. Comments made during the Public Appearance Comment period of the agenda may be on any subject. There shall be no personal attacks against the Mayor, members of the City Commission, City Staff, or any other individual.

II. CONSENT ITEMS

Matters appearing on the Consent Agenda are expected to be non-controversial and will be acted upon by the City Commission at one time, without discussion. Approval constitutes following the recommendation of the City Manager on each item.

1. Renewal of 2021 City Dance License Applications

Consideration of Memorandum #20-215 recommending approval of the renewal of applications for 2021 City Dance Licenses

Attachment II-1

2. **Renewal of Private Collector of Refuse License for 2021**
Consideration of Memorandum #20-214 recommending approval of the renewal of applications for Private Collector of Refuse Licenses for the year 2021 (January 1, 2021– December 31, 2021) licensing period

Attachment II-2
3. **Pawn Brokers Licenses for 2021**
Consideration of Memorandum #20-224 recommending approval of the applications for Pawn Brokers License

Attachment II-3
4. **Establish public hearing for sale of alcoholic beverages**
Establish December 14, 2020, as the date for the public hearing on the request for a Special Events Retail (on-sale) Liquor License for 1 day, February 6, 2021, from BPO Elks Lodge 994 d/b/a Elks Lodge 994 (Cindy Goeden, Secretary), NFAA, 800 Archery Lane, Yankton, S.D.

Attachment II-4

III. OLD BUSINESS

Old business includes items that have previously appeared on the City Commission's agenda and require further consideration or action by the board.

1. **Public hearing for New Retail (on-off sale) Wine & Cider License**
Consideration of Memorandum #20-207 regarding the public hearing on the New Retail (on-off sale) Wine and Cider License for January 1, 2021, to December 31, 2021, from Mint, Yankton, LLC dba Mint, Yankton, LLC, (Michael Feimer, Owner) 318 Douglas, Yankton, S.D.

Attachment III-1
2. **Public hearing for New Retail (on-off sale) Malt Beverage & SD Farm Wine License**
Consideration of Memorandum #20-208 regarding the public hearing on a New Retail (on-off sale) Malt Beverage & SD Farm Wine License for July 1, 2020, to June 30, 2021, from Mint, Yankton, LLC dba Mint, Yankton, LLC, (Michael Feimer, Owner) 318 Douglas, Yankton, S.D.

Attachment III-2
3. **Public hearing for renewal of Alcoholic Beverage Licenses**
Consideration of Memorandum #20-209 regarding the public hearing and consideration of the applications for renewal of Alcoholic Beverage Licenses for the 2021 (January 1, 2021, to December 31, 2021) licensing period

Attachment III-3
4. **Public hearing for sale of alcoholic beverages**
Consideration of Memorandum #20-210 regarding the public hearing on the request for a Special Events Retail (on-sale) Liquor License for 1 day, December 5, 2020, from Lucky Irish, Inc. d/b/a O'Malley's Irish Pub (Jeff Dayhuff, President), NFAA, 800 Archery Lane, Yankton, S.D.

Attachment III-4

Adoption of an ordinance is typically a two-meeting process. At the first meeting, an ordinance is introduced, and the first reading is held. During the second meeting, the ordinance is discussed by the commission and the public and then considered for adoption.

IV. NEW BUSINESS

New business items are those that have not been discussed by the Commission previously.

1. Lease Agreement Renewal – Senior Citizens Center

Consideration of Memorandum #20-223 regarding Agreement between the City and Yankton Area Senior Citizens Center

Attachment IV-1

2. Bid Award, Annual Supply of Transport-Tankwagon Petroleum Products for Chan Gurney Airport

Consideration of Memorandum #20-222 regarding Award for 2021 Annual Supply of Transport-Tankwagon Petroleum Products for Chan Gurney Municipal.

Attachment IV-2

3. Planning Commission Recommendation – Replat

Consideration of Memorandum #20-216 regarding Resolution #20-81, a Replat of Block 69, Lower Yankton including the vacated north/south alley lying within said Block 69, and including Parcel A of Block 69, Lower Yankton, and including Parcel B of Block 69, Lower Yankton, all in the City and County of Yankton, South Dakota, hereafter to be known as: St. Joe's Corner and Lots RL-1, RL-2 and RL-3, St. Joe's Corner, City and County of Yankton, South Dakota. Location, south side of the 600 block of E. 4th Street. Debra M. Specht and Daniel L. Specht, members of Mona's, LLC, owner.

Attachment IV-3

4. Planning Commission Recommendation – Replat

Consideration of Memorandum #20-217 regarding Resolution #20-82, a Replat of Lot A of Lot 3, Parcel 1 of Lot B of Lot 3 and Lot A of Lot 4, Whiting's Subdivision, City and County of Yankton, South Dakota, and a Replat of Lot 5, East Industrial Park, City and County of Yankton, South Dakota, hereafter to be known as: Lots 1 and 2, Van Gerpen's Addition, City and County of Yankton, South Dakota. Address, 1701 Whiting Drive. Merrill W. Van Gerpen and Sandy Van Gerpen, owners.

Attachment IV-4

5. Planning Commission Recommendation – Plat

Consideration of Memorandum #20-218 regarding Resolution #20-83, a plat of Lots 1A, 2A, and 3A of Hagemann Addition in the NE 1/4 of the NE 1/4 and Government Lot 1 of Section 17, T93N, R55W of the 5th P.M., City and County of Yankton, South Dakota. Location, west side of the 800 – 1,000 Blocks of Bill Baggs Road. National Field Archery Association, Yankton Missouri River Kampground, LLC and Longbow, LLLP, owners.

Attachment IV-5

6. Planning Commission Recommendation – Plat

Consideration of Memorandum #20-219 regarding Resolution #20-84, a plat of Lots 16, 17, 19 and 20, Whitetail Run, in the NE 1/4 of the SE 1/4 of Section 16, T93N, R56W of the 5th P.M., Yankton County, South Dakota; and a Replat of Lot 7, hereafter to be known as Lot 6, Whitetail Run, in the NE 1/4 of the SE 1/4 of Section 16, T93N, R56W of the 5th P.M., Yankton County, South Dakota. Location, Whitetail Run development on the west side of the 400 – 600 Blocks of Deer Boulevard. Dennis L, Christensen, President, Deerfield Truck and Equipment Company, owner.

Attachment IV-6

7. Planning Commission Recommendation – Plat

Consideration of Memorandum #20-220 regarding Resolution #20-85, a plat of Lot 18, Whitetail Run, in the NE 1/4 of the SE 1/4 of Section 16, T93N, R56W of the 5th P.M., Yankton County, South Dakota. Location, Whitetail Run development on the west side of the 400 Block of Deer Boulevard. Dennis L, Christensen, President, Deerfield Truck and Equipment Company, owner.

Attachment IV-7

8. Introduction and First Reading

The City Commission acting as the Board of Adjustment; Memorandum #20-221 establishing December 14, 2020 as the date for a public hearing to consider a variance from the City’s Sign Ordinance in a B-2 Highway Business District for the placement of two banners in locations not permitted by the ordinance on Block 2 of K-Mart Addition in the City of Yankton at 2320 Broadway Avenue. Unclaimed Freight Furniture, occupant. William Hinks and Tamera Wallenstein, owners.

Attachment IV-8

9. Stop Sign

Consideration of Memorandum #20-225 and Resolution #20-86 regarding stop sign implantation at 15th Street and West Street – northbound traffic

Attachment IV-9

10. Budget Supplement – Establish Public Hearing

Memorandum supporting first reading of Memorandum supporting Ordinance #1043 the second supplement to the 2020 Annual appropriation Ordinance #1024 and setting December 14, 2020 as second reading and public hearing of said Ordinance

Attachment IV-10

11. Mask discussion

Discussion regarding Memorandum and Resolution #20-26 which was approved earlier this year

Attachment IV-11

V. OTHER BUSINESS

Other business is a time for City Commissioners to address the commission regarding matters not on the agenda. These items will be deliberated by the governing body and will not be acted upon at this time. Items mentioned may be added to a future City Commission meeting or work session for deliberation or action.

VI. ADJOURN THE MEETING OF NOVEMBER 23, 2020

The City of Yankton Community Meeting Room is accessible to everyone. If you have any additional accommodation requirements, please call 668-5221.

Should you have any reason to believe an open meetings law has been violated please contact the Open Meetings Commission at the South Dakota Office of the Attorney General at: 1302 E. Hwy 14, Suite 1, Pierre, SD 57501-8501 or by phone at 605-773-3215.

**CHAMBER OF THE BOARD OF CITY COMMISSIONERS
YANKTON, SOUTH DAKOTA
NOVEMBER 9TH, 2020**

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

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

Quorum present.

Action 20-384

Moved by Commissioner Benson, seconded by Commissioner Webber, to approve Minutes of Work Session meeting of October 26th, 2020 and regular Commission Meeting of October 26th, 2020.

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

Motion adopted.

Action 20-385

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

1 Office Solution - Bulk Paper - \$6,537.19; 3d Specialties Inc. - Street Signs - \$286.79; A-Ox Welding Supply - Acetylene Gas - \$229.72; Access Floor Systems - Air Block Gaskets - \$106.03; Adobe Creative Cloud - Contracted Service - \$70.27; Adobe Stock - Contracted Service - \$31.94; Amazon - 2021 Calendar Planner - \$5.99; Amazon - Floor Protector - \$51.16; Amazon - 2021 Planner - \$22.45; Amazon - Desk Repair Slider - \$13.73; Amazon - Server Hard Drive - \$98.79; Amazon - Velcro Cable Ties - \$30.03; Amazon - Book - \$5.69; Amazon - Cleaning Supplies - \$172.99; Amazon - Station Project - \$763.86; Amazon - Disposable Gloves - \$149.60; Amazon - Office Supplies - \$33.92; Amazon - Hard Drive - \$48.99; Amazon - Office Supplies - \$134.74; Amazon - Office Supplies - \$122.34; Amazon - Book - \$21.05; Amazon - Garage Door Remotes - \$93.14; Amazon - Program Supplies - \$45.26; Amazon - Air Purifiers - \$329.98; Amazon - Cat 6 Cable 23 Awg - \$149.99; Amazon - Disposable Masks - \$659.00; Amazon - Books - \$153.85; Amazon - Cat 6 Ethernet Ends - \$36.93; Amazon - Clock - \$20.58; Amazon - Irrigation Supplies - \$26.83; Amazon - Finance Envelopes - \$79.95; Amazon - Cleaning Supplies - \$75.98; Amazon - Tablet Covers - \$43.98; Amazon - Hand Sanitizer - \$37.99; Amazon - Video Equip - \$217.12; Amazon - Book - \$12.19; Amazon - Masks & Hand Sanitizer - \$38.44; Amazon - Employee Appreciation - \$33.02; Amazon - Disposable Face Masks - \$5.99; Amazon - Book - \$2.06; Amazon - Program Supplies - \$45.15; Amazon - Office Supplies - \$83.05; Amazon - Supplies - Hr Remodel - \$21.99; Amazon - Janitorial Supplies - \$271.36; American Red Cross - Red Cross - \$38.00; Animal Health Clinic - K9 Reno Radiograph - \$176.79; A-Ox Welding Supply Co Inc. - Co2 Gas - \$32.61; Arbor Day Foundation - Membership Dues - \$54.18; AT&T Bill Payment - Cell Phone - \$140.64; Auto Value Yankton - Maintainer Batteries - \$1,274.16; Automated Drive Systems LLC - Maintenance Work - \$3,221.30; Autozone - Antifreeze, Washer Fluid - \$181.80; Avenu Insights & Analytics LLC - Maint Program Support - \$1,969.83; Avera Health CRP - Training - \$45.00; Baker-Taylor - Books - \$4,818.03; Balloch Memorial Library - Lost Book - \$12.98; Banner Associates Inc. - Professional Services - \$1,144.00; Battery Exchange - Return - \$120.95; BB&T Governmental Finance - Huether Aquatics Center - \$644,958.16; BHM World Herald - Newspaper Subscription - \$511.93; Big D - Fuel - \$29.26; Boller Printing - Parking Ticket Printing - \$264.00; Bomgaars - Shop Towels - \$2,323.28; Bomgaars - Spray Paint - \$43.90; Bow Creek Metal -

Anderson Donation Bench - \$864.23; Buhl's Cleaners - Cleaning Towels - \$750.15; C & B Yankton - Edger Parts - \$209.84; Cedar Knox Public Power Dist - Elect - \$1,492.01; Center Point - Large Print Books - \$134.22; Centurion Technologies - Professional Services - \$120.00; Centurylink - Phone - \$1,362.26; Chewy.Com - K9 Reno Meds - \$133.10; Christensen Radiator - Plow Blade Guides - \$57.50; City Of Vermillion - Jt Power Cash Trans - \$69,830.22; City Of Yankton-Central Garage - Rubbish - \$12.00; City Of Yankton-City Clean-Up - Free Pass Transfer Fee - \$6,599.95; City Of Yankton-Landfill - Landfill Charge - \$424.29; City Of Yankton-Solid Waste - Rubbish - \$15,419.42; City Utilities - Water-Ww Charges - \$84.95; Clarks Rentals Custom - Equipment Rental - \$30.00; Coffee Cup - Fuel - \$39.50; Concrete Material - Concrete - \$2,917.00; Concrete Material - Memorial Playground - \$290.00; Conoco - Fuel - \$20.51; Core & Main - 8" Water Meters - \$6,570.22; Cornhusker Intl Truck Inc. - Batteries - \$562.81; Cox Auto Supply - Tree Chipper Repair - \$244.42; Credit Collection Service Inc. - Ut Collection - \$61.44; Crescent Electric - Lights - \$2,985.30; Culligan Water Condition - Water Filter Rental - \$50.00; Dakota Fence Company - Telespar Posts - \$2,029.32; Danko Emergency Equipment - Pump Testing & Maint - \$1,220.86; Dejean/John - Irrigation Repairs - \$579.60; Department Of Environment - Operator Exam - \$20.00; Dept Of Env & Nat Resources - 20051-Rla-106 - \$9,705.57; Dept Of Environment - 2017lrec-403 Solid Waste - \$53,468.02; Dermatology For Animal - K9 Reno Vet Visit - \$176.00; Dollar Tree - Office Supplies - \$5.00; EBay - Toner - \$149.98; EBay - Office Supplies - \$20.67; EBay - Ups Battery - \$30.40; EBay - Toner - \$89.98; EBay - Toner - \$29.99; Ehresmann Engineering Inc. - Angle Iron - \$79.14; Embroidery & Scree - Embroider Uniform Shirts - \$64.00; Erickson/Joseph O. - Clothing Allowance - \$300.00; Fastenal Company - Plow Bolts And Nuts - \$473.37; Fejfar Plumbing Inc. - Sprinkler Repairs - \$364.29; Ferguson Enterprises - Meters - \$9,812.16; Findaway - Books - \$644.91; First Dakota Nat'l Bank Corp - Fire Station Debt Serv - \$151,880.00; Frontier Mills - Grass Seed - \$181.80; Gerstner Oil Co - Jet Fuel - \$21,312.93; Grainger - Irrigation Supplies - \$369.75; Graybar Electric Company - GBT Auxiliary Contactor - \$56.80; Great Plains Zoo - Virtual Programming - \$60.00; Green For Life Environmental - Reclaim Oil - \$68.22; Guardian Fleet Safety - Patrol Car Set Up - \$15,901.66; Hach Company - Turbidimeter Parts - \$1,908.66; Hard Drive Central - Patrol Room Copier - \$67.63; Hardees - Training - \$21.47; Hardees - Travel Expense - \$6.62; Harris/John W - Boot Allowance - \$130.00; Hawkins Inc. - Chemicals - \$22,725.65; HDR Engineering Inc. - Water Plant Construction - \$20,256.72; Heatec Inc. - Preprogram Control Temp - \$803.34; Heritage Homes Inc. - Sidewalk Reimbursement - \$614.25; Hoffner/Jake - Irrigation Repairs - \$316.52; Homstad/Gregg - Padlocks/Building Repair - \$75.69; Hosmer/Dave - Irrigation Repairs - \$463.30; Hy-Vee - Fuel For Gas Cans - \$10.55; Hy-Vee - Supplies - \$21.26; J & H Care & Cleaning Company - Janitorial Services - \$4,000.00; J.P. Cooke - Pet Tags - \$140.50; J2 Metrofax - Fax - \$9.95; Jack's Uniforms - Vest Replacement - \$11,727.40; Jack's Uniforms - Rechargeable Flashlights - \$3,959.73; JCL Solutions - Cleaning Supplies - \$713.71; Jebro Inc. - Oil - \$20,537.53; Jere/Angie - Membership Refund - \$278.64; Jussel/John - Membership Refund - \$464.40; Kadrmas Lee & Jackson Inc. - Crosswinds Runway - \$18,007.86; Kaiser Heating & Cooling Inc. - Service Call - \$248.00; Kaiser Heating & Cooling Inc. - Furnace Repair - \$35.52; Kaiser Refrigeration - 2 Cycle Oil - \$47.98; Kaiser Refrigeration - Service Call - \$786.42; Klein's Tree Service - Nuisance Abatement - \$1,265.00; Koletzky Implement Inc. - Seat Belt Switch Repair - \$329.00; Kopetsky's Ace Hardware - Office Supplies - \$485.25; Larry's Heating And Cooling - Filters - \$186.00; Lewis & Clark Bhs - 1/2 Sp Appropriation - \$10,000.00; Lewis/Aaron - Refund Deposit - \$17.05; Locators & Supplies Inc. - Safety Vest - \$60.13; Lumacurve - Led Lamps - \$126.33; Mark S Machinery Inc. - Filters - \$182.19; M-B Companies Inc. - Power Broom Refill - \$1,045.12; McAfee - Contracted Service - \$106.49; McGrath North - Professional Services - \$248.00; Mead Lumber - Riverside Shelter Repair - \$419.16; Med Vet International - Sharps Containers - \$427.00; Menards - Janitorial Supplies - \$3,651.71; Merkel Electric

- Upgrade Elect To Lights - \$12,684.07; Meyer/Roger - Irrigation Repairs - \$602.05; MidAmerican Energy - Fuel - \$2,044.01; MidAmerican Energy - Fuel - \$1,175.41; Midwest Alarm - New Alarm Panel - \$650.00; Midwest Laboratories - Monthly Nutrient Test - \$254.84; Midwest Tape - Av - \$79.98; Midwest Tire And Muffler - Tires - \$2,810.72; Midwest Turf & Irrigation - Mower Supplies - \$296.74; Millenium Recycling - Single Stream Fee - \$2,600.50; Miller Mechanical Specialties - Transmitter Repairs - \$845.43; Monson/Josh - Boot Reimbursement - \$119.99; Mount Marty Baseball - Backstop Netting - \$603.78; Mozak's Floors & More - Carpet Square Glue - \$43.29; Mw Towing & Auto - Police Tow - \$381.50; National League Of Cities - NLC - Mayor - \$199.00; NFPA Natl Fire Protect - Membership Dues - \$175.00; Northwestern Energy - Elect - \$71,432.87; NRPA Operating - Membership Dues - \$175.00; Observer - Ad - \$56.00; O'Farrell/Sarah C - Clothing Allowance - \$430.00; Olson's Pest Technician - Pest Control - \$180.00; Olson's Pest Technicians Inc. - Pest Control - \$354.05; O'Reilly Auto Parts 32 - Brakes, Rotors, Cylinders - \$872.82; Overdrive Dist - E-Books - \$1,351.95; Owpsacstate - Study Guides - \$254.00; PayPal - Capacitor For LSM Phone - \$11.95; PayPal - Flashlight Parts - \$51.12; PayPal - Hard Drive Ribbon - \$35.99; PCF - Membership Dues - \$45.00; Petroleum Traders Corp - Fuel - \$11,819.08; Pinnacle Productions Inc. - Fire Works Show - \$15,000.00; Pitney Bowes PBP - Postage - \$200.00; Plastomatic Valves Inc. - Gbt Polymer Valve - \$386.10; Postmaster - Box Fee - \$92.00; Powers Port A Pot - Porta Potts - \$250.00; Press Dakota Mstar Solutions - Ad - \$495.00; Prochem Dynamics LLC - Chemical Container - \$46.10; Provantage - Office 2019 - \$5,783.82; PSN City Of Yankton - Landfill Charges - \$25.66; Quadient Leasing Usa Inc. - Postage - \$678.00; Quill Corporation - Program Supplies - \$21.79; Rasmussen Mechanical Services - Boiler Repairs - \$1,831.31; Riverside Hydraulics - Hoses - \$732.70; Ron's Auto Glass - Rock Chip Repair - \$40.00; Ruby Tuesday - Travel Expense - \$43.56; Safe Kids Worldwide - Child Safety Seat Course - \$55.00; Sanitation Products Inc. - Dirt Shoes - \$352.14; Schieffer/Daniel - Sidewalk Reimbursement - \$283.50; SD Firefighters Association - SD Fire Chief Membership - \$100.00; SD Public Assurance Alliance - Property/Vehicle Ins - \$3,998.65; SD Redbook Fund - Video Subscription - \$60.00; SDML Workers Compensation Fund - Work Comp Renewal - \$215,543.00; SDSPS - Publication - \$35.00; SDWWA - Membership Dues - \$120.00; Sherwin Williams - Digester Cover Paint - \$744.57; Show Me Cables - Station Project - \$206.25; Sioux Falls Electric - Repair Control Panel - \$361.63; Sioux Falls Ford Lincoln - Ford 550 4x4 1 Ton Truck - \$86,820.00; Slowey Construction Inc. - Riverside Dr Const C-9 - \$73,589.98; Snyder/Robert - Boot Allowance - \$130.00; Soukup Enterprises - Employee Appreciation - \$210.00; South Dakota 811 - Message Fee - \$1,107.75; Sprinkler Warehouse - Irrigation Supplies - \$581.77; Stockwell Engineers Inc. - Aquatics Design - \$105,342.95; Sturdevants - Chevy Repairs - \$282.13; Supplyhouse.Com - Boiler Maintenance - \$216.81; Tessman Company - Chemicals - \$1,634.00; The Cookie Lady - Aquatic Days - \$54.00; The Corner - Fuel - \$30.93; The Lemonade Stand - Office Supplies - \$89.50; The Star Tribune - Newspaper Subscription - \$527.80; The Ups Store - Postage (Locate Battery) - \$11.69; The Ups Store - Radio Repair Shipping - \$11.22; Third Millennium Asso Inc. - Ut Billing - \$633.91; TMA - Tractor Tire & Tubes - \$792.00; Tom Week Ls - Abatement Survey - \$300.00; Traffic Control Corp - BBU Unit Repairs - \$1,170.00; Transource - Excavator Repairs - \$1,025.00; Trielectron - Batteries - \$51.00; Tri-State Turf - Irrigation Repairs - \$339.09; Trittech Forensics - Tourniquet And Holsters - \$1,804.99; Trk Hosting - Web Hosting - \$7.95; Truck Trailer Sales Inc. - Hub Kit - \$1,465.01; Truck Trailer Sales Inc. - Trailer Inspection - \$9,384.89; Trugreen - Lawn Treatment - \$97.33; United States Postal Service - Postage Meter - \$644.70; United Way - 1/4 Sp Appropriation - \$9,831.25; Us Bank - Agent Fee - \$508.12; Us Bank Equipment Finance - Copier Lease - \$311.54; Us Bank St Paul - WW Refunding Bonds - \$508,125.00; USA Today Circle - Newspaper Subscription - \$341.00; USPS PO - Mail Evidence To SDHI - \$135.26; Vastbroadband Vexus - Internet Services - \$3,804.78; VCN Yankton Rod Ctr - Publishing Fees - \$217.90; Vermeer High Plains - Repairs - \$687.22; Vermillion

Library - Lost Book - \$30.49; Viddler Inc. - Video Hosting - \$41.49; Vistaprint.Com - Business Cards - \$50.04; Vogt S Fine Cleaners - Alterations To Uniforms - \$16.00; Wal-Mart - Thumb Drives, Hard Drive - \$233.46; Wal-Mart - Employee Appreciation - \$105.20; Wal-Mart - 2021 Calendars, Binders - \$105.36; Wal-Mart - Hr Phone - \$47.99; Wal-Mart - Office Supplies - \$168.10; Watchguard Video - Body Camera Equipment - \$17.88; Welfl Construction Corp - Aquatics Center C-17-19 - \$986,854.92; Wolfgram/Jeff - Membership Refund - \$464.40; Woods Fuller Shultz & Smith Pc - Professional Services - \$67.50; Xerox Financial Services - Copier Lease - \$1,141.03; Xtreme Car Wash - Car Washes - \$234.00; Xtreme Car Wash - K9 Reno Dog Wash - \$12.00; Yankton Area Arts Assn - 1/2 Sp Appropriation - \$2,500.00; Yankton Area Convention - 1/4 Sp Appropriation - \$52,430.75; Yankton Area Prog. Growth - 1/4 Sp Appropriation - \$57,500.00; Yankton County Director Of - Pictometry Payment - \$9,521.57; Yankton Fire & Safety Co - Recharge Fire Ext - \$40.00; Yankton Medical CIIInc. - Firefighter Physicals - \$2,428.00; Yankton Redi Mix Inc. - Concrete - \$920.00; Yankton Rexall Drug - K9 Reno Meds - \$15.98; Yankton School District - Sac Share Expenses - \$28,505.11; Yankton Vol Fire Department - Jul-Aug Fire Calls-Drill - \$720.00; Yankton Winnelson Co - Distilled Water Faucet - \$534.52; Ykt Janitorial & Dt Sc - Garbage Can Liners - \$471.69; Zumba Fitness - Membership Dues - \$360.00

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

Salaries By Department: October 2020

Administration \$73,542.82; Finance \$46,743.80; Community Development \$37,945.42; Police/Dispatch \$250,529.72; Fire \$19,425.19; Engineering / Sr. Citizens \$67,285.52; Streets \$69,439.98; Snow & Ice \$197.28; Traffic Control \$5,771.14; Library \$31,849.89; Parks / Sac \$115,133.88; Marne Creek \$5,626.03; Water \$52,297.07; Wastewater \$60,975.27; Cemetery \$6,018.81; Solid Waste \$30,682.02; Landfill / Recycle \$29,367.91; Central Garage \$11,218.87

Personnel Changes & New Hires:

New Hires: James M Haas \$16.92 hr. Solid Waste; Dustin G Gusso \$16.92 hr. Solid Waste
Position Changes: Patrick Nolz, Squad Supervisor at \$28.63 hr. to K-9 Officer at \$28.33 hr. in Police; Robert Buechler, Squad Supervisor at \$28.63 hr. to Police Officer at \$27.93 hr. in Police

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 November 23rd, 2020, at 6:00 p.m. was set for the next work session of the Yankton City Commission. The meeting will take place in Room #114 of the Career Manufacturing Technical Education Academy. No official action was taken.

Action 20-386

Moved by Commissioner Carda, seconded by Commissioner Moser, to the request for a public firework display hosted by Holiday Festival of Lights on December 3, 2020. (Memorandum 20-203)

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

Motion adopted.

Action 20-387

Moved by Commissioner Moser, seconded by Commissioner Webber, to establish November 23, 2020, as the date for the public hearing on the New Retail (on-off sale) Wine and Cider License for January 1, 2021, to December 31, 2021, from Mint, Yankton, LLC dba Mint, Yankton, LLC, (Michael Feimer, Owner) 318 Douglas, Yankton, S.D.

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

Motion adopted.

Action 20-388

Moved by Commissioner Brunick, seconded by Commissioner Benson, to establish November 23, 2020, as the date for the public hearing on a New Retail (on-off sale) Malt Beverage & SD Farm Wine License for July 1, 2020, to June 30, 2021, from Mint, Yankton, LLC dba Mint, Yankton, LLC, (Michael Feimer, Owner) 318 Douglas, Yankton, S.D.

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

Motion adopted.

Action 20-389

Moved by Commissioner Moser, seconded by Commissioner Carda, to establish November 23, 2020, as the date for a public hearing and consideration of the applications for renewal of Alcoholic Beverage Licenses for the 2021 (January 1, 2021, to December 31, 2021) licensing period

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

Motion adopted.

Action 20-390

Moved by Commissioner Benson, seconded by Commissioner Brunick, to establish November 23, 2020, as the date for the public hearing on the request for a Special Events Retail (on-sale) Liquor License for 1 day, December 5, 2020, from Lucky Irish, Inc. d/b/a O’Malley’s Irish Pub (Jeff Dayhuff, President), NFAA, 800 Archery Lane, Yankton, S.D.

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

Motion adopted.

Action 20-391

This was the time and place for the second reading and public hearing for Ordinance No. 1042, AN ORDINANCE TO REZONE PROPERTY DESCRIBED HEREIN, BE IT ORDAINED, BY THE BOARD OF CITY COMMISSIONERS OF THE CITY OF YANKTON, SOUTH DAKOTA THAT THE FOLLOWING DESCRIBED PROPERTY HAS BEEN REZONED FROM R-4 MULTIPLE FAMILY RESIDENTIAL TO B-2 HIGHWAY BUSINESS: LOT 1 OF OUTLOT C OF MODEREGGER OUTLOTS; AND THE EAST 370 FEET OF LOT 10 OF TUCKER’S 3RD ADDITION AND PARCEL B IN THE NW 1/4 OF SECTION 17, T93N, R55W AS MEASURED ON THE LINE DIVIDING SAID TWO PARCELS ALL BEING IN THE CITY AND COUNTY OF YANKTON, SOUTH DAKOTA. (Memorandum 20-199) No one was present to speak for or against the adoption of the ordinance. Moved by Commissioner Carda, seconded by Commissioner Webber, to adopt Ordinance No. 1042.

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

Motion adopted.

Action 20-392

Moved by Commissioner Brunick, seconded by Commissioner Carda, to approve Resolution 20-76. (Memorandum 20-200)

RESOLUTION 20-76

Conditional Use Permit

WHEREAS, Joseph R. and Roberta L. Kleinschmit are the owners of property legally described as Lot 1, and the North 113.5 feet of Lot 3, Outlot C of Moderegger Outlots; and the East 370 feet of Lot 10 of Tucker's 3rd Addition and Parcel B in the NW 1/4 of Section 17, T93N, R55W as measured on the line dividing said two parcels all being in the City and County of Yankton, South Dakota, and

WHEREAS, Hacecky Rentals, LLC is the applicant for a Conditional Use Permit on said property, and

WHEREAS, the above described property is zoned B-2 Highway Business 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 and operation of a self-storage facility and the representative plans have 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 self-storage facility in the manner depicted in the associated documentation, on the above described property

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

Action 20-393

Moved by Commissioner Maibaum, seconded by Commissioner Moser, to approve Change Orders No. 1 and No.2 and accept the completed reconstruction of the Crosswind Runway Project numbers 3-46-0062-030-2020 and 3-46-062-031-2020, and authorize the Finance Officer to issue a manual check to Double H. Paving Inc., in the amount of \$41,017.30. (Memorandum 20-201)

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

Action 20-394

Moved by Commissioner Benson, seconded by Commissioner Webber, to approve Resolution 20-77. (Memorandum 20-204)

RESOLUTION#20-77

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 area 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 December 3, 2020.

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the City of Yankton, South Dakota hereby approves the Special Event Parking Request along the entire route this year; Levee/Riverside Drive from Pearl to Cedar Street, Cedar from Riverside Drive to 3rd Street and 3rd Street from Cedar to Burleigh from 3:00 pm to 9:00 pm on December 3, 2020.

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

Action 20-395

Moved by Commissioner Webber, seconded by Commissioner Carda, to approve Resolution 20-79. (Memorandum 20-205)

RESOLUTION 20-79

A Resolution Authorizing The City Manager To Execute The Bridge Improvement Grant (Big) Agreement For Preliminary Engineering On The Cedar Street Bridge

WHEREAS, the Cedar Street Bridge is an important piece in continued access over the Marne Creek, and;

WHEREAS, the bridge structure requires additional maintenance, then what is normal, to extend its life span, and;

WHEREAS, the most recent bridge inspection, which are conducted every two years, has recommended upgrading this bridge from a rehabilitation project to a replacement project, and;

WHEREAS, the City of Yankton has applied for and was awarded a BIG for preliminary engineering for the Cedar Street bridge

NOW, THEREFORE, BE IT RESOLVED by the Board of City Commissioners of the City of Yankton, SD, that the City Manager execute the BIG Agreement and any other documents for the Cedar Street Bridge preliminary engineering.

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

Action 20-396

City Manager, Amy Leon, explained the memorandum.

Moved by Commissioner Brunick, seconded by Commissioner Webber, to approve Resolution 20-78. (Memorandum 20-206)

RESOLUTION 20-78

A Resolution for Eligible Sworn Law Enforcement Personnel Salary Adjustments & Pay Scale Change from the Police Department for the City of Yankton, South Dakota

WHEREAS, adequate monies have been provided for in the adopted 2021 budget, for the remuneration of services rendered by City of Yankton employees; and

WHEREAS, the City Commission wishes to provide a base adjustment for all eligible sworn law enforcement personnel from the Police Department;

NOW, THEREFORE, BE IT RESOLVED by the Board of City Commissioners that starting with hours worked on January 1, 2021, the City Manager shall implement a base adjustment for all eligible sworn law enforcement personnel from the Police Department for the City of Yankton; and that an adopted pay scale for sworn law enforcement personnel be implemented starting January 1, 2021 to include a 10 step pay scale.

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

City Manager, Amy Leon, gave an update of the City’s current facilities plans.

Action 20-397

Moved by Commissioner Carda, seconded by Commissioner Webber, to adjourn at 8:06 p.m.

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

Nathan V Johnson
Mayor

ATTEST:

Al Viereck
Finance Officer



OFFICE OF THE CITY MANAGER

www.cityofyankton.org

VOL. 55, NUMBER 22

Commission Information Memorandum

The Yankton City Commission meeting on Monday, November 23, 2020, will begin at 7:00 pm.

Non-Agenda Items of Interest

1) Community & Economic Department Update

We have experienced a couple of snowfall events already, and we can anticipate more snow in the coming weeks. Ordinance requires that property owners remove snow from adjacent public sidewalks 24 hours after the end of a snow event. Staff works to educate property owners and when necessary abates nuisance sidewalk snow from public sidewalks. Overall, the community has done an outstanding job in recent years keeping these important pedestrian links clear. An area that staff continues to emphasize in our outreach efforts is reminding property owners that it is a violation to place snow from private property onto or across the street. We also promote taking special care to clear snow from around fire hydrants to ensure they are assessable by first responders in emergencies. Fire hydrant access is especially problematic when we receive very large snowfalls or several significant snowfall events over a relatively short period of time.

2) Police Department Update

We are working with Human Resources to create a hiring list to address our current staff shortages.

YPD staff participated in the Chamber Zoom Legislative update that was held this week.

Chief Harris will be attending a webinar on Mass shooting events that will be held for two days this week.

3) Environmental Services Department Update

Staff completed the final walk through of the new treatment plant with John T Jones and HDR. Staff will be working on a final pay request and closing out the project. Only minor warranty items were noted during the inspection. Some of the landscape warranty work will have to be completed in the spring.

Staff at the water plant also completed the onsite training with Harn RO, the manufacturer of the membrane units. This included a full inspection and a chemical clean in place of the membrane units. Harn RO will complete a final report outlining the current efficiency of each unit to insure it is meeting all specifications outlined in the design.

Water treatment staff continue to collect lead and copper samples. 53 of the 60 samples have been sent in for testing, 2 samples have come back over the limit and will be retested and 7 samples have not been returned from the homeowners. The City is allowed to have 10% of the samples exceed the limit.

Water plant staff is attempting to contact and collect those remaining samples. Overall sample results look positive and indicate that the new water plant anti corrosion program is effective.

4) Finance Department Update

The City of Yankton has been reimbursed \$2,035,701.10 from the South Dakota Local Government COVID Recovery Fund (CRF) as part of its \$3,320,375 Coronavirus Aid, Relief, and Economic Security (CARES) allocation. Please view the attached progress report.

Finance Office personnel will be participating in the annual municipal election training webinars conducted by the Secretary of State's Office. There are six webinars scheduled during December and March to provide City personnel with training on current laws and procedures covering the 2021 election cycle.

Please see the enclosed Monthly Finance Report and the monthly Revenue and Expenditure Report for October.

5) Fire Department Update

Deputy Chief Nickles, along with Police Department staff and Dave Hosmer participated in the Veterans Parade held on Veteran's day. Several vehicles paraded around town past Veterans' home to honor their service. This was well received and promoted.

The Fire Department continues to meet virtually and will be training both virtually and in small groups over the winter in order to prevent spread within the department. This is tough on the comradery of the department; however, it is necessary to keep our people healthy.

6) Public Works Department Update

While weather conditions permit, Public Works continues to address fall maintenance items such as asphalt street crack filling, street sweeping, repairing potholes, and tending compost.

2021 Projects

Staff has all of the survey work for the 2021 projects completed. Design is already underway on a couple of the projects slated for next year.

The Huether Family Aquatics Center

Progress continues on the site. The mechanical building equipment such as switches, valves, and pumps, needing to be installed prior to the roof trusses being set have been installed. The roof work on the building has commenced and is nearly complete. Interior work on the concession and bathhouse continues to take place. Site grading and gravel installation has begun in preparation of the concrete decking.

Holiday Garbage & Recycling Collection Schedule

There will be no solid waste collection on Thursday, November 26th, due to the Thanksgiving Day Holiday. All Wednesday and Thursday routes will be collected on Wednesday, November 25th. Friday routes will be picked up on Friday, November 27th. All other routes will be collected as scheduled. The Transfer Station will be closed Thursday, November 26th and will be open shortened hours on Friday, November 27th from 8:00 am to 1:00 pm. The Transfer Station will resume normal scheduled hours on Saturday, November 28th from 8:00 am to 12:00 pm.

7) Parks and Recreation Department Update

Enclosed in your packet is an update on the various activities in the Parks and Recreation Department.

8) Information Services Department Update

Final inspection was completed at the new communications building. The only outstanding issue to be addressed is the general alarm from the backup generator is not working. Additionally, RACOM is continuing to experience difficulties with the microwave link between the tower and the safety center. This link provides monitoring and alarming capability for the radio and communications building.

The new dispatch stations will be installed December 8th and 9th and the upgrades for the community meeting room and the PEG channel are scheduled to be completed the week of December 27th. IT staff is continuing to work with VAST & MIDCO to move the equipment to City Hall for the PEG channel. Weather will play a major role in this construction being completed yet this year.

9) Human Resources & Employee Engagement Department Update

Open enrollment is closed. I have the changes that our folks requested and have sent that to Midwest Employee Benefits. The expectation is employees will receive their cards prior to January 1.

Youth Services Librarian interviews are completed. The top 2 will have final interviews and then a recommendation will be made. The Grounds Maintenance worker position has closed, and interviews are this week. We will be sending out online testing for applicants as we look to fill police officer openings.

The Employee Committee has ideas for the holiday season and how we can celebrate safely. The “Five days of Christmas” will still give us the opportunity to spread cheer while keeping our distance.

The Kronos project is moving forward nicely. We are in the middle of our discovery calls for the different modules we have; Payroll, Time management and HR. Discovery calls are the groundwork for how we will build our systems as our project continues. We are excited about the upgrade, change and flexibility the system will give us.

10) Library Update

In the month of October, the library staff completed 730 curbside deliveries! The majority of those deliveries included multiple items that staff pulled from the shelves, checked out and prepared for pick up. COVID-19 has definitely added some different and additional tasks to our daily routines, but we are so happy we have been able to continue safely offering reading materials and movies to our patrons. In addition to the curbside service, we also saw 635 patrons during our Grab & Go hours and 255 appointments in October!

Our activities remain mainly virtual-while September’s scavenger hunt and October’s obstacle course were a little more active and interactive. Since June we have been providing monthly activity bags for children age Kindergarten through 5th grade. These bags include supplies for craft activities, science experiments and more! Each Thursday we post additional instructions on our Facebook page and website that correspond with the materials in the bag. In October we gave away over 60 activity bags. The library staff continue to try to find fun and creative ways to interact and engage with the community!

11) Monthly reports

Joint Powers Solid Waste and Yankton Police Department monthly reports are included for your review. Minutes from the Planning Commission and Park Advisory Board are also included for your review.

Have an enjoyable weekend and do not hesitate to contact us if you have any questions about these or other issues. If you will not be able to attend the Commission meeting on Monday, please inform my office.

Sincerely,

Amy Leon
City Manager

FINANCE MONTHLY REPORT

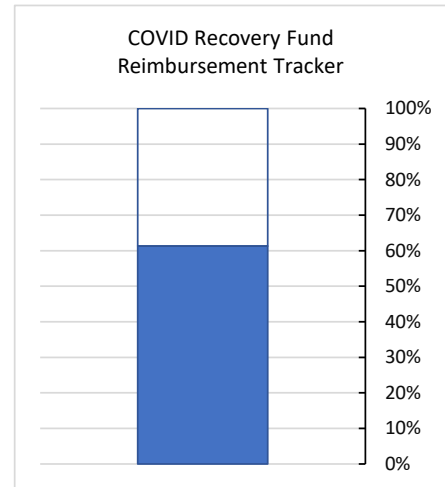
| Activity | October-20 | October-19 | Oct-20 YTD | Oct-19 YTD |
|-------------------------------------|-----------------------|-----------------------|------------------------|-----------------------|
| UTILITY BILLING: | | | | |
| Water | | | | |
| Water Sold (in gallons per 1,000) | 78,850 M | 62,413 M | 613,482 M | 541,639 M |
| Water Billed | \$724,353.24 | \$579,922.02 | \$6,077,890.05 | \$5,241,064.28 |
| Basic Water Fee/Rate per 1000 gal.* | \$27.51/\$6.12 | 24.61/\$5.83 | | |
| Number of Accounts Billed | 5,615 | 5,572 | 54,741 | 54,232 |
| Number of Bills Mailed | 5,615 | 5,572 | 54,741 | 54,232 |
| Total Meters Read | 5,834 | 5,773 | 58,317 | 57,495 |
| Meter Changes/pulled | 8 | 6 | 50 | 36 |
| Total Days Meter Reading | 1 | 1 | 10 | 10 |
| Misreads found prior to billing | 0 | 0 | 0 | 0 |
| Customers requesting Rereads | 0 | 0 | 0 | 1 |
| Sewer | | | | |
| Sewer Billed | \$351,758.11 | \$348,617.23 | \$3,427,929.53 | \$3,230,126.59 |
| Basic Sewer Fee/Rate per 1000 gal.* | \$10.69/\$6.48 | \$10.18/\$6.17 | | |
| Solid Waste | | | | |
| Solid Waste Billed | \$105,153.96 | \$99,269.64 | \$1,043,694.30 | \$985,771.11 |
| Basic Solid Waste Fee* | \$22.92 | \$21.83 | | |
| Total Utility Billing: | \$1,181,265.31 | \$1,027,808.89 | \$10,549,513.88 | \$9,456,961.98 |
| Adjustment Total: | (\$110.00) | (\$663.24) | (\$7,614.05) | (\$7,180.29) |
| Misread Adjustments | \$0.00 | (\$283.24) | \$0.00 | (\$6,043.28) |
| Other Adjustments | \$0.00 | \$0.00 | (\$4,214.05) | (\$7.01) |
| Penalty Adjustments OFF | (\$180.00) | (\$380.00) | (\$3,630.00) | (\$1,280.00) |
| Penalty Adjustments ON | \$70.00 | \$0.00 | \$230.00 | \$150.00 |
| New Accounts/Connects | 72 | 72 | 877 | 859 |
| Accounts Finaled/Disconnects | 127 | 138 | 657 | 719 |
| New Accounts Set up | 12 | 5 | 52 | 44 |
| Delinquent Notices | 391 | 419 | 4,182 | 4,018 |
| Doorknockers | 177 | 165 | 1,568 | 1,510 |
| Delinquent Call List | 73 | 93 | 957 | 853 |
| Notice of Termination Letters | 24 | 12 | 167 | 141 |
| Shut-off for Non-payment | 11 | 7 | 78 | 69 |
| Delinquent Notice Penalties | \$3,910.00 | \$4,190.00 | \$41,820.00 | \$40,180.00 |
| Doorknocker Penalties | \$1,770.00 | \$1,650.00 | \$15,680.00 | \$15,100.00 |
| Other Office Functions: | | | | |
| Interest Income | \$17,509.34 | \$101,062.23 | \$416,084.45 | \$795,797.07 |
| Interest Rate-Checking Account | 0.40% | 2.32% | | |
| Interest Rate-CDs | N/A | N/A | N/A | N/A |
| # of Monthly Vendor Checks | 79 | 136 | | |
| Payments Issued to Vendors | \$ 2,908,170.46 | \$ 1,678,033.08 | \$30,824,503.80 | \$31,338,832.95 |
| # of Employees on Payroll | 167 | 203 | | |
| Monthly Payroll * | \$ 649,225.87 | \$ 420,325.79 | \$4,845,515.42 | \$4,661,142.06 |

*3 pay periods

SOUTH DAKOTA COVID RELIEF FUND

City of Yankton CRF Reimbursement Progress Report

| | | | |
|---------------------------|----|--------------|-----------------|
| Total allocation | | \$ | 3,320,375.00 |
| Less: | | | |
| Authorized Submissions | \$ | 2,035,701.10 | |
| Pending Submissions | \$ | - | \$ 2,035,701.10 |
| Est. Remaining Allocation | | \$ | 1,284,673.90 |
| Achieved % | | | 61.3% |
| Remaining% | | | 38.7% |
| Target% | | | 100.0% |



Reimbursement Summary

| Category No. | Description | Total Amount Reimbursed |
|--------------|--|-------------------------|
| 1 | Personal Protective Equipment | \$ 6,266.05 |
| 2 | Cleaning supplies used for disinfecting facilities or equipment | \$ 9,515.82 |
| 3 | Equipment used to maintain cleanliness or to sanitize items (e.g., air purifiers, sterilizers, or disinfectant devices) | \$ 12,281.57 |
| 4 | Payroll Costs (i.e., salary and benefits) for public health and safety employees | \$ 1,956,288.22 |
| 5 | Cost incurred on behalf of an individual testing positive for COVID-19 in order to ensure his or her isolation (e.g., hotel rooms, meals, security) | |
| 6 | Costs incurred at public hospitals, clinics, or similar facilities, including expenses for establishing temporary public medical facilities and other measures to increase COVID-19 treatment capacity, including construction costs | |
| 7 | Costs incurred for COVID-19 testing, including serological testing | \$ 1,689.40 |
| 8 | Costs incurred for emergency medical response, including emergency medical transportation, related to COVID-19 | |
| 9 | Equipment to establish and operate public telemedicine capabilities for COVID-19-related treatment | |
| 10 | Equipment to support remote work by employees | \$ 72.87 |
| 11 | Costs incurred to prepare facilities for employees return to work or allow the public to access such facilities while complying with recommended social distancing and other COVID-19 response protocols | \$ 5,691.61 |
| 12 | Purchases, such as PPE, equipment, or supplies to create a reserve for response to COVID-19 cases, even if there have not yet been COVID-19 cases in the jurisdiction | \$ 1,301.28 |
| 13 | Other personnel expenses directly related to COVID-19 | \$ 41,177.35 |
| 14 | Other operating expenses directly related to COVID-19 | \$ 1,416.93 |
| | | \$ 2,035,701.10 |

PARKS AND RECREATION DEPARTMENT

SUMMIT ACTIVITIES CENTER and RECREATION PROGRAMS

The SAC has created an operations plan to coincide with Yankton School District operations. The SAC operation, which is located in a shared facility with the Yankton School District, is working under two goals:

- 1) safety of everyone- staff and patrons.
- 2) Help in the effort to have in-school classes during the entire 2020-2021 school year. We continue to monitor pandemic data in the county, monitor YSD in-school operations, and will adjust plans accordingly. The facility will not be able to go back to what everyone knew as “normal” operations until after Memorial Day 2021.

This operation plan will not only include memberships to the recreation facility, but will also include all city/community activities such as leagues, concerts, meetings, other rentals, etc.

There will be no rentals through Memorial Day 2021.

- SAC member attendance for November 1 – 15 – 875 visits
(2019- 2,854 visits, 2018- 2,190 visits, 2017- 2,063 visits, 2016- 2,075 visits)
- New Members Joined– 32
(2019- 40 people, 2018- 36 new members, 2017- 48 people, 2016- 18 people)
 - Annual passes sold: 4
 - Monthly passes sold: 27
 - EFT passes sold: 1
 - The Huether Family Aquatics Center passes sold- 15
- Great Life Check-Ins 11/1-11/15/20 – 250
 - November 1: 14
 - November 2: 26
 - November 3: 21
 - November 4: 12
 - November 5: 19
 - November 6: 18
 - November 7: 12
 - November 8: 8
 - November 9: 25
 - November 10: 11
 - November 11: 17
 - November 12: 25
 - November 13: 16
 - November 14: 7
 - November 15: 19

Capital Building Rentals

- Days Rented – 1 Dates

Park Shelter Rentals

- Riverside- 0 Rentals
- Memorial – 0 Rentals
- Westside – 0 Rentals
- Rotary – 0 Rentals
- Sertoma – 0 Rentals
- Tripp – 0 Rentals
- Meridian Bridge – 0 Rentals

PARKS

Brittany LaCroix is working with the BE Yankton campaign. Continue to check back to our page for updates on local events, campaigns, and reminders.”

Brittany LaCroix is working on Holiday Festival of Lights.

Parks Department staff helped move some cardio equipment down to the lobby of the SAC. They also moved some dumbbells and benches down to meeting room B & C to allow for facility use during high school wrestling practices which take place upstairs in the facility.

The Parks Department has started to put up holiday decorations on Broadway. The banners and snowflake decorations are up. Garland with lights and bows will be the next effort. They also put up new decorations on the outside of the Capitol Building in Riverside Park. These decorations were bought by the Yankton Optimist Club.

Joint Powers Solid Waste Authority
Financial Report Thru October 31, 2020

| Description | Yankton Transfer | Vermillion Landfill | Total Joint | 10 Month Budget | Legal 2020 Budget |
|---------------------------------------|---------------------|------------------------|----------------|--------------------|----------------------|
| Joint Power Transfer/Landfill | | | | | |
| <i>Total Revenue</i> | \$1,243,399.79 | \$840,704.88 | \$2,084,104.67 | \$1,896,000.00 | \$2,280,200.00 |
| <i>Expenses:</i> | | | | | |
| Personal Services | 237,085.33 | 306,179.60 | 543,264.93 | 618,165.00 | 741,798.00 |
| Operating Expenses | 186,477.37 | 398,731.10 | 585,208.47 | 691,170.00 | 829,404.00 |
| Depreciation (est) | 134,775.40 | 190,970.38 | 325,745.78 | 386,830.00 | 464,196.00 |
| Trench Depletion | 0.00 | 148,490.19 | 148,490.19 | 153,333.33 | 184,000.00 |
| Closure/Postclosure Resrv | 0.00 | 7,823.20 | 7,823.20 | 20,833.33 | 25,000.00 |
| Amortization of Permit | 0.00 | 1,024.83 | 1,024.83 | 1,095.83 | 1,315.00 |
| <i>Total Operating Expenses</i> | 558,338.10 | 1,053,219.30 | 1,611,557.40 | 1,871,427.50 | 2,245,713.00 |
| <i>Non Operating Expense-Interest</i> | 10,892.44 | 31,020.12 | 41,912.56 | 52,443.33 | 62,932.00 |
| <i>Landfill Operating Income</i> | 674,169.25 | (243,534.54) | 430,634.71 | (27,870.83) | (28,445.00) |
| Joint Recycling Center | | | | | |
| <i>Total Revenue</i> | 0.00 | 69,393.06 | 69,393.06 | 87,583.33 | 105,100.00 |
| <i>Expenses:</i> | | | | | |
| Personal Services | 0.00 | 162,338.19 | 162,338.19 | 189,509.17 | 227,411.00 |
| Operating Expenses | 0.00 | 48,336.78 | 48,336.78 | 99,583.33 | 119,500.00 |
| Depreciation (est) | 0.00 | 23,202.50 | 23,202.50 | 28,333.33 | 34,000.00 |
| <i>Total Operating Expenses</i> | 0.00 | 233,877.47 | 233,877.47 | 317,425.83 | 380,911.00 |
| <i>Non Operating Expense-Interest</i> | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 |
| <i>Recycling Operating Income</i> | 0.00 | (164,484.41) | (164,484.41) | (229,842.50) | (275,811.00) |
| <i>Total Operating Income</i> | \$674,169.25 | (\$408,018.95) | \$266,150.30 | (\$257,713.33) | (\$304,256.00) |
| Tonage in Trench: | <u>10/31/2019</u> | <u>10/31/2020</u> | | | |
| Asbestos | 100.74 | 81.56 | 81.56 | 41.67 | 50.00 |
| Centerville | 210.27 | 180.67 | 180.67 | 916.67 | 1,100.00 |
| Beresford | 1,208.40 | 1,181.41 | 1,181.41 | 1,166.67 | 1,400.00 |
| Clay County Garbage | 12,607.41 | 12,465.85 | 12,465.85 | 12,083.33 | 14,500.00 |
| Elk Point | 933.19 | 922.30 | 922.30 | 216.67 | 260.00 |
| Yankton County Garbage | 22,992.52 | 20,728.29 | 20,728.29 | 19,916.67 | 23,900.00 |
| <i>Total Tonage in Trench</i> | 38,052.53 | 35,560.08 | 35,560.08 | 34,341.67 | 41,210.00 |
| Operating Cost per ton | | | \$45.32 | \$56.02 | \$56.02 |

This report is based on the following:

Revenue accrual thru October 31, 2020

Expenses cash thru October 31, 2020 with November's bills

Joint Powers Solid Waste Authority
Financial Report Thru October 31, 2020

| Description | Yankton Transfer | Vermillion Landfill | Total Joint | 10 Month Budget | Legal 2020 Budget |
|---------------------------------------|----------------------|------------------------|-----------------------|-----------------------|-----------------------|
| Source of Funds | | | | | |
| <i>Beginning Balance</i> | \$144,277.00 | \$1,752,208.00 | \$1,896,485.00 | \$1,896,485.00 | \$1,896,485.00 |
| <i>Operating Revenue:</i> | | | | | |
| Net Income | 674,169.25 | (408,018.95) | 266,150.30 | (253,546.67) | (304,256.00) |
| Depreciation | 134,775.40 | 214,172.88 | 348,948.28 | 415,163.33 | 498,196.00 |
| Trench Depletion | 0.00 | 148,490.19 | 148,490.19 | 153,333.33 | 184,000.00 |
| Amortization of Permit | 0.00 | 1,024.83 | 1,024.83 | 1,095.83 | 1,315.00 |
| <i>Non Operating Revenue:</i> | | | | | |
| Grant | 0.00 | 3,179.58 | 3,179.58 | 208,333.33 | 250,000.00 |
| Loan Proceeds | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 |
| Contributed Capital | 0.00 | 0.00 | 0.00 | 8,333.33 | 10,000.00 |
| Sale Proceeds | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 |
| Comp. for Loss & Damage | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 |
| Fire Related Expenses | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 |
| Interest | 681.48 | 23,103.41 | 23,784.89 | 25,000.00 | 30,000.00 |
| <i>Cash Flow Transfer:</i> | | | | | |
| Joint Power Transfer/Landfill | (691,115.96) | 691,115.96 | 0.00 | 1,473,333.33 | 1,768,000.00 |
| Joint Recycling Center | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 |
| <i>Total Funds Available</i> | <u>262,787.17</u> | <u>2,425,275.90</u> | <u>2,688,063.07</u> | <u>3,927,530.83</u> | <u>4,333,740.00</u> |
| Application of Funds Available | | | | | |
| <i>Joint Power Transfer/Landfill</i> | | | | | |
| Equipment | 232,100.77 | 75,517.54 | 307,618.31 | 633,333.33 | 760,000.00 |
| Trench | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 |
| Closure/Postclosure Cash Res. | 0.00 | 7,823.20 | 7,823.20 | 20,833.33 | 25,000.00 |
| <i>Joint Recycling Center</i> | | | | | |
| Equipment | 0.00 | 70,849.66 | 70,849.66 | 417,500.00 | 501,000.00 |
| <i>Payment Principal</i> | 62,083.18 | 76,811.23 | 138,894.41 | 147,896.67 | 177,476.00 |
| <i>Appropriation to Reserve</i> | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 |
| <i>Total Applied</i> | <u>294,183.95</u> | <u>231,001.63</u> | <u>525,185.58</u> | <u>1,219,563.33</u> | <u>1,463,476.00</u> |
| <i>Ending Balance</i> | <u>(\$31,396.78)</u> | <u>\$2,194,274.27</u> | <u>\$2,162,877.49</u> | <u>\$2,707,967.50</u> | <u>\$2,870,264.00</u> |

| Joint Power Transfer/Landfill Description | Yankton Transfer | Vermillion Landfill | Total Joint | 10 Month Budget | Legal 2020 Budget |
|--|-----------------------------|--------------------------------|------------------------|----------------------------|------------------------------|
| <i>Revenue: (accrual)</i> | | | | | |
| Asbestos | \$0.00 | \$5,231.90 | \$5,231.90 | \$5,416.67 | \$6,500.00 |
| Elk Point | 0.00 | 45,989.19 | 45,989.19 | 50,000.00 | \$60,000.00 |
| Centerville | 0.00 | 8,998.61 | 8,998.61 | 11,250.00 | 13,500.00 |
| Beresford | 0.00 | 58,898.61 | 58,898.61 | 62,500.00 | 75,000.00 |
| Clay County Garbage | 0.00 | 657,246.17 | 657,246.17 | 658,833.33 | 790,600.00 |
| Compost-Yd Waste-Wood | 0.00 | 8,327.49 | 8,327.49 | 7,916.67 | 9,500.00 |
| Contaminated Soil | 0.00 | 4,272.78 | 4,272.78 | 3,333.33 | 4,000.00 |
| White Goods | 0.00 | 3,349.65 | 3,349.65 | 4,166.67 | 5,000.00 |
| Tires | 0.00 | 5,614.20 | 5,614.20 | 3,333.33 | 4,000.00 |
| Electronics | 0.00 | 2,065.01 | 2,065.01 | 4,166.67 | 5,000.00 |
| Other Revenue | 7.30 | 40,711.27 | 40,718.57 | 8,416.67 | 10,100.00 |
| Less Recycling Tipping Fee | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 |
| Cash long | (77.74) | 0.00 | (77.74) | 0.00 | 0.00 |
| Yard Waste | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 |
| Rubble | 45,566.63 | 0.00 | 45,566.63 | 43,333.33 | 52,000.00 |
| Transfer Fees | 1,185,969.53 | 0.00 | 1,185,969.53 | 1,033,333.33 | 1,240,000.00 |
| Metal | 11,870.21 | 0.00 | 11,870.21 | 0.00 | 5,000.00 |
| Other Operational - Solid Waste | 63.86 | 0.00 | 63.86 | 0.00 | 0.00 |
| Total Revenue | 1,243,399.79 | 840,704.88 | 2,084,104.67 | 1,896,000.00 | 2,280,200.00 |
| <i>Expenses: (cash)</i> | | | | | |
| Personal Services | 237,085.33 | 306,179.60 | 543,264.93 | 618,165.00 | 741,798.00 |
| Insurance | 20,079.14 | 11,065.86 | 31,145.00 | 21,957.50 | 26,349.00 |
| Professional Service/Fees | 18,550.99 | 63,133.04 | 81,684.03 | 110,000.00 | 132,000.00 |
| Non Professional Fees | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 |
| Processing- Reduction | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 |
| State Fees | 0.00 | 35,560.08 | 35,560.08 | 37,941.67 | 45,530.00 |
| Professional - Legal/Audit | 0.00 | 0.00 | 0.00 | 2,291.67 | 2,750.00 |
| Publishing & Advertising | 761.14 | 1,919.65 | 2,680.79 | 1,916.67 | 2,300.00 |
| Rental | 0.00 | 0.00 | 0.00 | 416.67 | 500.00 |
| Hauling fee | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 |
| Equipment repair | 1,554.19 | 75,213.61 | 76,767.80 | 46,666.67 | 56,000.00 |
| Motor vehicle repair | 902.49 | 1,749.32 | 2,651.81 | 19,583.33 | 23,500.00 |
| Vehicle fuel & maintenance | 85,887.68 | 31,155.07 | 117,042.75 | 169,166.67 | 203,000.00 |
| Equip, Mat'l & Labor | 30,532.53 | 0.00 | 30,532.53 | 37,500.00 | 45,000.00 |
| Building repair | 5,994.74 | 4,014.35 | 10,009.09 | 20,000.00 | 24,000.00 |
| Facility repair & maintenance | 0.00 | 5,209.58 | 5,209.58 | 29,166.67 | 35,000.00 |
| Postage | 447.76 | 4.08 | 451.84 | 708.33 | 850.00 |
| Office supplies | 783.12 | 1,249.51 | 2,032.63 | 2,916.67 | 3,500.00 |
| Copy supplies | 186.13 | 91.57 | 277.70 | 312.50 | 375.00 |
| Uniforms | 218.96 | 6,049.39 | 6,268.35 | 4,333.33 | 5,200.00 |
| Small Tools & Hardware | 0.00 | 0.00 | 0.00 | 208.33 | 250.00 |
| Travel & Training | 0.00 | 1,182.60 | 1,182.60 | 3,750.00 | 4,500.00 |
| Operating supply | 1,409.97 | 139,752.08 | 141,162.05 | 123,000.00 | 147,600.00 |
| Electricity | 6,604.06 | 12,837.96 | 19,442.02 | 25,833.33 | 31,000.00 |
| Heating Fuel - Gas | 9,205.45 | 5,939.75 | 15,145.20 | 26,666.67 | 32,000.00 |
| Water | 1,663.56 | 1,292.70 | 2,956.26 | 2,916.67 | 3,500.00 |
| WW service | 639.54 | 0.00 | 639.54 | 1,083.33 | 1,300.00 |
| Landfill | 206.28 | 0.00 | 206.28 | 250.00 | 300.00 |
| Telephone | 849.64 | 1,310.90 | 2,160.54 | 2,583.33 | 3,100.00 |
| Depreciation (est) | 134,775.40 | 190,970.38 | 325,745.78 | 386,830.00 | 464,196.00 |
| Trench Depletion | | 148,490.19 | 148,490.19 | 153,333.33 | 184,000.00 |
| Closure/Postclosure Resrv | | 7,823.20 | 7,823.20 | 20,833.33 | 25,000.00 |
| Amortization of Permit | | 1,024.83 | 1,024.83 | 1,095.83 | 1,315.00 |
| Total Op Expenses | 558,338.10 | 1,053,219.30 | 1,611,557.40 | 1,871,427.50 | 2,245,713.00 |

Joint Powers Solid Waste Authority
Financial Report Thru October 31, 2020

| Joint Power Transfer/Landfill Description | Yankton Transfer | Vermillion Landfill | Total Joint | 10 Month Budget | Legal 2020 Budget |
|--|---------------------|------------------------|----------------|--------------------|----------------------|
| <i>Non Operating Expense-Interest</i> | 10,892.44 | 31,020.12 | 41,912.56 | 52,443.33 | 62,932.00 |
| <i>Operating Income (Loss)</i> | \$674,169.25 | (\$243,534.54) | \$430,634.71 | (\$27,870.83) | (\$28,445.00) |
| <i>Capital:</i> | | | | | |
| Capital Outlay | \$232,100.77 | \$75,517.54 | \$307,618.31 | \$633,333.33 | \$760,000.00 |
| Landfill Development | 0.00 | 0.00 | 0.00 | 20,833.33 | \$25,000.00 |
| Capital Lease | 0.00 | 0.00 | 0.00 | 0.00 | \$0.00 |
| <i>Total Capital Expenditures</i> | \$232,100.77 | \$75,517.54 | \$307,618.31 | \$654,166.67 | \$785,000.00 |
| <i>Grant Reimbursement</i> | \$0.00 | \$0.00 | \$0.00 | \$208,333.33 | \$250,000.00 |
| <i>Federal Grant thru State</i> | \$0.00 | \$3,179.58 | \$3,179.58 | \$0.00 | \$0.00 |
| <i>Equipment Sale Proceeds</i> | \$0.00 | \$0.00 | \$0.00 | \$0.00 | \$0.00 |
| <i>Cash Flow Transfer</i> | (\$691,115.96) | \$691,115.96 | \$0.00 | \$0.00 | \$0.00 |
| <i>Tonage in Trench:</i> | | | | | |
| Asbestos | | 81.56 | 81.56 | 41.67 | 50.00 |
| Beresford | | 1,181.41 | 1,181.41 | 1,166.67 | 1,400.00 |
| Centerville Garbage | | 180.67 | 180.67 | 916.67 | 1,100.00 |
| Clay County Garbage | | 12,465.85 | 12,465.85 | 12,083.33 | 14,500.00 |
| Elk Point | | 922.30 | 922.30 | 216.67 | 260.00 |
| Yankton County Garbage | | 20,728.29 | 20,728.29 | 19,916.67 | 23,900.00 |
| <i>Total Tonage in Trench</i> | | 35,560.08 | 35,560.08 | 34,341.67 | 41,210.00 |
| Operating Cost per ton | | | \$45.32 | \$56.02 | \$56.02 |

| Joint Recycling Center Description | Yankton Transfer | Vermillion Center | Total Joint | 10 Month Budget | Legal 2020 Budget |
|---------------------------------------|---------------------|-----------------------|-----------------------|-----------------------|-----------------------|
| <i>Revenue:</i> | | | | | |
| Tipping Fees | \$0.00 | 0.00 | \$0.00 | 0.00 | 0.00 |
| Magazines | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 |
| Metal/Tin | 0.00 | 0.00 | 0.00 | 3,416.67 | 4,100.00 |
| Plastic | 0.00 | 10,376.67 | 10,376.67 | 15,833.33 | 19,000.00 |
| Aluminum | 0.00 | 10,264.80 | 10,264.80 | 13,333.33 | 16,000.00 |
| Newsprint | 0.00 | 5,406.33 | 5,406.33 | 7,500.00 | 9,000.00 |
| Cardboard | 0.00 | 40,505.81 | 40,505.81 | 33,333.33 | 40,000.00 |
| High Grade Paper | 0.00 | 0.00 | 0.00 | 6,666.67 | 8,000.00 |
| Other Material | 0.00 | 2,839.45 | 2,839.45 | 7,500.00 | 9,000.00 |
| Contributions/Operating Grants | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 |
| Total Revenue | 0.00 | 69,393.06 | 69,393.06 | 87,583.33 | 105,100.00 |
| <i>Expenses:</i> | | | | | |
| Personal Services | 0.00 | 162,338.19 | 162,338.19 | 189,509.17 | 227,411.00 |
| Insurance | 0.00 | 1,947.50 | 1,947.50 | 1,083.33 | 1,300.00 |
| Professional Service/Fees | 0.00 | 72.00 | 72.00 | 2,500.00 | 3,000.00 |
| Hazardous Waste Collection | 0.00 | 441.00 | 441.00 | 31,666.67 | 38,000.00 |
| Professional-Legal | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 |
| Publishing & Advertising | 0.00 | 262.63 | 262.63 | 833.33 | 1,000.00 |
| Rental | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 |
| Equipment repair | 0.00 | 5,459.70 | 5,459.70 | 7,916.67 | 9,500.00 |
| Vehicle repair & maintenance | 0.00 | 16.50 | 16.50 | 833.33 | 1,000.00 |
| Vehicle fuel | 0.00 | 2,653.77 | 2,653.77 | 4,166.67 | 5,000.00 |
| Building repair & maintenance | 0.00 | 2,940.78 | 2,940.78 | 2,083.33 | 2,500.00 |
| Postage | 0.00 | 1.03 | 1.03 | 125.00 | 150.00 |
| Freight | 0.00 | 11,040.00 | 11,040.00 | 14,583.33 | 17,500.00 |
| Office supplies | 0.00 | 386.91 | 386.91 | 833.33 | 1,000.00 |
| Uniforms | 0.00 | 159.92 | 159.92 | 625.00 | 750.00 |
| Materials Purchases | 0.00 | 2,599.10 | 2,599.10 | 3,750.00 | 4,500.00 |
| Travel & Training | 0.00 | 1,576.80 | 1,576.80 | 1,250.00 | 1,500.00 |
| Operating Supplies | 0.00 | 2,534.28 | 2,534.28 | 8,333.33 | 10,000.00 |
| Copy Supply | 0.00 | 157.70 | 157.70 | 125.00 | 150.00 |
| Electricity | 0.00 | 4,735.00 | 4,735.00 | 5,416.67 | 6,500.00 |
| Heating Fuel-Gas | 0.00 | 1,923.32 | 1,923.32 | 3,958.33 | 4,750.00 |
| Water | 0.00 | 425.51 | 425.51 | 541.67 | 650.00 |
| WW service | 0.00 | 832.73 | 832.73 | 1,000.00 | 1,200.00 |
| Telephone | 0.00 | 670.26 | 670.26 | 708.33 | 850.00 |
| Revenue Sharing | 0.00 | 7,500.34 | 7,500.34 | 7,250.00 | 8,700.00 |
| Depreciation (est) | 0.00 | 23,202.50 | 23,202.50 | 28,333.33 | 34,000.00 |
| Total Op Expenses | 0.00 | 233,877.47 | 233,877.47 | 317,425.83 | 380,911.00 |
| <i>Non Operating Expense-Interest</i> | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 |
| Operating Income (Loss) | \$0.00 | (\$164,484.41) | (\$164,484.41) | (\$229,842.50) | (\$275,811.00) |
| Capital Outlay | \$0.00 | \$70,849.66 | \$70,849.66 | \$417,500.00 | \$501,000.00 |
| Grant Reimbursement/Donations | \$0.00 | \$0.00 | \$0.00 | \$0.00 | \$0.00 |
| Cash Flow Transfer | \$0.00 | \$0.00 | \$0.00 | \$0.00 | \$0.00 |

This report is based on the following:

Revenue accrual thru October 31, 2020

Expenses cash thru October 31, 2020 with November's bills

2020 Joint Powers Total Operations Recap

| Month | Yankton Transfer | Vermillion Landfill | Total | Total Tons | \$ per ton | Recycling | | | Yankton Operations | Vermillion Operations | Total Operations |
|-----------|------------------|---------------------|------------|------------|------------|-----------|--------------|--------------|--------------------|-----------------------|------------------|
| | | | | | | Yankton | Vermillion | Total | | | |
| January | 51,157.35 | (10,150.83) | 41,006.52 | 3,027.49 | 41.65 | 0.00 | (14,558.60) | (14,558.60) | 51,157.35 | (24,709.43) | 26,447.92 |
| February | 18,415.53 | (23,276.92) | (4,861.39) | 2,676.71 | 56.14 | 0.00 | (16,112.47) | (16,112.47) | 18,415.53 | (39,389.39) | (20,973.86) |
| Subtotal | 69,572.88 | (33,427.75) | 36,145.13 | 5,704.20 | 48.45 | 0.00 | (30,671.07) | (30,671.07) | 69,572.88 | (64,098.82) | 5,474.06 |
| March | 61,688.74 | (41,230.06) | 20,458.68 | 3,305.44 | 48.19 | 0.00 | (22,381.51) | (22,381.51) | 61,688.74 | (63,611.57) | (1,922.83) |
| Subtotal | 131,261.62 | (74,657.81) | 56,603.81 | 9,009.64 | 48.35 | 0.00 | (53,052.58) | (53,052.58) | 131,261.62 | (127,710.39) | 3,551.23 |
| April | 68,896.65 | (6,579.70) | 62,316.95 | 3,741.76 | 41.13 | 0.00 | (9,434.57) | (9,434.57) | 68,896.65 | (16,014.27) | 52,882.38 |
| Subtotal | 200,158.27 | (81,237.51) | 118,920.76 | 12,751.40 | 46.23 | 0.00 | (62,487.15) | (62,487.15) | 200,158.27 | (143,724.66) | 56,433.61 |
| May | 73,019.77 | (27,879.43) | 45,140.34 | 3,481.88 | 45.87 | 0.00 | (20,571.85) | (20,571.85) | 73,019.77 | (48,451.28) | 24,568.49 |
| Subtotal | 273,178.04 | (109,116.94) | 164,061.10 | 16,233.28 | 46.16 | 0.00 | (83,059.00) | (83,059.00) | 273,178.04 | (192,175.94) | 81,002.10 |
| June | 93,839.34 | (40,289.25) | 53,550.09 | 4,297.65 | 48.55 | 0.00 | (16,301.77) | (16,301.77) | 93,839.34 | (56,591.02) | 37,248.32 |
| Subtotal | 367,017.38 | (149,406.19) | 217,611.19 | 20,530.93 | 46.66 | 0.00 | (99,360.77) | (99,360.77) | 367,017.38 | (248,766.96) | 118,250.42 |
| July | 100,313.99 | (21,803.96) | 78,510.03 | 4,125.22 | 41.25 | 0.00 | (15,289.67) | (15,289.67) | 100,313.99 | (37,093.63) | 63,220.36 |
| Subtotal | 467,331.37 | (171,210.15) | 296,121.22 | 24,656.15 | 45.75 | 0.00 | (114,650.44) | (114,650.44) | 467,331.37 | (285,860.59) | 181,470.78 |
| August | 82,490.86 | (8,751.07) | 73,739.79 | 3,713.37 | 41.92 | 0.00 | (34,593.97) | (34,593.97) | 82,490.86 | (43,345.04) | 39,145.82 |
| Subtotal | 549,822.23 | (179,961.22) | 369,861.01 | 28,369.52 | 45.25 | 0.00 | (149,244.41) | (149,244.41) | 549,822.23 | (329,205.63) | 220,616.60 |
| September | 93,413.51 | 3,821.44 | 97,234.95 | 3,787.46 | 32.14 | 0.00 | (5,869.44) | (5,869.44) | 93,413.51 | (2,048.00) | 91,365.51 |
| Subtotal | 643,235.74 | (176,139.78) | 467,095.96 | 32,156.98 | 43.71 | 0.00 | (155,113.85) | (155,113.85) | 643,235.74 | (331,253.63) | 311,982.11 |
| October | 41,825.95 | (36,374.64) | 5,451.31 | 3,403.10 | 60.54 | 0.00 | (9,370.56) | (9,370.56) | 41,825.95 | (45,745.20) | (3,919.25) |
| Subtotal | 685,061.69 | (212,514.42) | 472,547.27 | 35,560.08 | 45.32 | 0.00 | (164,484.41) | (164,484.41) | 685,061.69 | (376,998.83) | 308,062.86 |

11/6/2020

City of Yankton Transfer Station
Landfill Tons

| Date | City | Licensed Haulers | | | | Sub-Total | All Other | Total Transfer |
|----------------|---------------------|------------------|---------------|------------------------|-----------------|-----------|-----------|----------------|
| | Compactors (577) | Janssen (547) | Arts (586) | Loren Fischer (648) | Kortan (673) | | | |
| January 2019 | 236.75 | 525.77 | 427.94 | 79.27 | 12.10 | 1,045.08 | 336.65 | 1,618.48 |
| February 2019 | 190.00 | 471.97 | 359.65 | 70.64 | 16.95 | 919.21 | 294.94 | 1,404.15 |
| March 2019 | 227.93 | 571.65 | 491.34 | 96.90 | 24.64 | 1,184.53 | 761.73 | 2,174.19 |
| April 2019 | 256.85 | 600.51 | 598.67 | 84.66 | 18.68 | 1,302.52 | 828.34 | 2,387.71 |
| May 2019 | 283.49 | 719.23 | 639.98 | 93.26 | 27.15 | 1,479.62 | 959.69 | 2,722.80 |
| June 2019 | 238.73 | 674.24 | 596.15 | 97.21 | 23.01 | 1,390.61 | 640.63 | 2,269.97 |
| July 2019 | 272.66 | 737.54 | 678.68 | 102.49 | 19.45 | 1,538.16 | 661.78 | 2,472.60 |
| August 2019 | 271.79 | 716.67 | 646.85 | 96.51 | 25.81 | 1,485.84 | 646.49 | 2,404.12 |
| September 2019 | 250.77 | 706.64 | 647.37 | 90.18 | 19.83 | 1,464.02 | 677.10 | 2,391.89 |
| October 2019 | 264.44 | 698.55 | 602.46 | 76.29 | 21.79 | 1,399.09 | 746.34 | 2,409.87 |
| November 2019 | 222.81 | 576.31 | 395.65 | 90.04 | 28.40 | 1,090.40 | 508.55 | 1,821.76 |
| December 2019 | 255.63 | 594.80 | 413.36 | 95.38 | 21.83 | 1,125.37 | 443.85 | 1,824.85 |
| 2019 Total | 2,971.85 | 7,593.88 | 6,498.10 | 1,072.83 | 259.64 | 15,424.45 | 7,506.09 | 25,902.39 |
| January 2020 | 253.65 | 560.86 | 456.43 | 103.53 | 25.07 | 1,145.89 | 383.30 | 1,782.84 |
| February 2020 | 204.40 | 478.16 | 362.72 | 75.64 | 20.00 | 936.52 | 417.36 | 1,558.28 |
| March 2020 | 242.27 | 557.03 | 457.14 | 70.29 | 22.42 | 1,106.88 | 483.69 | 1,832.84 |
| April 2020 | 281.79 | 531.81 | 488.59 | 70.67 | 24.67 | 1,115.74 | 599.76 | 1,997.29 |
| May 2020 | 281.34 | 635.55 | 490.00 | 54.95 | 28.55 | 1,209.05 | 541.69 | 2,032.08 |
| June 2020 | 282.67 | 612.60 | 440.23 | 78.61 | 25.93 | 1,157.37 | 895.50 | 2,335.54 |
| July 2020 | 300.31 | 645.12 | 461.73 | 90.00 | 34.49 | 1,231.34 | 854.57 | 2,386.22 |
| August 2020 | 284.33 | 592.83 | 438.87 | 81.42 | 27.50 | 1,140.62 | 818.92 | 2,243.87 |
| September 2020 | 279.82 | 633.87 | 521.98 | 73.01 | 24.87 | 1,253.73 | 570.60 | 2,104.15 |
| October 2020 | 268.16 | 599.32 | 497.65 | 85.75 | 31.21 | 1,213.93 | 571.74 | 2,053.83 |
| 2020 Total | 2,678.74 | 5,847.15 | 4,615.34 | 783.87 | 264.71 | 11,511.07 | 6,137.13 | 20,326.94 |

CITY OF VERMILLION
LANDFILL TONS

| | 2020 | Art's Garbage | City of Beresford | City of Elk Point | Fischer Disposal | Loren Fischer | Turner County | Vermillion Garbage | Waste Mgmt of Sioux City | Other | 2020 Tons | |
|-----------------|-------|-----------------------|----------------------|----------------------|---------------------|----------------------|------------------|-----------------------|-----------------------------|-----------------------------|--------------|--------------|
| \$49.00 PER TON | Jan | 10.20 | 109.82 | 89.82 | 188.77 | 479.63 | 20.89 | 42.05 | 132.71 | 179.52 | 1253.41 | |
| | Feb | 27.67 | 86.89 | 74.09 | 164.48 | 363.19 | 18.85 | 35.80 | 166.79 | 115.88 | 1053.64 | |
| | Mar | 36.06 | 117.09 | 87.63 | 200.26 | 442.49 | 18.29 | 39.74 | 120.55 | 312.30 | 1374.41 | |
| | April | 21.04 | 118.69 | 101.50 | 209.59 | 597.24 | 15.73 | 37.34 | 91.47 | 511.54 | 1704.14 | |
| | May | 20.92 | 112.24 | 87.29 | 228.45 | 607.99 | 15.83 | 36.03 | 82.73 | 224.84 | 1416.32 | |
| | June | 63.59 | 131.92 | 96.00 | 251.81 | 636.94 | 18.20 | 34.82 | 120.15 | 483.54 | 1836.97 | |
| | July | 73.05 | 133.48 | 103.55 | 232.84 | 637.95 | 18.08 | 40.96 | 127.16 | 316.98 | 1684.05 | |
| | Aug | 22.18 | 130.83 | 89.52 | 239.99 | 563.87 | 13.35 | 47.89 | 166.30 | 229.07 | 1503.00 | |
| | Sept | 5.10 | 114.94 | 101.96 | 215.96 | 547.94 | 23.22 | 37.96 | 140.07 | 351.97 | 1539.12 | |
| | Oct | 15.13 | 125.51 | 90.86 | 207.74 | 353.07 | 18.23 | 43.75 | 220.27 | 210.17 | 1284.73 | |
| | Nov | | | | | | | | | | | 0.00 |
| | Dec | | | | | | | | | | | 0.00 |
| | | | 294.94 | 1181.41 | 922.22 | 2139.89 | 5230.31 | 180.67 | 396.34 | 1368.20 | 2935.81 | 14649.79 |
| | | | | | | | | | | | | |
| | 2019 | Independence Waste | Fischer Disposal | Art's Garbage | Verm. Garbage | City of Elk Point | Loren Fischer | Turner County | City of Beresford | Waste Mgmt of Sioux City | Other | 2019 Tons |
| \$47.00 PER TON | Jan | 251.85 | 160.44 | 1.38 | 40.19 | 89.90 | 460.19 | 18.60 | 107.72 | 95.90 | 77.24 | 1303.41 |
| | Feb | 208.12 | 129.89 | 0.00 | 34.79 | 64.92 | 391.81 | 17.25 | 88.78 | 87.13 | 121.22 | 1143.91 |
| | Mar | 285.37 | 157.90 | 0.00 | 36.76 | 86.23 | 461.80 | 22.06 | 103.14 | 97.45 | 354.21 | 1604.92 |
| | April | 109.02 | 196.50 | 18.06 | 44.91 | 95.41 | 534.63 | 22.06 | 126.91 | 96.98 | 259.07 | 1503.55 |
| | May | 0.00 | 237.28 | 11.05 | 52.41 | 118.72 | 716.97 | 24.39 | 148.43 | 135.51 | 217.08 | 1661.84 |
| | June | 0.00 | 231.29 | 4.26 | 39.19 | 88.62 | 703.50 | 18.65 | 117.18 | 98.28 | 287.07 | 1588.04 |
| | July | 0.00 | 243.62 | 6.14 | 39.03 | 92.44 | 686.59 | 22.05 | 133.57 | 132.19 | 253.62 | 1609.25 |
| | Aug | 0.00 | 237.61 | 13.14 | 44.78 | 101.02 | 631.45 | 20.60 | 130.51 | 164.45 | 317.85 | 1661.41 |
| | Sept | 0.00 | 216.84 | 24.49 | 45.03 | 87.91 | 570.31 | 20.40 | 128.66 | 148.41 | 119.59 | 1361.64 |
| | Oct | 0.00 | 237.07 | 10.96 | 45.46 | 107.88 | 645.04 | 24.21 | 123.50 | 117.49 | 310.46 | 1622.07 |
| | Nov | 0.00 | 194.26 | 14.61 | 40.24 | 82.40 | 496.07 | 23.08 | 111.12 | 102.46 | 224.55 | 1288.79 |
| | Dec | 0.00 | 205.29 | 13.22 | 40.33 | 96.36 | 434.60 | 19.44 | 112.53 | 116.59 | 219.97 | 1258.33 |
| | | | 854.36 | 2447.99 | 117.31 | 503.12 | 1111.81 | 6732.96 | 252.79 | 1432.05 | 1392.84 | 2761.93 |

| Calls for Service | |
|---------------------------|-------------|
| 911 HANG UP | 7 |
| 911 OPEN | 10 |
| ALARM | 12 |
| ALCOHOL | 4 |
| AMBULANCE | 29 |
| ANIMAL | 34 |
| ASSAULT | 6 |
| ASSIST | 6 |
| ATTEMPT TO LOCATE | 3 |
| BOND VIOLATION | 2 |
| BURGLARY BUSINESS | 3 |
| BURGLARY RESIDENTIAL | 4 |
| CHILD ABUSE | 6 |
| CITY SERVICES | 2 |
| CIVIL DISPUTE | 20 |
| CRIMINAL ENTRY OF MV | 10 |
| DEATH | 1 |
| DISORDERLY CONDUCT | 22 |
| DOMESTIC VIOLENCE | 15 |
| DRIVING COMPLAINT | 28 |
| DRIVING COMPLAINT 911 | 7 |
| DRUG | 17 |
| ESCORT | 4 |
| EX PATRL | 9 |
| FAMILY OFFENSE | 4 |
| FIGHT | 5 |
| FIRE | 3 |
| FOREIGN AID | 13 |
| FORGERY | 2 |
| FRAUD | 15 |
| HARASS | 19 |
| HIT&RUN | 10 |
| INFORMATION | 18 |
| INSPECT | 6 |
| JUV | 27 |
| K9 DEMO | 1 |
| K9 SNIFF | 1 |
| LITTER | 1 |
| LOST & FOUND | 7 |
| MENTAL ILLNESS | 13 |
| MISC | 6 |
| MISSING PERSON | 1 |
| MOTOR ASSIST | 9 |
| NOISE COMPLAINT | 6 |
| OPN DOOR | 2 |
| PARKING | 26 |
| PAROLE/PROBATION | 6 |
| PROPERTY | 10 |
| PROTECTION ORDER | 6 |
| REQUEST | 3 |
| ROBBERY | 2 |
| RUNAWAY | 5 |
| SAFETY TALK | 5 |
| SEX CRIME | 9 |
| SIG 2 | 24 |
| SIGNAL 1 INJURY | 4 |
| SUICIDE | 8 |
| SUSPICIOUS PERSON/VEHICLE | 67 |
| THEFT | 44 |
| TRAFFIC CONTROL | 3 |
| TRAFFIC STOP | 232 |
| TRESPASS | 10 |
| TRUANCY | 6 |
| VANDALISM | 16 |
| VEHICLE/ROAD COMPLAINT | 18 |
| WARRANT | 11 |
| WEAPONS | 4 |
| WELFARE CHECK | 59 |
| Total: | 1008 |

| |
|-----------------------------------|
| Adult Arrest: |
| # Individuals Arrested: 64 |
| # of Charges: 116 |

| |
|----------------------------------|
| Juvenile Arrests: |
| # Individuals Arrested: 7 |
| # of Charges: 7 |

| |
|----------------------------|
| Total Citations: 89 |
|----------------------------|

October 2020
 YPD
 Activity Report

| | GENERAL SUMMARY | | | |
|---|------------------------|-------------|--------------|--------------|
| | THIS MONTH | | Year To Date | |
| | This Year | Last Year | This Year | Last Year |
| POLICE INCIDENTS | 1010 | 1175 | 10445 | 11141 |
| SHERIFF INCIDENTS | 192 | 121 | 1789 | 1675 |
| AMBULANCE CALLS (YPD) | 29 | 20 | 248 | 254 |
| FIRE / HAZMAT CALLS | 3 | 2 | 59 | 27 |
| FOREIGN AID CALLS | 13 | 14 | 172 | 203 |
| ALARMS | 12 | 23 | 157 | 198 |
| ANIMAL CALLS/COMPLAINTS | 34 | 35 | 399 | 512 |
| ANIMALS CLAIMED OR IMPOUNDED (HHS) | 7 | 11 | 84 | 109 |
| ANIMALS DISPOSED | 0 | 0 | 0 | 2 |

| | ACCIDENT SUMMARY | | | |
|---|-------------------------|-----------|--------------|------------|
| | THIS MONTH | | Year To Date | |
| | This Year | Last Year | This Year | Last Year |
| STATE REPORTABLE | 15 | 20 | 118 | 151 |
| NON REPORTABLE AND HIT & RUN | 23 | 22 | 219 | 272 |
| SIGNAL 1 INJURY | 4 | 2 | 35 | 28 |
| # PERSONS INJURED | 3 | 3 | 33 | 30 |
| FATALITIES | 0 | 0 | 0 | 0 |
| PEDESTRIAN ACCIDENT | 1 | 0 | 6 | 1 |

October 2020

YPD

Citations

| | | | THIS MONTH | | YEAR TO DATE | |
|--|---------------------------|----|--------------------|--------------------|--------------------|--------------------|
| | This Month Juv / Adult | | Total This Year | Total Last Year | Total This Year | Total Last Year |
| SUSPENDED, EXPIRED OR UNLICENSED DRIVER | 1 | 15 | 16 | 9 | 137 | 119 |
| CARELESS DRIVING | | 2 | 2 | 3 | 17 | 15 |
| EXHIBITION DRIVING | | | 0 | 1 | 27 | 10 |
| SPEEDING | 2 | 9 | 11 | 21 | 131 | 137 |
| STOP SIGN, RED LIGHT VIOLATION | 2 | 4 | 6 | 11 | 37 | 44 |
| ANIMALS AT LARGE | | | 0 | 0 | 1 | 2 |
| MAINTENANCE OF FINANCIAL RESPONSIBILITY | | 5 | 5 | 0 | 67 | 8 |
| OPEN CONTAINER | | 3 | 3 | 1 | 20 | 11 |
| CONSUMPTION UNDERAGE (18-20 yoa) | | 1 | 1 | 0 | 25 | 0 |
| LIQUOR VIOLATIONS / FURNISHING ALCOHOL TO A MINOR | | | 0 | 0 | 0 | 0 |
| MISDEAMEANOR DRUG VIOLATIONS (POSS. OF DRUG PARAPH) | | 14 | 14 | 20 | 136 | 177 |
| TOBACCO VIOLATIONS | 15 | | 15 | 4 | 43 | 40 |
| PETTY THEFT UNDER \$400 | | 4 | 4 | 3 | 63 | 49 |
| INTENTIONAL DAMAGE TO PROPERTY | | | 0 | 0 | 4 | 8 |
| OTHER VIOLATIONS | 2 | 10 | 12 | 0 | 147 | 182 |
| TOTAL TRAFFIC CITATIONS | 22 | 67 | 89 | 73 | 855 | 802 |

October 2020

YPD

Adult Arrest

| | THIS MONTH | | YEAR TO DATE | |
|--|------------|-----------|--------------|-----------|
| | This Year | Last Year | This Year | Last Year |
| MURDER | 0 | 0 | 0 | 1 |
| RAPE | 0 | 0 | 2 | 1 |
| ROBBERY | 3 | 0 | 3 | 0 |
| DUI | 7 | 7 | 64 | 85 |
| DRIVING UNDER REVOCATION | 5 | 9 | 40 | 119 |
| BURGLARY | 0 | 1 | 11 | 6 |
| ASSAULT AGGRAVATED | 0 | 1 | 15 | 12 |
| ASSAULT SIMPLE | 2 | 5 | 21 | 32 |
| CRIMES AGAINST FAMILY / DOMESTIC VIOLENCE | 10 | 3 | 76 | 57 |
| DISORDERLY CONDUCT | 0 | 0 | 2 | 10 |
| SEXUAL CONTACT/SEX OFFENSES | 0 | 0 | 1 | 4 |
| THEFT PETTY | 2 | 1 | 20 | 10 |
| THEFT GRAND | 0 | 1 | 5 | 7 |
| THEFT AUTO | 0 | 1 | 1 | 5 |
| FORGERY & COUNTERFEITING | 2 | 0 | 4 | 2 |
| FRAUD | 0 | 0 | 0 | 0 |
| EMBEZZLEMENT | 0 | 0 | 0 | 0 |
| INTENTIONAL DAMAGE | 0 | 0 | 5 | 2 |
| NARCOTIC DRUG CHARGES | 25 | 24 | 206 | 266 |
| LIQUOR ARRESTS | 0 | 0 | 2 | 4 |
| WEAPONS VIOLATION | 1 | 0 | 5 | 3 |
| WARRANTS | 25 | 17 | 175 | 174 |
| PROTECTIVE CUSTODY | 0 | 0 | 0 | 0 |
| ALL OTHER OFFENSES | 22 | 43 | 256 | 425 |
| TOTAL ARRESTS | 104 | 113 | 914 | 1225 |

October 2020
 YPD
 Juvenile Arrests

| | THIS MONTH | | YEAR TO DATE | |
|---|------------|-----------|--------------|------------|
| | This Year | Last Year | This Year | Last Year |
| CURFEW | 0 | 4 | 27 | 46 |
| RUNAWAY | 2 | 4 | 19 | 24 |
| MIC | 3 | 4 | 14 | 49 |
| DUI | 0 | 1 | 2 | 2 |
| MURDER | 0 | 0 | 0 | 0 |
| RAPE | 0 | 0 | 0 | 0 |
| ROBBERY | 0 | 0 | 0 | 0 |
| BURGLARY | 0 | 0 | 1 | 0 |
| ASSAULT AGGRAVATED | 0 | 1 | 0 | 2 |
| ASSAULT SIMPLE | 0 | 1 | 6 | 7 |
| CRIMES AGAINST FAMILY/ DOMESTIC VIOLENCE | 0 | 0 | 0 | 2 |
| DISORDERLY CONDUCT DISTURBANCE OF SCHOOL | 0 | 5 | 6 | 18 |
| SEXUAL CONTACT / SEX OFFENSES | 0 | 0 | 0 | 0 |
| THEFT PETTY | 0 | 0 | 1 | 2 |
| THEFT GRAND | 0 | 0 | 1 | 0 |
| THEFT AUTO | 0 | 0 | 0 | 0 |
| FORGERY & COUNTERFEITING | 0 | 0 | 0 | 0 |
| FRAUD | 0 | 0 | 0 | 0 |
| EMBEZZLEMENT | 0 | 0 | 0 | 0 |
| INTENTIONAL DAMAGE | 0 | 0 | 2 | 0 |
| NARCOTIC DRUG CHARGES | 1 | 2 | 13 | 17 |
| LIQUOR ARRESTS | 0 | 0 | 1 | 0 |
| WEAPONS VIOLATIONS | 0 | 1 | 2 | 3 |
| ALL OTHER OFFENSES | 1 | 3 | 9 | 17 |
| TOTAL ARRESTS | 7 | 26 | 104 | 189 |

CITY of YANKTON
PLANNING COMMISSION MEETING MINUTES
for
Monday, October 12th, 2020

The meeting was called to order at 5:39 PM by Planning Commission Chairman Steve Pier.

This meeting was conducted via technology; with public comment available prior to the meeting via phone and email and during the meeting via YouTube live stream chat. There were also staff and technology in the meeting room to allow live public comments if people attended.

ROLL CALL:

Present: Brad Wenande, Deb Specht, Mike Healy, Lynn Peterson, Evie Sime, Sean Wamble, City Commission Liaison, Dave Carda, and Steve Pier,

Unable to attend: Marc Mooney, Warren Erickson, and ETJ Member Michael Welch.

Chairman Pier called for the consideration of the September 14th, 2020 meeting minutes.

MINUTES – September 14th, 2020

20-59 **MOTION** – It was moved by Commissioner Wenande and seconded by Commissioner Specht to approve the minutes from September 14th, 2020.

VOTE – Voting “Aye” – all members present. Voting “Nay” – none.

MOTION – PASSED

CONSENT ITEMS:

Chairman Pier moved on to Consent Items to establish the next regular meeting as the date for a public hearing to consider a Conditional Use Permit for a self-storage facility in a B-2 Highway Business District on Lot 1 of Outlot C of Moderegger Outlots; and the East 370 feet of Lot 10 of Tucker’s 3rd Addition and Parcel B in the NW 1/4 of Section 17, T93N, R55W as measured on the line dividing said two parcels all being in the City and County of Yankton, South Dakota. Joseph and Roberta Kleinschmit, owners. Address, West side of the 1000 Block of Ferdig Avenue.

20-60 **MOTION** – It was moved by Commissioner Healy and seconded by Commissioner Wenande to establish the next regular meeting as the date for a public hearing to consider a Conditional Use Permit for a self-storage facility in a B-2 Highway Business District on Lot 1 of Outlot C of Moderegger Outlots; and the East 370 feet of Lot 10 of Tucker’s 3rd Addition and Parcel B in the NW 1/4 of Section 17, T93N, R55W as measured on the line dividing said two parcels all being in the City and County of Yankton, South Dakota. Joseph and Roberta Kleinschmit, owners. Address, West side of the 1000 Block of Ferdig Avenue.

VOTE – Voting “Aye” – all members present. Voting “Nay” – none.

MOTION – PASSED

OLD BUSINESS:

Chairman Pier moved on to Old Business to hold a public hearing to consider a rezoning from R-4 Multiple Family Residential, to B-2 Highway Business on Lot 1 of Outlot C of Moderegger Outlots; and the East 370 feet of Lot 10 of Tucker’s 3rd Addition and Parcel B in the NW 1/4 of

Section 17, T93N, R55W as measured on the line dividing said two parcels all being in the City and County of Yankton, South Dakota. Joseph and Roberta Kleinschmit, owners. Address, west side of the 1000 Block of Ferdig Avenue.

Dave Mingo stated the proposed rezoning is owner petition initiated. The immediate purpose for the request is to provide for the possibility of a self-storage facility on the site. If approved, improvements would need to conform to the requirements of a new zoning district. The allowance of a self-storage facility would also require the associated Conditional Use Permit to be approved (to be requested later if this is approved).

Mingo clarified that the proposed B-2 Business District is the City's standard commercial zoning designation. The outside storage of items is not allowed in the B-2 district and the display of items for sale is restricted. In addition to business activities that would fit under the above definition, the B-2 district also allows multiple family types of residential development. The area is bordered by a high density residential district to the north, west and a portion of the south property line. A B-2 District borders the remainder of the south property line and an I-1 Industrial District is located across the street to the east.

It is staff's opinion that the proposal represents an extension of the transition zone between the industrial area to the east and the high density residentially zoned property to the west. The proposal provides an opportunity to develop the site with controlled impact on area residential occupancies.

The appropriate public notice was published and individual notifications have been sent out prior to this public hearing. Staff has received one call from an area property owner subsequent to providing notice. The caller does not oppose the rezoning. They wanted the City to be aware of the overgrowth of vegetation on land to the southwest of the identified area.

Staff recommends approval of the proposed owner petition initiated rezoning of the described land from R-4 Multiple Family Residential to B-2 Highway Business.

20-61 **MOTION** – It was moved by Commissioner Wenande and seconded by Commissioner Sime to recommend approval of the proposed rezoning from R-4 Multiple Family Residential, to B-2 Highway Business on Lot 1 of Outlot C of Moderegger Outlots; and the East 370 feet of Lot 10 of Tucker's 3rd Addition and Parcel B in the NW 1/4 of Section 17, T93N, R55W as measured on the line dividing said two parcels all being in the City and County of Yankton, South Dakota. Joseph and Roberta Kleinschmit, owners. Address, west side of the 1000 Block of Ferdig Avenue.

VOTE – Voting "Aye" – all members present. Voting "Nay" – none.

MOTION – PASSED

Hearing Schedule:

October 26th, 2020: The City Commission establishes November 9th, 2020 as the date for a public hearing.

NEW BUSINESS:

Chairman Pier moved on to New Business to discuss a plat review of Lots 9 and 10 in Block 8 and Lots 12 and 13 in Block 9 of Ridgeway North Subdivision to the City of Yankton, in the NE 1/4 of Section 6, T93N, R55W of the 5th P.M., Yankton County, South Dakota. Kirby Hofer Construction Company, Inc., owner. Location, 2800 Block of Arlington Avenue.

Dave Mingo stated the proposed plat creates the remaining four lots on Arlington Avenue south of 29th Street. All applicable engineering documentation has been submitted by the Developer and approved by the City Engineering staff during the course of the original plat submittals.

Mingo confirmed the proposed plat meets all the requirements of the Subdivision Ordinance and previously approved Developer's Agreements associated with the property. The proposal also meets the requirements of the adopted Planned Unit Development Ordinance that applies to the location.

Staff recommends approval of the proposed plat.

- 20-62 **MOTION:** It was moved by Commissioner Specht and seconded by Commissioner Healy to recommend approval of the plat review of Lots 9 and 10 in Block 8 and Lots 12 and 13 in Block 9 of Ridgeway North Subdivision to the City of Yankton, in the NE 1/4 of Section 6, T93N, R55W of the 5th P.M., Yankton County, South Dakota. Kirby Hofer Construction Company, Inc., owner.
VOTE: Voting "Aye" – all members present. Voting "Nay" – None.

OTHER BUSINESS:

Chairman Pier moved on to Other Business to discuss the September, 2020 Building Permit Report. The total, year to date valuation at the end of September 2020 was \$28,705,759.58. For comparison, the total, year to date valuation at the end of September, 2019 was \$35,201,201.00.

ADJOURNMENT

- 20-63 **MOTION** – It was moved by Commissioner Healy and seconded by Commissioner Sime to adjourn at 6:06PM.
VOTE – Voting "Aye" – all members present. Voting "Nay" – none.
MOTION – PASSED

Respectfully submitted,



Dave Mingo, Secretary



The MISSION of the City of Yankton is to provide exemplary experiences, services & spaces that create opportunities for everyone to learn, engage, and thrive.

MINUTES
YANKTON PARK ADVISORY BOARD
Monday, September 21, 2020
Go-To-Meeting with link provided by City – 5:30 PM

I. ROUTINE BUSINESS

Roll Call:

Present: Katelyn Schramm, Elizabeth Healy, Jason Tellus, Darcie Briggs, Jeannine Economy, and Daniel Prendable.

Absent: Commissioner Bridget Benson.

Also present Director of Parks and Recreation Todd Larson, and Parks Secretary Chasity McHenry.

High School Appearances: None.

Public Appearances: None.

Minutes: July 20, 2020 minutes approved. Briggs motioned. Tellus second. Motion passes 6-0.

II. OLD BUSINESS

A. None.

III. NEW BUSINESS

A. Welcome new board members Daniel Prendable and Jeannine Economy.

B. Election of a Board President. Briggs nominated Schramm for position of board president. Economy seconds. Economy motions to close nominations and accept Schramm on a unanimous ballot. Schramm is new board president.

C. AARP Grant update for the Born Learning Trail installation at Westside Park. United Way and Yankton Area Arts are trying to identify sponsors for the signs that go along the trail. Will order signs at the beginning of October, along with three benches and two picnic tables. Project completion date is December 18, 2020. Can AARP sponsored events happen with the pandemic? Todd will have to check on this with AARP. For more information on the Born Learning Trail, visit: <https://www.bornlearning.org/trails>

D. LWCF Grant for Westside Park play equipment replacement was submitted September 15. Grant request is for \$94,000 with the City matching the \$94,000, for a total project cost of \$188,000. There will be some additional trail extensions that will need to be completed with these projects and so those costs will come from the City's 2021 or 2022 budget. Todd needs to check to see if Westside Park Master Plan is on City's website.



The MISSION of the City of Yankton is to provide exemplary experiences, services & spaces that create opportunities for everyone to learn, engage, and thrive.

E. Operational changes at the Summit Activities Center as the City works with the School District for building access during the pandemic. Winter hours of operation have changed with swim team access to pool and high school athletics access to the fitness area on Monday, Wednesday, and Fridays. The school is utilizing the auxiliary gym for lunch room space and other needs during the week so there is only access to one court and that is on the weekends. Weekend hours have changed to match the summer hours of 8:00am to 4:00pm to try and help with expense reductions. Fee structure has changed due to limitation of facility. Currently, must be 14 years old or older. Every individual needs a membership. \$15/month for a membership. If a person buys an annual pass, it is \$120/year. As the first quarter of school ends in October, the school district and the City will have more discussions about facility access.

F. The Huether Family Aquatics Center update. Construction is proceeding. The recreation staff is working with the Convention and Visitor's Bureau (CVB) for marketing in 2020 and 2021. Advertising for season pass sales will begin approximately November 1. Want to be able to sell annual passes prior to the Thanksgiving Holiday and through the Christmas season. Every individual age 4 and above will need a pass. A season pass will cost \$60 without taxes and fees. A daily pass will cost \$9 without taxes and fees. The recreation staff will also need to research and purchase deck furniture, concessions equipment, and stereo/PA system equipment for facility this winter. To see visuals of the construction progress, please use these links:

Construction Progress: <https://arcg.is/1PTrf>
Feature Overlay: <https://arcg.is/rvOni>
Story Map: <https://arcg.is/LfTCr0>

G. General Discussion. Tellus suggested looking into getting some outdoor concrete ping pong table tennis tables. There are also concrete tables that have chess and checkers on them.

IV. OTHER BUSINESS

A. Commission information Memorandums (4 CIM attachments).

B. Next Meeting: Monday, November 16, 2020.

V. ADJOURN

Healy motioned, Briggs second. Motion carried 6-0.

Publishing Dates: December 10 and December 17, 2020

NOTICE TO BIDDERS

Sealed bids will be received for the City Commission of the City of Yankton, South Dakota, at the office of the City Finance Officer of the City until 3:00 PM or may be hand delivered to the City Finance Office drop-box by 3:00 PM on the 31st day of December, 2020 at which time they will be publicly opened and read at City Hall Gymnasium at 416 Walnut Street.

Disposition of said bid will be held on the 11th day of January, 2021, at 7:00 P.M. in the City of Yankton Community Meeting Room located in the Career Manufacturing Technical Education Academy at 1200 W. 21st Street, Yankton, South Dakota.

Bids will be received on the following:

CRUSHING SALVAGED CONCRETE AND ASPHALT

FOR THE PUBLIC WORKS DEPARTMENT STREET DIVISION

Copies of the specifications and bidding forms may be obtained at the Office of the Public Works Manager, 700 Levee, Yankton, South Dakota 57078 or by telephoning (605) 668-5211.

The City of Yankton, South Dakota reserves the right to reject any or all bids and to waive any informalities therein to determine which is the best and most advantageous bid to the City.

Corey Potts
Public Works Manager
City of Yankton, South Dakota

Dated: December 10, 2020

-THE CITY OF YANKTON IS AN EQUAL OPPORTUNITY EMPLOYER-

Yankton Taxable Sales and Sales Tax Receipts Due

Total Yankton Sales Tax (combined first penny, second penny, and BBB)

| | 2017 | | 2018 | | 2019 | | 2020 | |
|---------------|--------------------|---------------------|---------------------|--------------------|---------------|-----------------|----------------|--|
| | Total Tax Due | Total Tax Due | Total Tax Due | Total Tax Due | Total Tax Due | Monthly % Diff. | Accum. % Diff. | |
| Jan | \$881,111 | \$931,740 | \$887,586 | \$980,221 | 10.44% | 10.44% | | |
| Feb | \$748,057 | \$780,257 | \$790,238 | \$833,198 | 5.44% | 8.08% | | |
| Mar | \$670,903 | \$701,758 | \$719,909 | \$781,998 | 8.62% | 8.24% | | |
| Apr | \$790,100 | \$815,507 | \$846,048 | \$863,674 | 2.08% | 6.64% | | |
| May | \$786,113 | \$810,439 | \$856,331 | \$798,764 | -6.72% | 3.85% | | |
| Jun | \$834,294 | \$855,079 | \$937,489 | \$926,583 | -1.16% | 2.91% | | |
| Jul | \$933,678 | \$930,480 | \$993,257 | \$1,013,493 | 2.04% | 2.77% | | |
| Aug | \$846,345 | \$898,550 | \$933,860 | \$983,306 | 5.29% | 3.11% | | |
| Sep | \$834,196 | \$942,296 | \$938,255 | \$892,708 | -4.85% | 2.16% | | |
| Oct | \$870,920 | \$873,866 | \$943,660 | \$918,012 | -2.72% | 1.64% | | |
| Nov | \$828,894 | \$851,380 | \$887,192 | | | | | |
| Dec | \$811,262 | \$844,257 | \$903,591 | | | | | |
| Totals | \$9,835,872 | \$10,235,607 | \$10,637,414 | \$8,991,958 | | 1.64% | | |

Top Ten First Class Cities Plus Vermillion

Oct

| Cities | 2019 | | 2020 | | Accum. % Diff. |
|---------------|----------------------|----------------------|---------------|---------------|----------------|
| | Total Tax Due | Total Tax Due | Total Tax Due | Total Tax Due | |
| Sioux Falls | \$120,194,462 | \$118,959,112 | -1.03% | | |
| Rapid City | \$53,448,695 | \$51,090,533 | -4.41% | | |
| Aberdeen | \$15,845,122 | \$18,990,483 | 19.85% | | |
| Watertown | \$14,294,772 | \$14,557,677 | 1.84% | | |
| Brookings | \$12,837,099 | \$12,697,643 | -1.09% | | |
| Mitchell | \$10,152,462 | \$10,041,862 | -1.09% | | |
| Yankton | \$8,846,632 | \$8,991,958 | 1.64% | | |
| Pierre | \$7,142,557 | \$7,352,571 | 2.94% | | |
| Spearfish | \$7,744,825 | \$8,223,443 | 6.18% | | |
| Huron | \$6,203,889 | \$5,989,024 | -3.45% | | |
| Vermillion | \$3,655,454 | \$3,602,645 | -1.44% | | |
| Totals | \$260,365,968 | \$260,496,950 | 0.05% | | |

Yankton Taxable Sales and Sales Tax Receipts Due

Yankton Sales Tax (first and second penny combined)

| | 2017 | | 2018 | | 2019 | | 2020 | | Monthly % Diff. | Accum. % Diff. |
|---------------|-----------------------|--------------------|-----------------------|--------------------|-----------------------|--------------------|-----------------------|--------------------|-----------------|----------------|
| | General Taxable Sales | General Tax Due | General Taxable Sales | General Tax Due | General Taxable Sales | General Tax Due | General Taxable Sales | General Tax Due | | |
| Jan | \$41,624,934 | \$832,527 | \$43,963,784 | \$880,367 | \$41,866,467 | \$837,794 | \$46,352,769 | \$928,136 | 10.78% | 10.78% |
| Feb | \$34,591,106 | \$698,955 | \$36,611,583 | \$732,802 | \$36,765,632 | \$738,274 | \$38,913,538 | \$778,686 | 5.47% | 8.30% |
| Mar | \$31,409,630 | \$628,413 | \$32,806,331 | \$656,668 | \$33,836,569 | \$677,909 | \$36,741,943 | \$735,389 | 8.48% | 8.35% |
| Apr | \$36,980,518 | \$739,796 | \$37,900,165 | \$759,728 | \$39,710,074 | \$794,821 | \$41,101,099 | \$822,338 | 3.46% | 7.08% |
| May | \$36,830,743 | \$736,702 | \$37,962,931 | \$762,156 | \$40,368,638 | \$807,621 | \$38,091,691 | \$763,000 | -5.53% | 4.44% |
| Jun | \$38,941,946 | \$779,687 | \$39,964,498 | \$799,441 | \$43,893,707 | \$877,878 | \$43,737,970 | \$875,295 | -0.29% | 3.56% |
| Jul | \$43,250,834 | \$874,067 | \$43,372,992 | \$871,624 | \$46,559,570 | \$932,479 | \$47,621,249 | \$953,568 | 2.26% | 3.35% |
| Aug | \$39,119,479 | \$782,738 | \$41,806,807 | \$836,440 | \$43,513,910 | \$870,548 | \$45,924,399 | \$919,315 | 5.60% | 3.65% |
| Sep | \$38,890,159 | \$778,389 | \$44,029,076 | \$881,383 | \$43,686,600 | \$874,821 | \$41,767,799 | \$835,488 | -4.50% | 2.69% |
| Oct | \$40,326,340 | \$810,454 | \$40,706,254 | \$814,939 | \$44,045,468 | \$881,733 | \$42,810,738 | \$856,392 | -2.87% | 2.09% |
| Nov | \$38,865,087 | \$777,730 | \$39,869,848 | \$797,456 | \$41,415,205 | \$830,624 | | | | |
| Dec | \$37,911,167 | \$758,468 | \$39,862,682 | \$797,522 | \$42,514,582 | \$853,949 | | | | |
| Totals | \$458,741,942 | \$9,197,927 | \$478,856,952 | \$9,590,527 | \$498,176,422 | \$9,978,451 | \$423,063,195 | \$8,467,608 | | 2.09% |

Yankton BBB Sales Tax

| | 2017 | | 2018 | | 2019 | | 2020 | | Monthly % Diff. | Accum. % Diff. |
|---------------|---------------------|------------------|---------------------|------------------|---------------------|------------------|---------------------|------------------|-----------------|----------------|
| | BBB Taxable Sales | BBB Tax Due | BBB Taxable Sales | BBB Tax Due | BBB Taxable Sales | BBB Tax Due | BBB Taxable Sales | BBB Tax Due | | |
| Jan | \$4,858,386 | \$48,584 | \$5,137,286 | \$51,373 | \$4,979,209 | \$49,792 | \$5,208,464 | \$52,085 | 4.60% | 4.60% |
| Feb | \$4,879,644 | \$49,101 | \$4,745,451 | \$47,454 | \$5,196,318 | \$51,963 | \$5,451,272 | \$54,513 | 4.91% | 4.76% |
| Mar | \$4,248,966 | \$42,490 | \$4,508,928 | \$45,089 | \$4,200,003 | \$42,000 | \$4,660,880 | \$46,609 | 10.97% | 6.57% |
| Apr | \$5,030,400 | \$50,304 | \$5,573,439 | \$55,779 | \$5,122,737 | \$51,227 | \$4,133,653 | \$41,337 | -19.31% | -0.23% |
| May | \$4,941,116 | \$49,411 | \$4,828,282 | \$48,283 | \$4,870,924 | \$48,709 | \$3,576,326 | \$35,763 | -26.58% | -5.49% |
| Jun | \$5,460,679 | \$54,607 | \$5,563,819 | \$55,637 | \$5,961,123 | \$59,611 | \$5,128,776 | \$51,288 | -13.96% | -7.16% |
| Jul | \$5,961,050 | \$59,610 | \$5,885,586 | \$58,856 | \$6,077,718 | \$60,777 | \$5,978,131 | \$59,925 | -1.40% | -6.20% |
| Aug | \$6,341,098 | \$63,606 | \$6,210,929 | \$62,109 | \$6,331,195 | \$63,312 | \$6,399,144 | \$63,991 | 1.07% | -5.12% |
| Sep | \$5,580,671 | \$55,807 | \$6,091,280 | \$60,913 | \$6,343,356 | \$63,434 | \$5,721,928 | \$57,219 | -9.80% | -5.72% |
| Oct | \$6,046,602 | \$60,466 | \$5,892,671 | \$58,927 | \$6,192,766 | \$61,928 | \$6,162,012 | \$61,620 | -0.50% | -5.14% |
| Nov | \$5,076,991 | \$51,164 | \$5,392,414 | \$53,924 | \$5,652,011 | \$56,567 | | | | |
| Dec | \$5,279,448 | \$52,795 | \$4,673,487 | \$46,735 | \$4,964,237 | \$49,642 | | | | |
| Totals | \$63,705,051 | \$637,945 | \$64,503,573 | \$645,080 | \$65,891,596 | \$658,963 | \$52,420,587 | \$524,349 | | -5.14% |

Municipal Tax Due for Returns Filed in October 2020 and 2019

| CITY | 2020 | 2019 | % Change |
|-------------|---------------|---------------|----------|
| Sioux Falls | 12,353,782.52 | 12,322,377.85 | 0.25 |
| Aberdeen | 1,933,714.64 | 1,612,023.47 | 19.96 |
| Brookings | 1,307,475.98 | 1,398,035.84 | -6.48 |
| Spearfish | 960,240.10 | 835,610.96 | 14.91 |
| Pierre | 737,956.01 | 727,920.82 | 1.38 |

| CITY | 2020 | 2019 | % Change |
|------------|--------------|--------------|----------|
| Rapid City | 6,086,262.20 | 5,766,083.26 | 5.55 |
| Watertown | 1,520,135.81 | 1,502,463.56 | 1.18 |
| Mitchell | 1,029,522.23 | 1,031,823.68 | -0.22 |
| Yankton | 918,012.45 | 943,660.39 | -2.72 |
| Huron | 614,553.70 | 636,091.71 | -3.39 |

| CITY | 2020 | 2019 | % | CITY | 2020 | 2019 | % | CITY | 2020 | 2019 |
|----------------|------------|------------|--------|-------------|------------|------------|--------|--------------|------------|------------|
| Akaska | 2,887.73 | 2,311.20 | 24.95 | Corsica | 34,600.35 | 25,288.74 | 36.82 | Highmore | 42,954.07 | 34,192.02 |
| Alcester | 18,753.53 | 17,447.30 | 7.49 | Crooks | 20,716.04 | 17,617.59 | 17.59 | Hill City | 185,921.85 | 143,483.83 |
| Alexandria | 15,108.39 | 10,437.87 | 44.75 | Custer | 236,095.53 | 205,395.55 | 14.95 | Hitchcock | 2,195.41 | -1,826.04 |
| Alpena | 18,076.34 | 7,581.04 | 138.44 | Dallas | 3,664.71 | 3,522.66 | 4.03 | Hosmer | 3,996.28 | 3,694.73 |
| Andover | 2,280.41 | 384.54 | 493.02 | Dante | 721.85 | 488.73 | 47.70 | Hot Springs | 176,987.55 | 147,218.04 |
| Arlington | 60,115.52 | 90,653.59 | -33.69 | Davis | 1,357.63 | 846.34 | 60.41 | Hoven | 15,767.75 | 13,170.68 |
| Armour | 25,210.09 | 20,967.94 | 20.23 | De Smet | 58,928.50 | 47,339.07 | 24.48 | Howard | 32,124.88 | 30,247.84 |
| Artesian | 2,372.12 | -330.90 | 816.87 | Deadwood | 438,242.82 | 409,332.08 | 7.06 | Hudson | 10,898.54 | 10,427.34 |
| Ashton | 1,447.20 | -1,979.80 | 173.10 | Dell Rapids | 119,064.11 | 110,448.10 | 7.80 | Humboldt | 24,196.03 | 22,217.01 |
| Astoria | 6,198.97 | 5,109.44 | 21.32 | Delmont | 3,924.93 | 3,033.49 | 29.39 | Hurley | 5,238.81 | -3,358.99 |
| Aurora | 11,456.57 | 4,679.73 | 144.81 | Dimock | 6,221.15 | 4,594.38 | 35.41 | Interior | 2,824.04 | 12,140.19 |
| Avon | 13,619.69 | 17,893.17 | -23.88 | Doland | 3,991.47 | 5,237.81 | -23.80 | Ipswich | 59,561.09 | 26,273.95 |
| Baltic | 19,000.65 | 18,150.89 | 4.68 | Dupree | 5,260.48 | 4,636.83 | 13.45 | Irene | 13,433.29 | 6,646.76 |
| Belle Fourche | 294,966.35 | 267,049.01 | 10.45 | Eagle Butte | 61,090.65 | 49,872.29 | 22.49 | Iroquois | 3,154.21 | 3,149.97 |
| Belvidere | 1,651.27 | 1,045.93 | 57.88 | Eden | 2,560.80 | 2,139.19 | 19.71 | Isabel | 7,148.70 | 6,893.10 |
| Beresford | 94,059.97 | 93,028.88 | 1.11 | Edgemont | 25,223.08 | 24,307.10 | 3.77 | Java | 1,525.65 | 439.17 |
| Big Stone City | 23,428.22 | 33,199.64 | -29.43 | Egan | 3,772.07 | 4,110.61 | -8.24 | Jefferson | 14,977.95 | 13,706.37 |
| Bison | 12,155.05 | 12,180.23 | -0.21 | Elk Point | 73,317.26 | 102,407.84 | -28.41 | Kadoka | 33,378.36 | 33,435.37 |
| Blunt | 5,759.02 | 5,067.40 | 13.65 | Elkton | 19,725.03 | 15,489.23 | 27.35 | Kennebec | 4,963.26 | 11,797.74 |
| Bonesteel | 7,624.84 | 7,105.79 | 7.30 | Emery | 19,382.63 | 14,513.42 | 33.55 | Keystone | 173,733.13 | 131,026.97 |
| Bowdle | 13,736.08 | 8,305.44 | 65.39 | Erwin | 921.54 | | 0.00 | Kimball | 33,940.60 | 31,935.19 |
| Box Elder | 255,864.42 | 237,560.77 | 7.70 | Estelline | 17,575.45 | 15,587.13 | 12.76 | Kranzburg | 4,074.06 | 4,448.36 |
| Bradley | 906.25 | 4,598.05 | -80.29 | Ethan | 5,652.17 | 4,481.37 | 26.13 | La Bolt | 485.00 | 1,287.90 |
| Brandon | 319,323.07 | 313,453.73 | 1.87 | Eureka | 29,074.51 | 26,027.18 | 11.71 | Lake Andes | 21,441.70 | 17,036.48 |
| Brandt | 4,148.56 | 3,439.85 | 20.60 | Fairfax | 2,656.99 | 2,109.64 | 25.95 | Lake City | 1,564.24 | 557.24 |
| Bridgewater | 8,951.85 | 5,571.67 | 60.67 | Fairview | 767.92 | 452.11 | 69.85 | Lake Norden | 89,942.57 | 73,872.58 |
| Bristol | 4,747.97 | 5,507.61 | -13.79 | Faith | 29,012.37 | 23,123.53 | 25.47 | Lake Preston | 14,389.29 | 19,047.94 |
| Britton | 66,732.43 | 40,397.17 | 65.19 | Faulkton | 31,873.63 | 33,257.09 | -4.16 | Langford | 7,824.20 | 5,838.97 |
| Bruce | 6,866.88 | 6,404.46 | 7.22 | Flandreau | 72,296.18 | 63,487.42 | 13.87 | Lead | 163,136.45 | 114,100.99 |
| Bryant | 2,338.96 | 33,880.91 | -93.10 | Florence | 3,857.76 | 4,096.96 | -5.84 | Lemmon | 60,225.34 | 54,871.98 |
| Buffalo | 20,345.16 | 19,500.19 | 4.33 | Fort Pierre | 126,867.75 | 115,708.02 | 9.64 | Lennox | 64,661.93 | 62,837.05 |
| Buffalo Chip | 132.40 | | 0.00 | Frankfort | 1,804.38 | 917.11 | 96.75 | Leola | 9,632.29 | 10,011.57 |
| Burke | 27,086.51 | 28,974.39 | -6.52 | Frederick | 2,896.41 | 384.31 | 653.67 | Lesterville | 2,239.55 | 2,404.73 |
| Camp Crook | 550.65 | 524.95 | 4.90 | Freeman | 56,525.43 | 54,372.24 | 3.96 | Letcher | 3,119.42 | 2,050.73 |
| Canistota | 15,068.58 | 18,838.33 | -20.01 | Garretson | 38,092.71 | 36,030.33 | 5.72 | Madison | 354,491.83 | 320,208.40 |
| Canova | 2,509.60 | 913.24 | 174.80 | Gary | 5,203.41 | 4,177.86 | 24.55 | Marion | 25,646.61 | 19,726.94 |
| Canton | 97,108.52 | 89,884.11 | 8.04 | Gayville | 6,196.12 | 5,884.73 | 5.29 | Martin | 54,378.47 | 46,892.29 |
| Carthage | 3,712.60 | 2,934.56 | 26.51 | Geddes | 6,767.86 | 5,890.23 | 14.90 | McIntosh | 4,161.82 | 4,057.57 |
| Castlewood | 15,126.03 | 11,342.10 | 33.36 | Gettysburg | 59,114.48 | 34,225.30 | 72.72 | McLaughlin | 14,121.64 | 17,014.46 |
| Cavour | 3,101.81 | 2,358.92 | 31.49 | Glenham | 2,037.82 | 2,915.56 | -30.11 | Mellette | 4,625.49 | 680.68 |
| Centerville | 17,948.01 | 16,733.44 | 7.26 | Gregory | 72,529.51 | 58,630.55 | 23.71 | Menno | 26,054.02 | 31,790.42 |
| Central City | 7,202.18 | 8,028.56 | -10.29 | Grenville | 1,751.58 | 1,356.58 | 29.12 | Midland | 11,248.93 | 4,388.39 |
| Chamberlain | 152,974.66 | 136,801.20 | 11.82 | Groton | 52,903.51 | 45,918.52 | 15.21 | Milbank | 227,713.35 | 405,545.16 |
| Chancellor | 3,752.08 | 9,464.50 | -60.36 | Harrisburg | 222,563.54 | 151,765.82 | 46.65 | Miller | 77,635.78 | 59,248.67 |
| Clark | 41,918.61 | 46,592.10 | -10.03 | Harold | 4,055.48 | 5,661.43 | -28.37 | Mission | 42,944.53 | 51,377.09 |
| Clear Lake | 75,310.05 | 54,338.16 | 38.60 | Hartford | 112,398.21 | 89,354.06 | 25.79 | Mobridge | 152,474.59 | 150,103.07 |
| Colman | 24,003.27 | 18,412.57 | 30.36 | Hayti | 8,963.33 | 7,066.75 | 26.84 | Monroe | 1,732.42 | 1,110.78 |
| Colome | 6,593.12 | 6,820.48 | -3.33 | Hazel | 1,885.31 | 896.03 | 110.41 | Montrose | 6,640.19 | 6,669.59 |
| Colton | 14,463.59 | 15,628.96 | -7.46 | Hecla | 3,945.44 | 2,396.71 | 64.62 | Morristown | 760.82 | 677.42 |
| Columbia | 2,788.63 | -54.28 | 237.49 | Henry | 3,136.48 | 2,508.30 | 25.04 | Mound City | 2,711.50 | 1,455.54 |
| Conde | 2,572.86 | 19,119.09 | -86.54 | Hermosa | 22,927.12 | 17,656.08 | 29.85 | Mount Vernon | 10,992.93 | 4,895.16 |
| Corona | 1,748.05 | 3,070.13 | -43.06 | Herreid | 20,628.97 | 20,522.89 | 0.52 | Murdo | 55,603.09 | 49,847.63 |

Municipal Tax Due for Returns Filed in October 2020 and 2019

| CITY | 2020 | 2019 | % Change |
|-------------|---------------|---------------|----------|
| Sioux Falls | 12,353,782.52 | 12,322,377.85 | 0.25 |
| Aberdeen | 1,933,714.64 | 1,612,023.47 | 19.96 |
| Brookings | 1,307,475.98 | 1,398,035.84 | -6.48 |
| Spearfish | 960,240.10 | 835,610.96 | 14.91 |
| Pierre | 737,956.01 | 727,920.82 | 1.38 |

| CITY | 2020 | 2019 | % Change |
|------------|--------------|--------------|----------|
| Rapid City | 6,086,262.20 | 5,766,083.26 | 5.55 |
| Watertown | 1,520,135.81 | 1,502,463.56 | 1.18 |
| Mitchell | 1,029,522.23 | 1,031,823.68 | -0.22 |
| Yankton | 918,012.45 | 943,660.39 | -2.72 |
| Huron | 614,553.70 | 636,091.71 | -3.39 |

| CITY | 2020 | 2019 | % | CITY | 2020 | 2019 | % | CITY | 2020 | 2019 | % |
|------------------|------------|------------|--------|--------------------|------------|---------------|--------|------|------|------|---|
| New Effington | 6,204.31 | 6,142.77 | 1.00 | Tyndall | 31,799.33 | 28,324.66 | 12.27 | | | | |
| New Underwood | 12,478.37 | 17,435.09 | -28.43 | Utica | 1,522.06 | 80,217,975.59 | | | | | |
| Newell | 26,708.38 | 24,438.13 | 9.29 | Valley Springs | 11,361.64 | 13,220.14 | -14.06 | | | | |
| Nisland | 1,311.63 | 3,947.47 | -66.77 | Veblen | 5,999.82 | 3,651.71 | 64.30 | | | | |
| North Sioux City | 290,162.77 | 201,272.46 | 44.16 | Vermillion | 413,809.39 | 395,970.28 | 4.51 | | | | |
| Oacoma | 56,948.34 | 59,616.43 | -4.48 | Viborg | 28,245.51 | 20,559.78 | 37.38 | | | | |
| Oldham | 2,524.77 | 2,487.52 | 1.50 | Volga | 50,671.55 | 59,103.13 | -14.27 | | | | |
| Olivet | 996.27 | 1,491.70 | -33.21 | Volin | 1,847.01 | 1,707.57 | 8.17 | | | | |
| Onida | 28,804.20 | 20,077.94 | 43.46 | Wagner | 79,399.53 | 66,474.17 | 19.44 | | | | |
| Orient | 1,041.19 | 636.35 | 63.62 | Wakonda | 7,602.02 | 6,874.01 | 10.59 | | | | |
| Parker | 36,189.46 | 34,937.39 | 3.58 | Wall | 151,800.10 | 148,571.42 | 2.17 | | | | |
| Parkston | 61,839.74 | 47,218.30 | 30.97 | Wallace | 766.80 | 865.78 | -11.43 | | | | |
| Peever | 2,176.45 | 1,905.38 | 14.23 | Ward | 2,885.76 | 2,519.54 | 14.54 | | | | |
| Philip | 53,732.17 | 39,157.06 | 37.22 | Warner | 7,527.55 | -1,523.55 | 594.08 | | | | |
| Pickstown | 9,788.71 | 7,268.53 | 34.67 | Wasta | 586.46 | 360.01 | 62.90 | | | | |
| Piedmont | 27,471.42 | 22,890.25 | 20.01 | Waubay | 15,882.88 | 13,666.19 | 16.22 | | | | |
| Pierpont | 1,672.99 | 1,698.50 | -1.50 | Webster | 90,744.53 | 92,123.79 | -1.50 | | | | |
| Plankinton | 19,275.95 | 22,880.63 | -15.75 | Wentworth | 4,156.72 | 3,426.23 | 21.32 | | | | |
| Platte | 67,940.15 | 59,172.58 | 14.82 | Wessington | 7,413.98 | 5,328.15 | 39.15 | | | | |
| Pollock | 9,242.28 | 11,694.00 | -20.97 | Wessington Springs | 29,563.56 | 17,309.82 | 70.79 | | | | |
| Presho | 17,935.89 | 16,987.68 | 5.58 | Westport | 1,680.47 | 2,506.51 | -32.96 | | | | |
| Pringle | 2,496.72 | 2,827.27 | -11.69 | White | 7,619.29 | 21,669.93 | -64.84 | | | | |
| Pukwana | 4,743.44 | 4,868.07 | -2.56 | White Lake | 8,373.05 | 5,844.38 | 43.27 | | | | |
| Quinn | 794.22 | 736.34 | 7.86 | White River | 12,682.01 | 13,087.73 | -3.10 | | | | |
| Ramona | 1,981.29 | 2,132.80 | -7.10 | Whitewood | 31,266.42 | 27,117.45 | 15.30 | | | | |
| Redfield | 87,913.02 | 87,148.54 | 0.88 | Willow Lake | 8,363.04 | 7,100.31 | 17.78 | | | | |
| Reliance | 4,610.84 | 4,524.77 | 1.90 | Wilmot | 13,539.93 | 11,086.35 | 22.13 | | | | |
| Reville | 3,253.99 | 1,014.54 | 220.74 | Winner | 153,846.37 | 150,416.20 | 2.28 | | | | |
| Roscoe | 13,150.85 | 10,225.44 | 28.61 | Witten | 2,123.97 | 410.85 | 416.97 | | | | |
| Rosholt | 12,389.68 | 13,689.87 | -9.50 | Wolsey | 14,295.04 | 12,557.83 | 13.83 | | | | |
| Roslyn | 5,897.77 | 3,590.39 | 64.27 | Wood | 918.52 | 922.82 | -0.47 | | | | |
| Saint Lawrence | 3,481.59 | 4,608.13 | -24.45 | Woonsocket | 20,560.95 | 18,569.92 | 10.72 | | | | |
| Salem | 48,524.28 | 45,125.31 | 7.53 | Worthing | 11,471.87 | 13,173.53 | -12.92 | | | | |
| Scotland | 29,690.38 | 32,826.11 | -9.55 | Yale | 1,260.39 | 729.75 | 72.72 | | | | |
| Selby | 23,658.28 | 20,087.97 | 17.77 | | | | | | | | |
| Sherman | 517.39 | 516.14 | 0.24 | | | | | | | | |
| Sisseton | 105,952.82 | 109,709.19 | -3.42 | | | | | | | | |
| South Shore | 2,331.33 | 5,763.82 | -59.55 | | | | | | | | |
| Spencer | 1,189.08 | 1,026.72 | 15.81 | | | | | | | | |
| Springfield | 25,006.56 | 17,518.98 | 42.74 | | | | | | | | |
| Stickney | 13,592.88 | 7,569.83 | 79.57 | | | | | | | | |
| Stratford | 1,989.97 | -970.41 | 305.06 | | | | | | | | |
| Sturgis | 342,367.70 | 330,083.34 | 3.72 | | | | | | | | |
| Summerset | 80,661.83 | 68,256.68 | 18.17 | | | | | | | | |
| Summit | 23,765.02 | 13,191.88 | 80.15 | | | | | | | | |
| Tabor | 9,745.32 | 14,232.98 | -31.53 | | | | | | | | |
| Tea | 190,151.97 | 141,918.91 | 33.99 | | | | | | | | |
| Timber Lake | 18,990.42 | 23,217.75 | -18.21 | | | | | | | | |
| Toronto | 7,154.57 | 8,990.49 | -20.42 | | | | | | | | |
| Trent | 2,616.23 | 2,518.50 | 3.88 | | | | | | | | |
| Tripp | 9,808.74 | 10,306.12 | -4.83 | | | | | | | | |
| Tulare | 5,745.80 | 7,218.50 | -20.40 | | | | | | | | |

The dollar amounts in this report are a result of municipal tax due and municipal gross receipts tax due reported on the SD tax returns. These figures include amounts paid through Audits.

Figures compiled by SD Dept. of Revenue

Memorandum #20-215

To: City Manager
From: Finance Officer
Date: November 10, 2020
Subject: Dance Renewal

We have received the following renewal applications for 2021 City Dance licenses:

DANCE & DANCE HALL-\$50.00 + \$1,000 Bond or
Proof of Insurance in amount of \$100,000.00

| | |
|--|-------------------------------------|
| Yankton B.P.O. Elks Lodge #994-Type B | 504 West 27 th Street |
| Allison Gullickson d/b/a Happy Hourz-Type B | 311 Douglas Street |
| Hillcrest Golf & Country Club-Type B | 2206 Mulberry Street |
| WR Capital I, LLC d/b/a Minerva's Grill & Bar-Type B | 1607 E, Hwy 50, Suite-A |
| Bernard Properties, LLC d/b/a Riverfront Events Center-Type B | 113-121 West 3 rd Street |
| Bernard Properties, LLC d/b/a The Brewery-Type B | 200-204 Walnut Street |
| Upper Deck Inc. d/b/a Upper Deck-Type B | 311-315 Broadway Street |
| Veterans of Foreign Wars-Type B | 209 Cedar Street |
| Yankton Bowl Inc. d/b/a Yankton Bowl-Type B | 3010 Broadway Street |
| Lady Bird Inc. d/b/a Zebra Club & Cockatoo Bar-Type A | 102-112 E. 3rd Street |
| Flusswerks, LLC d/b/a 1872 Saloon/Old Mill Events Center-Type B | 106 Capitol Street |

_____ Roll call

The above applications are in compliance with the City Code of Ordinances, as checked by the Department of Finance.

A police check has been done on all the above applicants by the Yankton Police Department. There are no felony convictions or wants for any of the applicants.

The applicants are in compliance with all Building and Fire Codes.



Al Viereck
Finance Officer

Memorandum #20-214

To: City Manager
From: Finance Officer
Date: November 10, 2020
Subject: Renew Private Collector of Refuse

We have received the following renewal applications for the 2021 city licenses:

Private Collectors (Refuse) - \$15.00 1st Veh. - \$10.00 Addl.

| | |
|---|---|
| Brett Davis d/b/a Art's Garbage Service, Inc. | 1801 Wood St., Norfolk, NE |
| Loren Fischer d/b/a Loren Fisher's Disposal, LLC | 31383 SD Hwy 19, Vermillion, SD |
| Lonnie Fischer d/b/a Fisher's Disposal | 46180 313 th St., Vermillion, SD |
| Chris Burke d/b/a Janssen's Garbage Service | PO Box 220, Yankton, SD |
| Bruce Kortan d/b/a Kortan Sanitary Service | 30422 421 st Ave., Tyndall, SD |
| Russell Williams d/b/a Williams Sanitation | 1503 Birch Street, Tyndall, SD |

The above applicant is in compliance with the City Code of Ordinances, as checked by the Department of Finance.



Al Viereck
Finance Officer

Memorandum #20-224

To: City Manager
From: Finance Officer
Date: November 10, 2020
Subject: Pawn Brokers License

We have received the following application for renewal of a Pawn Brokers Licenses:

A+ Loan Service d/b/a A-1 Pawn 515 East 4th Street

City Code also requires each applicant to pay a fee of \$50.00 per year. The fees have been received.



Al Viereck
Finance Officer

NOTICE OF HEARING UPON APPLICATION
FOR SALE OF ALCOHOLIC BEVERAGES

NOTICE IS HEREBY GIVEN that an application has been received by the Board of City Commissioners of the City of Yankton, South Dakota, for a Special Events Retail (on-sale) Liquor License for 1 day, February 6, 2021, from BPO Elks Lodge 994 d/b/a Elks Lodge 994 (Cindy Goeden, Secretary), NFAA, 800 Archery Lane, Yankton, S.D.

NOTICE IS FURTHER GIVEN that a Public Hearing upon the application will be held on Monday, December 14, 2020 at 7:00 p.m. in the City of Yankton Community Meeting Room at the Career Manufacturing Technical Education Academy, 1200 West 21st Street, Yankton, South Dakota, where any person or persons interested in the approval or rejection of the above application may appear and be heard.

Dated at Yankton, South Dakota,
This 23rd day of November, 2020.



Al Viereck
FINANCE OFFICER

____ Voice vote

Memorandum #20-207

To: City Manager
From: Finance Officer
Date: November 10, 2020
Subject: New Retail (on-off sale) Wine & Cider License-Mint

We have received an application for a New Retail (on-off sale) Wine and Cider License for January 1, 2021, to December 31, 2021, from Mint, Yankton, LLC dba Mint, Yankton, LLC, (Michael Feimer, Owner) 318 Douglas, Yankton, S.D.

The above application is in compliance with the City Code of Ordinances, as checked by the Department of Finance. A Police check on the applicant revealed no felony convictions or wants. This license shall be contingent upon final inspection by the Building Inspector and Fire Marshal.



Al Viereck
Finance Officer

Memorandum #20-208

To: City Manager
From: Finance Officer
Date: November 10, 2020
Subject: New Retail (on-off sale) Malt Beverage & SD Farm Wine-Mint

We have received an application for a New Retail (on-off sale) Malt Beverage & SD Farm Wine License for July 1, 2020, to June 30, 2021, from Mint, Yankton, LLC dba Mint, Yankton, LLC, (Michael Feimer, Owner) 318 Douglas, Yankton, S.D.

The above application is in compliance with the City Code of Ordinances, as checked by the Department of Finance. A Police check on the applicant revealed no felony convictions or wants. An inspection by the Building Inspector and Fire Marshal has been done and the premises are in compliance with building and fire codes.



Al Viereck
Finance Officer

Memorandum #20-209

To: City Manager
From: Finance Officer
Date: November 10, 2020
Subject: Renewal of 2021 Liquor Licenses

We have received the following applications for renewal of Alcoholic Beverage Licenses for the 2021 Licensing period.

RETAIL (ON-SALE) LIQUOR-FULL SERVICE RESTAURANT

Czeckers, Inc., d/b/a Czeckers, Inc., 407 Walnut St.
El Tapatio Family Mexican, Inc., d/b/a El Tapatio Family Mexican, Inc., 2502 Fox Run Pkwy.
To Be Free, LLC d/b/a RB Beers & Burgers & River Rocks Event Center, 2901 Broadway Ave.
Bernard Properties, LLC, d/b/a Riverfront Events Center & Emporium, 121 W. 3rd St.

RETAIL (ON-SALE) LIQUOR

Hanten, Inc., d/b/a Ben's Brewing Company, 222 W. 3rd St.
Black Steer, Inc., d/b/a The Black Steer, 300 E. 3rd St.
Boomer's, Inc., d/b/a Boomer's Lounge, 100 E. 3rd St.
YC Library, LLC, d/b/a Capitol Street Pub, 401 Capitol St.
B.P.O. Elks Lodge 994, 504 W. 27th 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,
Strips, Inc., d/b/a MoJo's Pizza & Spirits, 102-104 E. 3rd St.
Lucky Irish, Inc., d/b/a O'Malley's Bar, 204 W. 3rd 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. 3rd St.
Yankton Bowl, Inc., 3010 Broadway Ave., & Suite 1
Lady Bird, Inc., d/b/a Zebra Club & Cockatoo Bar, 106-112 E. 3rd 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. 30th St.
Hy-Vee Food Stores, Inc., d/b/a Hy-Vee Wine & Spirits, 2100 N. Broadway Ave.
T C Corner, LLC, d/b/a JR's Oasis, 2404 E. SD Hwy 50
Annis Properties, Inc., d/b/a Patriot Express 02, 100 E. 4th St.
Annis Properties, Inc., d/b/a Prairie Pumper, 909 Broadway Ave.
ZACCON, Inc., d/b/a Roadrunner Convenience Mart, 300 W. 23rd 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.

_____ Roll call

Yankton Drug, Inc., d/b/a Yankton Drug Co., 109 W. 3rd St.
Lady Bird, Inc., d/b/a Zebra Club & Cockatoo Bar, 106-112 E. 3rd St.

RETAIL (ON-OFF SALE) WINE

Charlies Pizza House, Inc., d/b/a Charlie's Pizza House, 804 Summit St.
Czeckers, Inc., d/b/a Czeckers Inc., 407 Walnut St.
The Fox Stop, Inc., d/b/a The Fox Stop, 1316 W. 30th St.
SYMS, LLC, d/b/a Holiday Inn Express, PO Box 113
YASO, LLC d/b/a Kribe Music, 1208 Broadway Ave.
San Jose, Inc., d/b/a Mexico Viejo, 1809 Broadway Ave.
TST, Inc., d/b/a Phinney's Pub & Casino, Yankton Mall
Morgen, LLC, d/b/a South Point Gaming Lounge, 1101 Broadway Ave., Suite 109
Flusswerks, LLC, d/b/a The Landing, 104 Capital St.
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 3rd St.

The above applications are in compliance with the City Code of Ordinances, as checked by the Department of Finance.

A police check has been done on all the above applicants by the Yankton Police Department.

The applicants are in compliance with all Building and Fire Codes.



Al Viereck
Finance Officer

Memorandum #20-210

To: City Manager
From: Finance Department
Date: November 10, 2020
Subject: Special Events (on-sale) Liquor License for O'Malley's Irish Pub

We have received an application for a Special Events RETAIL (on-sale) Liquor License for 1 day, December 5, 2020, from Lucky Irish, Inc. d/b/a O'Malley's Irish Pub (Jeff Dayhuff, President), NFAA, 800 Archery Lane, Yankton, S.D.

The above applicant is in compliance with the City Code of Ordinances, as checked by the Department of Finance. A Police check on the Applicant revealed no felony convictions or wants. An inspection by the Building Inspector and Fire Marshal has been done and the premises are in compliance with building and fire codes.



Al Viereck
Finance Officer

Memorandum 20-223

Lease Agreement between City of Yankton and The Center

To: Amy Leon, City Manager
From: Gregg Homstad, Building Official
Subject: 2021 Lease Agreement with The Center
Date: November 13, 2020

Attached is the renewal of the annual lease with the Yankton Area Senior Citizen Center Board for the use of The Center building located at 900 Whiting Drive. The terms and conditions of the lease are identical to the 2020 Agreement.

Recommendation: It is recommended by staff that the attached 2021 Lease Agreement be approved by the City Board of Commissioners.

Respectfully,



Gregg Homstad
Building Official

I concur with this recommendation.

I do not concur with this recommendation.



Amy Leon, City Manager

____ Roll call

**LEASE AGREEMENT
THE CENTER**

This lease agreement, made and entered into this 9 day of November, 2020 by and between the City of Yankton, South Dakota, a Municipal Corporation, herein referred to as the "Lessor", and The Center, formerly known as The Yankton Area Senior Citizens' Center, Inc., of Yankton, South Dakota, hereinafter referred to as the "Lessee", witnesseth;

WHEREAS, the City of Yankton, South Dakota, owns Lot 12 of the County Auditor's Outlot 130 within the City of Yankton, upon which real property is located The Center and garage;

WHEREAS, the parties hereto desire to enter into a lease pertaining to the buildings and the premises mentioned above;

NOW, THEREFORE, it is agreed between the Lessor and the Lessee herein as follows:

1. Lease term:

That the terms of the Agreement shall be from January 1, 2021 through December 31, 2021.

2. Rental:

The rental to be paid by the Lessee for the use of premises is in the sum of one dollar (\$1.00) per year;

3. Non-discrimination covenants:

The Lessor requires, and the Lessee specifically agrees to comply with all Federal non-discrimination rules and regulations.

4. Laws, rules and regulations:

The Lessee agrees to comply with all laws, rules and regulations of the Federal, State, and City Governments that are applicable to the operation of The Center, and upon notice to amend the terms of this lease to comply with any change in said laws, rules or regulations.

5. Hold harmless clause:

In regard to any use, services, or other programs performed by or may be entered into by the Lessee, such operations shall be deemed the operations of the Lessee as an independent corporation, and the Lessor shall not, to any degree or extent, or manner whatsoever be considered as having any interest herein either as a joint enterprise or upon an employer or agency relationship; and all liability arising from such operations shall be that of the Lessee, and Lessee agrees to buy and maintain liability insurance covering all such operations in a minimum of \$1,000,000 single limit of liability.

6. Use of premises:

The Lessee has rented The Center solely for the purpose of conducting programs for its membership and will not be used for any other purpose without the express written consent of the Lessor. No improvements may be constructed or the premises modified without prior written consent of the Lessor. The City Manager shall have the right to establish standards of operation, maintenance of the facilities, and general managements of The Center and the Lessee shall cooperate and do all within Lessee's power to promote general development and increase general usage of The Center, and will cooperate, generally speaking, in every effort or program, which will improve The Center's programs and facilities.

7. Possession:

The Lessee accepts the rented City buildings in their present condition. The Lessee will not make or suffer any waste or destruction to said City premises during the term of the lease, nor permit the accumulation of any trash, debris, or other substance on said premises that might cause extra hazard on account of fire in said premises. That upon termination of this lease, the tenant will return peaceful possession of premises to the Lessor in as good a condition as it was at the time of the commencement of this lease, usual wear, tear, and loss by fire or storm excepted.

8. Assignment for sub-lease:

Tenant shall neither assign this lease nor sub-lease the use of these premises to another party without the written approval of the Lessor.

9. Utilities:

The Lessor shall pay the fuel, heat, electricity, and water/sewer utility costs for The Center building and maintenance costs associated with the heating, ventilating, air conditioning, mechanical and electrical systems. The Lessor shall be responsible for all outside maintenance of the buildings and grounds.

10. Janitorial/Operating/Cleaning supplies:

The Lessor shall be responsible for providing janitorial, operating, and cleaning supplies in an amount not to exceed \$2,200 per year for the term of this agreement. Any such costs incurred beyond this amount shall be provided by the Lessee.

11. Replacement of capital items:

Lessor in conjunction with the Lessee, may from time to time agree to make certain capital improvements to the building. The Lessee is encouraged to obtain from other sources the funds necessary to make these improvements. In the event the Lessor participates in the cost for a capital improvement, prior approval through the City's purchasing ordering system is required by the Lessee prior to completing the desired capital improvement.

12. Cancellation:

Either party may cancel this lease upon giving the other party ninety (90) days or more written notice in advance. The Lessor may additionally cancel in the event the Lessee shall breach any of the

terms of this lease, in such case the Lessor shall have the right to immediately re-enter and take possession of said facilities identified herein.

IN TESTIMONY WHEREOF, both parties have hereunto set their hands and seals the date and year first above written.

CITY OF YANKTON, SOUTH DAKOTA
A Municipal Corporation, Lessor

By: _____
Nathan V. Johnson
Mayor of the City of Yankton

ATTEST:

By: _____
Al Viereck
Finance Officer

THE CENTER, INC.
A Non-profit Corporation, Lessee

By: Christy Hauer
Christy Hauer
Executive Director

ATTEST:

By: David Hosmer
David Hosmer
President of The Center Board

Memorandum #20-222

To: Amy Leon, City Manager
From: Mike Roinstead, Airport Supervisor
Subject: Bid award for 2021 Annual Supply of Transport-Tankwagon Petroleum Products for Chan Gurney Municipal Airport
Date: November 12, 2020

Two bids were received for the City's 2021 supply of Petroleum Products for the Chan Gurney Municipal Airport. The two products that will be consumed are Aviation Gasoline and Jet A fuel with fuel system ice inhibitor. These products are most frequently purchased via transport (7000 gallon minimum). The bids received represent the supplier's handling costs (profit margin), which are added to the OPIS (Oil Price Information Service) daily published price on the date the product is ordered.

The lowest bids received for these products that will be available at the Airport are listed below:

| DESCRIPTION | CAMPBELL OIL | GERSTNER OIL |
|---|--------------|--------------|
| Aviation Gas – 100 low lead: | | |
| Transport | \$0.2287 | \$0.2489 |
| Tankwagon | N/A | \$0.4489 |
| Jet A fuel (with fuel system ice inhibitor): | | |
| Transport | \$0.132512 | \$0.1489 |
| Tankwagon | N/A | \$0.3499 |

City Staff recommends that the bid submitted for the 2021 Supply of Petroleum Products for the Chan Gurney Municipal Airport is awarded to lowest bid by Campbell Oil for: Aviation Gas – 100 low lead and Jet A fuel (with fuel system ice inhibitor) Transport.

City Staff recommends that the bid submitted for the 2021 Supply of Petroleum Products for the Chan Gurney Municipal Airport is awarded to lowest bid by Gerstner Oil for: Aviation Gas – 100 low lead and Jet A fuel (with fuel system ice inhibitor) Tankwagon.

Respectfully submitted,

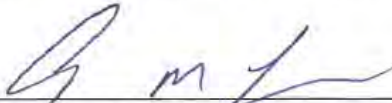


Mike Roinstead
 Airport Supervisor

Recommendation: It is recommended that the City Commission award the contract for fuel at the Chan Gurney Municipal Airport to Campbell Oil and Gerstner Oil for the low bid amounts listed in Memorandum #20-222

I concur with the recommendation.

I do not concur with the recommendation.



Amy Leon, City Manager

____ Roll Call

**2021 Annual Supply of Transport Wagon Petroleum Product
Project No. 2020-018
Bid Opening: November 12th @ 3:00PM**

| Name | Fuel Type | Total Cost |
|---|---------------------|------------|
| Gerstner Oil 3004 E SD-50 Yankton, SD 57078 | AV-Gas: Transport | \$0.2489 |
| | AV-Gas: Tankwagon | \$0.4489 |
| | Jet Fuel: Transport | \$0.1489 |
| | Jet Fuel: Tankwagon | \$0.3499 |
| Campbell Oil 418 Peanut Road Elizabethtown, NC 28337 | AV-Gas: Transport | \$0.2287 |
| | AV-Gas: Tankwagon | N/A |
| | Jet Fuel: Transport | \$0.1325 |
| | Jet Fuel: Tankwagon | N/A |
| | AV-Gas: Transport | |
| | AV-Gas: Tankwagon | |
| | Jet Fuel: Transport | |
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| | Jet Fuel: Tankwagon | |
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**2021 Annual Supply of Transport Wagon Petroleum Product
Project No. 2020-018
Bid Opening: November 12th, 2020 @ 3:00PM**

Present at Bid Opening:

1. _____
2. _____
3. _____
4. _____
5. _____
6. _____
7. _____

Memorandum #20-216

To: Amy Leon, City Manager
From: Dave Mingo, AICP Community and Economic Development Director
Subject: Planning Commission Action #20-67 / Resolution #20-81
Date: November 10, 2020

PLAT REVIEW

ACTION NUMBER: 20-67

E.T.J. MEMBER ACTION REQUIRED: No

OWNER / APPLICANT: Debra M. Specht and Daniel L. Specht, members of Mona's, LLC, owner.

ADDRESS / LOCATION: South side of the 600 Block of E. 4th Street.

PROPERTY DESCRIPTION: Replat of Block 69, Lower Yankton including the vacated north/south alley lying within said Block 69, and including Parcel A of Block 69, Lower Yankton, and including Parcel B of Block 69, Lower Yankton, all in the City and County of Yankton, South Dakota, hereafter to be known as: St. Joe's Corner and Lots RL-1, RL-2 and RL-3, St. Joe's Corner, City and County of Yankton, South Dakota.

ZONING DISTRICT: B-3 Central Business.

PREVIOUS ACTION: Rezoned from I-1 Industrial to B-3 Central Business earlier this year.

COMMENTS: The proposed land, being fronted on all sides by completed infrastructure, meets the requirements of the City's Subdivision Ordinance and Zoning Ordinance. This plat represents the first portion of the St. Joe's Development on what was formerly known as Block 69 of Lower Yankton. Subsequent phases will identify yet to be determined commercial and possibly residential development.

Staff recommends approval of the plat.

MEETING SCHEDULE:

November 9, 2020: Planning Commission reviews plat and makes recommendation to the City Commission.

November 23, 2020: City Commission reviews the plat and makes a final decision.

Planning Commission results: The Planning Commission recommended approval of the proposed plat.

RESOLUTION #20-81

Plat

WHEREAS, the Replat of Block 69, Lower Yankton including the vacated north/south alley lying within said Block 69, and including Parcel A of Block 69, Lower Yankton, and including Parcel B of Block 69, Lower Yankton, all in the City and County of Yankton, South Dakota, hereafter to be known as: St. Joe's Corner and Lots RL-1, RL-2 and RL-3, St. Joe's Corner, City and County of Yankton, South Dakota has been prepared by John L. Brandt, 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.

Adopted:

Nathan V. Johnson, Mayor

ATTEST:

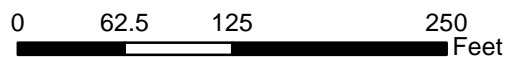
Al Viereck, Finance Officer



City of Yankton

Plat Location Map

A Replat of Block 69, Lower Yankton, including the vacated N/S alley lying within said Block 69, and including Parcel A & Parcel B of Block 69, Lower Yankton, hereafter to be known as St. Joe's Corner and Lots RL-1, RL-2, & RL-3, St. Joe's Corner, City and County of Yankton, South Dakota.



Memorandum #20-217

To: Amy Leon, City Manager
From: Dave Mingo, AICP Community and Economic Development Director
Subject: Planning Commission Action #20-68 / Resolution #20-82
Date: November 10, 2020

PLAT REVIEW

ACTION NUMBER: 20-68

E.T.J. MEMBER ACTION REQUIRED: No

OWNER / APPLICANT: Merrill W. Van Gerpen and Sandy Van Gerpen, owners.

ADDRESS / LOCATION: 1701 Whiting Drive.

PROPERTY DESCRIPTION: Replat of Lot A of Lot 3, Parcel 1 of Lot B of Lot 3 and Lot A of Lot 4, Whiting's Subdivision, City and County of Yankton, South Dakota, and a Replat of Lot 5, East Industrial Park, City and County of Yankton, South Dakota, hereafter to be known as: Lots 1 and 2, Van Gerpen's Addition, City and County of Yankton, South Dakota.

ZONING DISTRICT: R-2 Single Family Residential.

PREVIOUS ACTION: Creation of East Industrial Park on a portion of the subject parcel.

COMMENTS: The proposed plat reconfigures the dividing line between two existing lots. The reconfiguration better aligns the properties in a manner that fits the angle of Whiting Drive and the surrounding parcels. The existing house is located on the proposed Lot 1 while Lot 2 will be available for development. All applicable infrastructure improvements will be required as a part of any future development of the site.

The attached plat is missing the needed five-foot utility easement along the Whiting Street right-of-way corridor.

Staff recommends approval of the proposed plat contingent upon the addition of the above mentioned utility easement prior to the City signing the plat.

MEETING SCHEDULE:

November 9, 2020: Planning Commission reviews plat and makes recommendation to the City Commission.

November 23, 2020: City Commission reviews the plat and makes a final decision.

Planning Commission results: The Planning Commission recommended approval of the proposed plat.

RESOLUTION #20-82

Plat

WHEREAS, the Replat of Lot A of Lot 3, Parcel 1 of Lot B of Lot 3 and Lot A of Lot 4, Whiting's Subdivision, City and County of Yankton, South Dakota, and a Replat of Lot 5, East Industrial Park, City and County of Yankton, South Dakota, hereafter to be known as: Lots 1 and 2, Van Gerpen's Addition, City and County of Yankton, South Dakota has been prepared by John L. Brandt, 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.

Adopted:

Nathan V. Johnson, Mayor

ATTEST:

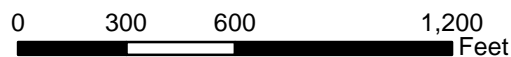
Al Viereck, Finance Officer



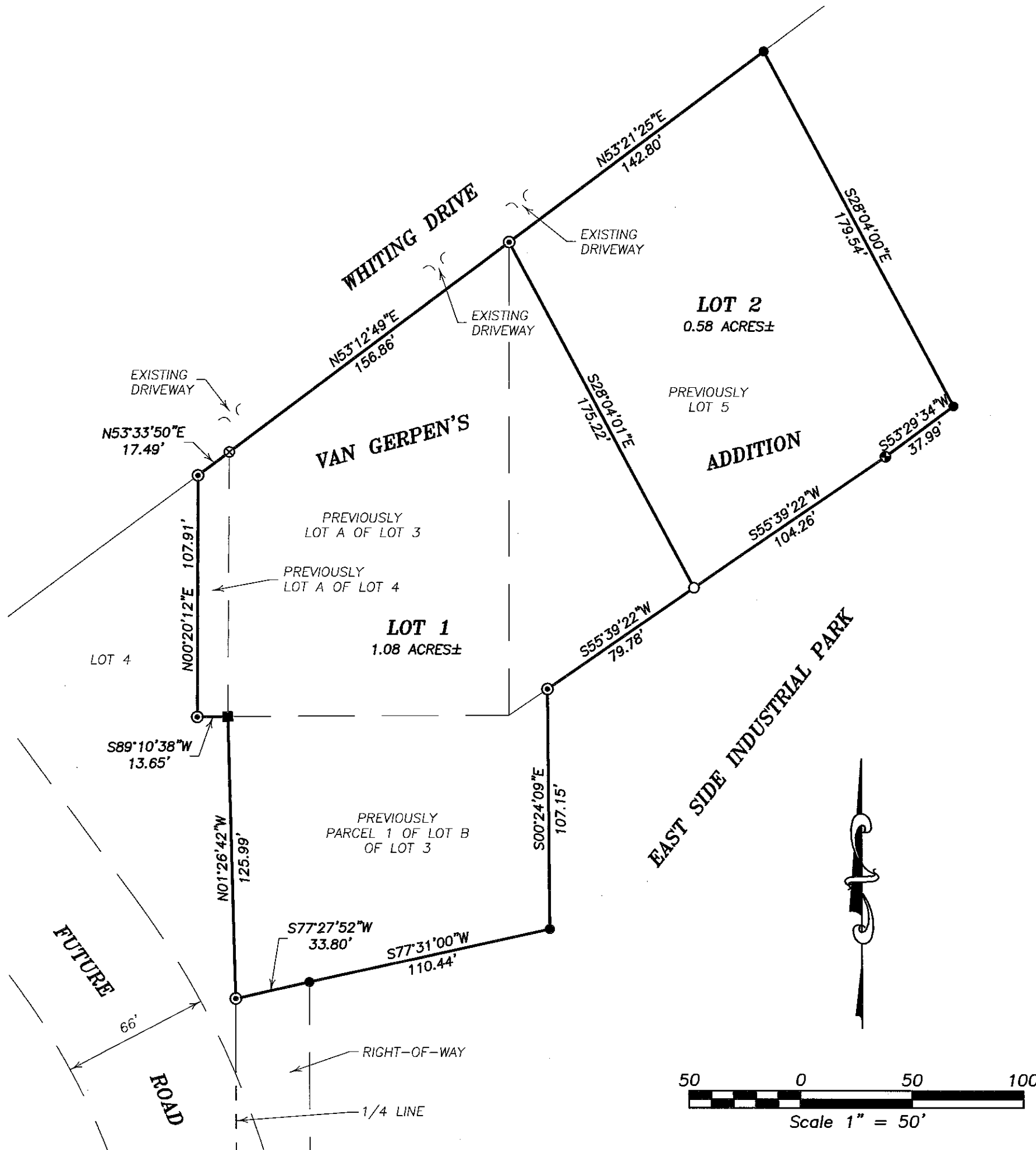
City of Yankton

Plat Location Map

A Replat of Lot A of Lot 3, Parcel 1 of Lot B of Lot 3, & Lot A of Lot 4, Whiting's Subdivision and a Replat of Lot 5, East Side Industrial Park, hereafter to be known as Lots 1 & 2, Van Gerpen's Addition, City of Yankton, Yankton County, South Dakota.



A REPLAT OF LOT A OF LOT 3, PARCEL 1 OF LOT B OF LOT 3 AND LOT A OF LOT 4, WHITING'S SUBDIVISION, CITY AND COUNTY OF YANKTON, SOUTH DAKOTA, AND A REPLAT OF LOT 5, EAST SIDE INDUSTRIAL PARK, CITY AND COUNTY OF YANKTON, SOUTH DAKOTA, HEREAFTER TO BE KNOWN AS:
 LOTS 1 AND 2, VAN GERPEN'S ADDITION, CITY AND COUNTY OF YANKTON, SOUTH DAKOTA.



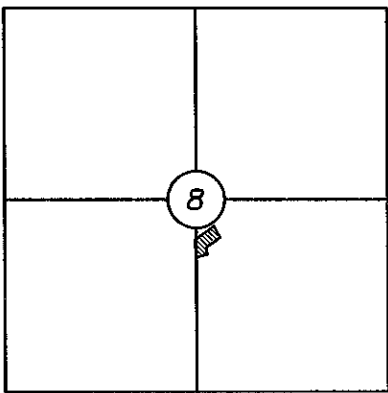
THIS PLAT HEREBY VACATES LOT A OF LOT 3, PARCEL 1 OF LOT B OF LOT 3 AND LOT A OF LOT 4, WHITING'S SUBDIVISION, AS RECORDED IN BOOK S7, PAGE 8, IN BOOK SS, PAGE 236, AND IN BOOK S10, PAGE 13, AND HEREBY VACATES LOT 5, EAST SIDE INDUSTRIAL PARK, AS RECORDED IN BOOK 520, PAGE 378.

LEGEND

- SET 5/8" REBAR WITH L.S. CAP STAMPED "J. BRANDT R.L.S. 5349"
- FOUND 5/8" REBAR WITH L.S. CAP STAMPED "KENNEDY L.S. 5350"
- ⊕ FOUND 5/8" REBAR WITH L.S. CAP STAMPED "TOM WEEK PELS 2912"
- FOUND IRON PIPE IN SQUARE TUBE
- ⊙ FOUND IRON PIPE
- ⊗ FOUND 3/8" REBAR

NOTE:
 BASIS OF BEARING
 BY GPS OBSERVATION

PREPARED BY:
 BRANDT LAND SURVEYING
 1202 WILLOWDALE ROAD
 YANKTON, SD 57078
 (605) 665-8455



LOCATION (N.T.S.)

Memorandum #20-218

To: Amy Leon, City Manager
From: Dave Mingo, AICP Community and Economic Development Director
Subject: Planning Commission Action #20-69 / Resolution #20-83
Date: November 10, 2020

PLAT REVIEW

ACTION NUMBER: 20-69

E.T.J. MEMBER ACTION REQUIRED: No

APPLICANT / OWNER: National Field Archery Association, Yankton Missouri River Kampground, LLC and Longbow, LLLP.

ADDRESS / LOCATION: South side of the 1900 Block of East Highway 50 (reference the attached air photo and copy of the plat).

PROPERTY DESCRIPTION: Lots 1A, 2A, and 3A of Hagemann Addition in the NE 1/4 of the NE 1/4 and Government Lot 1 of Section 17, T93N, R55W of the 5th P.M., City and County of Yankton, South Dakota.

ZONING DISTRICT: I-1 Industrial

PREVIOUS ACTION: Original plat and Developer's Agreement in 2013.

COMMENTS: The owners are working to shift property lines to locations that better match the land uses and occupancies in the field. For example, one adjusted property line will associate some rows of trees with the land use that benefits from it.

The original Developer's Agreement addresses the necessary future infrastructure and access considerations. The agreement stated that all of the infrastructure obligations are assigned to and triggered by development on the original Lot 3. If this plat is approved, those obligations pass along to the newly named, Lot 3A.

Staff recommends approval of the proposed plat.

MEETING SCHEDULE:

November 9, 2020: Planning Commission reviews plat and makes recommendation to the City Commission.

November 23, 2020: City Commission reviews the plat and makes a final decision.

Planning Commission results: The Planning Commission recommended approval of the proposed plat contingent on findings associated with the easement adjustment between lots 2A and 3A.

Post Meeting Staff Note: The surveyor is investigated the status of the use of the easement. Staff will report the findings prior to the City Commission's action on the plat.

_____ Roll Call

RESOLUTION #20-83

Plat

WHEREAS, the plat of Lots 1A, 2A, and 3A of Hagemann Addition in the NE 1/4 of the NE 1/4 and Government Lot 1 of Section 17, T93N, R55W of the 5th P.M., City and County of Yankton, South Dakota has been prepared by Brett R. Kennedy, 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.

Adopted:

Nathan V. Johnson, Mayor

ATTEST:

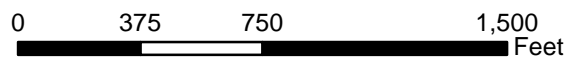
Al Viereck, Finance Officer



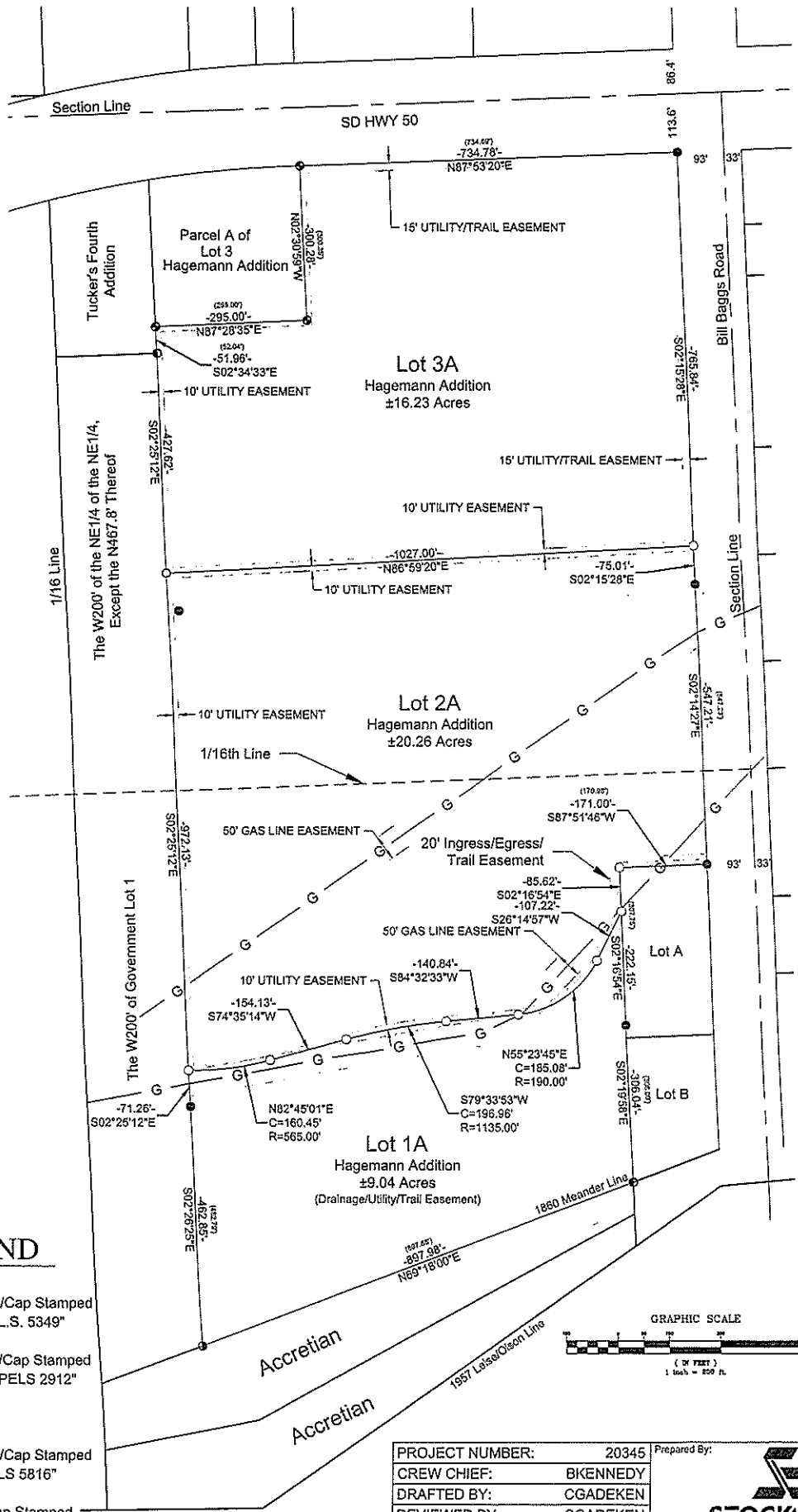
City of Yankton

Plat Location Map

Plat of Lots 1A, 2A, & 3A of Hagemann Addition in the NE1/4 of the NE1/4 and Government Lot 1 of Section 17, T93N, R55W of the 5th P.M., City and County of Yankton, South Dakota



A Plat of Lots 1A, 2A, and 3A of Hagemann Addition in the NE 1/4 of the NE 1/4 and Government Lot 1 of Section 17, T 93 N, R 55 W of the 5th P.M., City and County of Yankton, South Dakota
 (Previously platted in Book S19, Page 311 in the Yankton County Register of Deeds Office)



LEGEND

- Found Rebar w/Cap Stamped "J. BRANDT R.L.S. 5349"
- Found Rebar w/Cap Stamped "TOM WEEKS PELS 2912"
- Found 1" Pipe
- Found Rebar w/Cap Stamped "M JOHNSON LS 5816"
- Set Rebar w/Cap Stamped "KENNEDY LS 5350"

(52.04) Platted Distance

| | |
|-----------------|---------------------------|
| PROJECT NUMBER: | 20345 |
| CREW CHIEF: | BKENNEDY |
| DRAFTED BY: | CGADEKEN |
| REVIEWED BY: | CGADEKEN |
| DRAWING: | 20345 - Hagemann Add Plat |
| LAYOUT: | Plat |
| SHEET NO. 1 | OF 2 TOTAL SHEETS |

Prepared By:

STOCKWELL
 STOCKWELL ENGINEERS, INC.
 201 WALNUT STREET
 YANKTON, SD 57078
 PH: 405.445.2092
 www.stockwellengineers.com

Memorandum #20-219

To: Amy Leon, City Manager
From: Dave Mingo, AICP Community and Economic Development Director
Subject: Planning Commission Action #20-70 / Resolution #20-84
Date: November 10, 2020

PLAT REVIEW

ACTION NUMBER: 20-70

E.T.J. MEMBER ACTION REQUIRED: No

APPLICANT / OWNER: Dennis L. Christensen, President, Deerfield Truck and Equipment Company.

ADDRESS / LOCATION: West side of the 400 – 600 Blocks of Deer Boulevard. Please reference the attached Plat Location Map.

PROPERTY DESCRIPTION: Lots 16, 17, 19 and 20, Whitetail Run, in the NE 1/4 of the SE 1/4 of Section 16, T93N, R56W of the 5th P.M., Yankton County, South Dakota; and a Replat of Lot 7, hereafter to be known as Lot 6, Whitetail Run, in the NE 1/4 of the SE 1/4 of Section 16, T93N, R56W of the 5th P.M., Yankton County, South Dakota.

ZONING DISTRICT: County jurisdiction.

PREVIOUS ACTION: Multiple Whitetail Run Tracts and Lots in 2014 - 2018.

COMMENTS: The proposed plat formalizes the legal descriptions and boundaries of four previously planned but unplatted parcels in the Whitetail Run Subdivision. It also renames an additional lot. The location is within the City's three mile plating jurisdiction allowing the City to require the dedication of right-of-way along the extension of the planned street grid. In the area that this plat is located, dedications would include right-of-way corridors along sections lines, quarter lines and sixteenth lines or as previously planned in the subdivision.

The proposed plat meets the requirements of the City's review criteria. The proposal will be subject to county platting and land use / zoning approval requirements as it moves forward through that process.

Staff recommends approval of the proposed plat.

MEETING SCHEDULE:

November 9, 2020: Planning Commission reviews plat and makes recommendation to the City Commission.

November 23, 2020: City Commission reviews the plat and makes a final decision.

Planning Commission results: The Planning Commission recommended approval of the proposed plat.

_____ Roll Call

RESOLUTION #20-84

Plat

WHEREAS, the plat of Lots 16, 17, 19 and 20, Whitetail Run, in the NE 1/4 of the SE 1/4 of Section 16, T93N, R56W of the 5th P.M., Yankton County, South Dakota; and a Replat of Lot 7, hereafter to be known as Lot 6, Whitetail Run, in the NE 1/4 of the SE 1/4 of Section 16, T93N, R56W of the 5th P.M., Yankton County, South Dakota has been prepared by John L. Brandt, 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.

Adopted:

Nathan V. Johnson, Mayor

ATTEST:

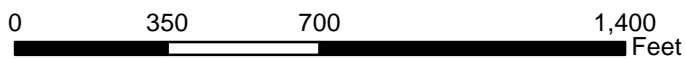
Al Viereck, Finance Officer



City of Yankton

Plat Location Map

Plat of Lots 16, 17, 19, & 20, Whitetail Run and a Replat of Lot 7, hereafter to be known as Lot 6, Whitetail Run all located in the NE1/4 of the SE1/4 of Section 16, T93N, R56W of the 5th P.M., Yankton County, South Dakota



PLAT OF LOTS 16, 17, 19 AND 20, WHITETAIL RUN, IN THE NE1/4 OF THE SE1/4 OF SECTION 16, T93N, R56W OF THE 5TH P.M., YANKTON COUNTY, SOUTH DAKOTA; AND A REPLAT OF LOT 7, HEREAFTER TO BE KNOWN AS LOT 6, WHITETAIL RUN, IN THE NE1/4 OF THE SE1/4 OF SECTION 16, T93N, R56W OF THE 5TH P.M., YANKTON COUNTY, SOUTH DAKOTA.

PREPARED BY:
BRANDT LAND SURVEYING
1202 WILLOWDALE ROAD
YANKTON, SD 57078
(605) 665-8455

NOTE:
BASIS OF BEARING
BY GPS OBSERVATION

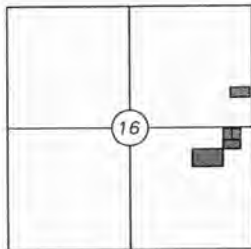
THIS PLAT HEREBY
VACATES LOT 7, WHITETAIL
RUN, AS RECORDED IN
BOOK S20, PAGE 323.



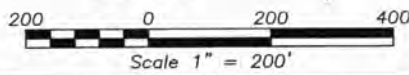
LEGEND

- SET 5/8" REBAR WITH L.S. CAP STAMPED "J. BRANDT R.L.S. 5349"
- FOUND 5/8" REBAR WITH L.S. CAP STAMPED "J. BRANDT R.L.S. 5349"
- FOUND 5/8" REBAR
- FOUND ALUMINUM DOT CAP
- ⊙ FOUND P-K NAIL
- ⊕ FOUND 5/8" REBAR WITH L.S. CAP STAMPED "TOM WEEK PELS 2912"
- ▲ FOUND IRON PIPE WITH L.S. CAP STAMPED "SKROCH 9110"
- ⊙ FOUND IRON PIPE
- × CALCULATED CORNER

NO EXISTING DRIVEWAYS ON
DOE AVENUE OR BUCK STREET.



LOCATION (N.T.S.)



Memorandum #20-220

To: Amy Leon, City Manager
From: Dave Mingo, AICP Community and Economic Development Director
Subject: Planning Commission Action #20-71 / Resolution #20-85
Date: November 10, 2020

PLAT REVIEW

ACTION NUMBER: 20-71

E.T.J. MEMBER ACTION REQUIRED: No

APPLICANT / OWNER: Dennis L. Christensen, President, Deerfield Truck and Equipment Company.

ADDRESS / LOCATION: West side of the 400 Block of Deer Boulevard. Please reference the attached Plat Location Map.

PROPERTY DESCRIPTION: Lot 18, Whitetail Run, in the NE 1/4 of the SE 1/4 of Section 16, T93N, R56W of the 5th P.M., Yankton County, South Dakota.

ZONING DISTRICT: County jurisdiction.

PREVIOUS ACTION: Multiple Whitetail Run Tracts and Lots in 2014 - 2018.

COMMENTS: The proposed plat formalizes the legal descriptions and boundary for Lot 18 in a previously planned but unplatted location in Whitetail Run Subdivision. The location is within the City's three mile plating jurisdiction allowing the City to require the dedication of right-of-way along the extension of the planned street grid. In the area that this plat is located, dedications would include right-of-way corridors along sections lines, quarter lines and sixteenth lines or as previously planned in the subdivision.

The proposed plat meets the requirements of the City's review criteria. The proposal will be subject to county platting and land use / zoning approval requirements as it moves forward through that process.

Staff recommends approval of the proposed plat.

MEETING SCHEDULE:

November 9, 2020: Planning Commission reviews plat and makes recommendation to the City Commission.

November 23, 2020: City Commission reviews the plat and makes a final decision.

Planning Commission results: The Planning Commission recommended approval of the proposed plat.

RESOLUTION #20-85

Plat

WHEREAS, the plat of Lot 18, Whitetail Run, in the NE 1/4 of the SE 1/4 of Section 16, T93N, R56W of the 5th P.M., Yankton County, South Dakota has been prepared by John L. Brandt, 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.

Adopted:

Nathan V. Johnson, Mayor

ATTEST:

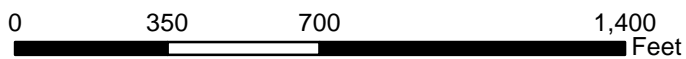
Al Viereck, Finance Officer



City of Yankton

Plat Location Map

Plat of Lot 18, Whitetail Run located in the NE1/4 of the SE1/4 of Section 16, T93N, R56W of the 5th P.M., Yankton County, South Dakota



PLAT OF LOT 18, WHITETAIL RUN, IN THE NE1/4 OF THE SE1/4 OF SECTION 16, T93N, R56W, OF THE 5TH P.M., YANKTON COUNTY, SOUTH DAKOTA.

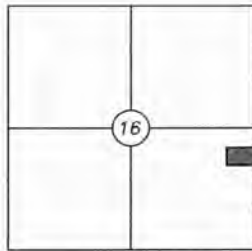
PREPARED BY:
BRANDT LAND SURVEYING
1202 WILLOWDALE ROAD
YANKTON, SD 57078
(605) 665-8455

NOTE:
BASIS OF BEARING
BY GPS OBSERVATION

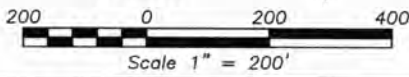
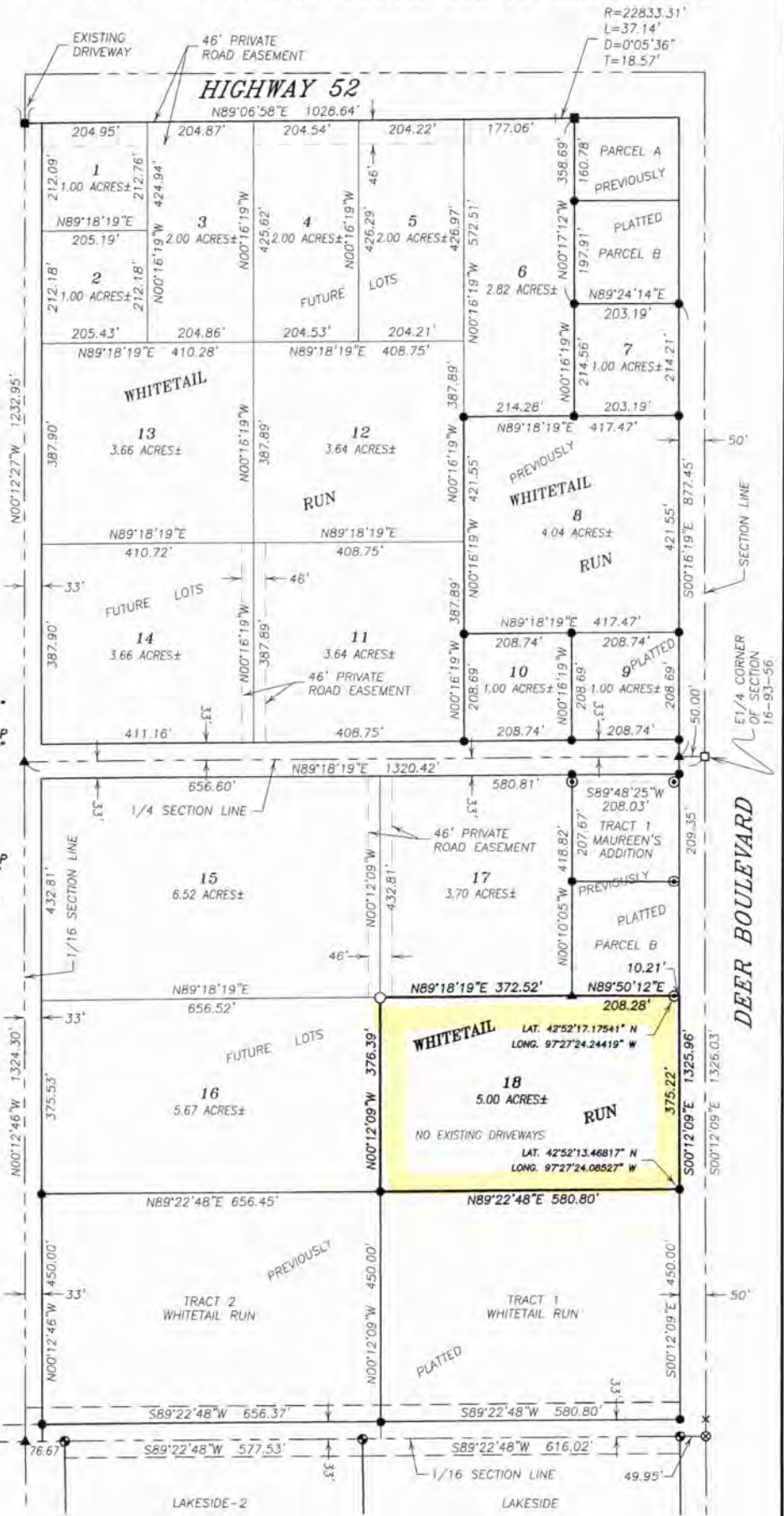


LEGEND

- SET 5/8" REBAR WITH L.S. CAP STAMPED "J. BRANDT R.L.S. 5349"
- FOUND 5/8" REBAR WITH L.S. CAP STAMPED "J. BRANDT R.L.S. 5349"
- FOUND 5/8" REBAR
- FOUND ALUMINUM DOT CAP
- ⊗ FOUND P-K NAIL
- ⊙ FOUND 5/8" REBAR WITH L.S. CAP STAMPED "TOM WEEK PELS 2912"
- ▲ FOUND IRON PIPE WITH L.S. CAP STAMPED "SKROCH 9110"
- ⊙ FOUND IRON PIPE
- × CALCULATED CORNER



LOCATION (N.T.S.)



***Board of Adjustment Introduction, First Reading and
Establish the Date for a Public Hearing***

Memorandum #20-221

To: Amy Leon, City Manager
From: Dave Mingo, AICP Community and Economic Development Director
Subject: Establish December 14, 2020 as the Hearing Date for Zoning Board of Adjustment Action on Planning Commission Action Number 20-66.
Date: November 10, 2020

REQUEST FOR VARIANCE TO ZONING REGULATIONS

ACTION NUMBER: 20-66

E.T.J. MEMBER ACTION REQUIRED: No

APPLICANT / OWNER: Unclaimed Freight Furniture / William Hinks and Tamera Wallenstein.

ADDRESS / LOCATION: 2320 Broadway Avenue.

PROPERTY DESCRIPTION: Block 2 of K-Mart Addition in the City of Yankton, South Dakota.

ZONING DISTRICT: B-2 Highway Business.

COMMENTS: The variance request is for the placement of what is defined as a “banner” in the City of Yankton Code of Ordinances at a location on the property that the ordinance does not permit. Other common terms for the specific type of banner being proposed is a “whip” or “feather” banner. Banners are regulated as temporary signs and therefore allowed without a permit as long as they are placed appropriately within two feet of the principle permitted structure on the site.

This request does not constitute the relief of a hardship that approaches confiscation of the use of property. The primary purpose of the variance process is to serve as a safety valve in the rare case where strict enforcement of the ordinance would result in undue hardship for the landowner. Not having met the criteria for a site specific “hardship” would mean that granting the proposed variance would be a subjective action and could leave the City in a vulnerable position related to the same activity at other locations.

Proof of hardship is the test that must be passed when considering a variance request. The below Section 27-11-2 of the code describes the parameters under which variances are considered by the City. The applicable section of the City code states the reason for granting a variance to be:

_____ Introduce

(2) The board shall be satisfied by the evidence heard before it that the granting of any variance permitted in SDCL will alleviate a hardship approaching confiscation as distinguished from special privileges sought by the owner, and be the minimum variance that will afford relief to the property owner.

The applicable section of SDCL related to granting a variance states:

11-6-25. Board of adjustment to consider variances in hardship cases--Municipal planning and zoning adjustment provisions apply. The city council may provide for a board of adjustment, or may authorize the planning and zoning commission to serve as a board of adjustment to make special exceptions or grant variances to the regulations adopted under § 11-6-24 in specific cases, in order that unwarranted hardship, which constitutes an unreasonable deprivation of use as distinguished from the mere grant of a privilege, may be avoided.

The applicant has stated to staff that a recently constructed adjacent project (Casey's) has created a situation where the subject property cannot be seen when approaching from the south. All properties in the area are in compliance with the applicable zoning regulations for setbacks. Both the subject property and adjacent property were developed under the same, current ordinance provisions. The subject property could have been developed at the same setback as the adjacent property if the private developer at the time had chosen to do so. This argument is not supported in ordinance as a reason for considering a variance.

History of adopting the current code: Some of you may remember that a committee including private business owners, the general public, Planning Commissioners and City Commissioners went through an extensive sign ordinance re-write process including multiple meetings and visual preference surveys in 2013. We continue to be proud of the results of the sign ordinance changes. The visual difference is very evident when traveling the streets of Yankton as compared to other communities that have a proliferation of banners, whip signs and streamers along their roads.

In the past when the City has considered issues like this we have discussed whether or not we should change the ordinance for all property rather than granting a special privilege for one property owner. Based on the results of the community meetings in 2013, staff is not in favor of considering an ordinance amendment at this time. Changing the code to permit banners in the manner described in this request would dramatically impact the aesthetics of Yankton's commercial corridors in a manner opposite to what was discussed and approved when the code was amended in 2013.

City staff has been contacted by two area owners subsequent to sending out the notice for the Planning Commission meeting

- Larry and Peggy Olson, owners of a business across the street to the west have stated their opposition to granting the variance request. They request that the

_____ Introduce

ordinance remain enforced as adopted. See the attached correspondence dated October 29, 2020.

- Leo Kopetsky, owner of the property to the north of the subject property called and stated his support for the variance and that he wants to be able to install the same type of banners at a similar location on his property. He said he thinks the ordinance should change to allow all owners to install banners as proposed in this variance request. He and his son Ken also submitted written testimony (see attached).

Staff recommendation: In this case, there is no documentable hardship meeting the above definitions in City Code or South Dakota Codified Law so staff recommends denying the variance request.

Additionally, staff does not recommend a change to the ordinance that would allow banners to be placed in this manner. However, if the Commission feels differently, and that the 2013 decision to regulate banners in the manner we currently do needs to change, staff suggests a discussion about the ordinance as it applies to all business rather than consideration of individual variances like the one presented with this request.

HEARING SCHEDULE:

- | | |
|--------------------|--|
| November 9, 2020: | Planning Commission hears testimony and makes a recommendation to the Zoning Board of Adjustment. |
| November 23, 2020: | Zoning Board of Adjustment sets December 14, 2020 as the date for a public hearing to consider the variance. |
| December 14, 2020: | Zoning Board of Adjustment hears testimony and makes final decision. Granting of a variance requires a vote of at least two-thirds of the Board. |

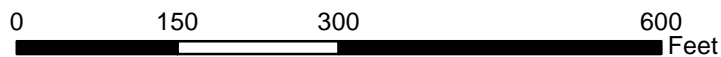
Planning Commission results: The Planning Commission recommended that the proposed variance to sign ordinance regulations be denied.



City of Yankton

Sign Variance Request Location Map

2320 Broadway Avenue
City of Yankton, Yankton County, South Dakota.



City of Yankton
Planning Commission and Zoning Board of Adjustment
Yankton, SD 57078

Re: **Variance to Zoning Regulations-Signage**

Dear Board Members:

This letter, pursuant to the City of Yankton's Zoning Ordinance, Article III Signs, is an application hereby made for a variation in the regulations of said ordinance for the property herein described.

On the 8th day of August, 2020, the undersigned applied for a sign permit to:

Description of permit desired:

Install whip signage approximately 230 feet west of the structure wall of the building.

The permit was refused because: A whip sign (also known as a feather sign) is classified in the sign ordinance as a banner sign. Banner signs may not be installed more than two feet from the structure wall of the principal permitted structure on the property. Banner signs do not require permits, but must comply with the provisions of the ordinance. The proposed installation location was greater than two feet from the building.

The address of the property is: 2320 Broadway Avenue

Lot Number: All **Block Number:** 2

Addition: K-Mart Addition

Zoning District: B-2 Highway Business

of which I/we own.

I/We have included a set of drawings or site plan, to scale, showing the location and number of proposed signs, sign detail and elevation drawing.

I/We have included a receipt for Seventy-Five dollars (\$75.00), from the City Finance Department for processing this request.

I hereby depose and say that all the above statements and statements contained in this application and related attachments are true.

Thank you for your consideration,

Dated this 24th day of September, 2020

Clint Backmiller / Manager
Printed/typed name and title if applicable

[Signature]
Signature

2320 Broadway Avenue
Yankton, SD 57078

address

City Receipt Account Number 101.3231



■ Grass ■ Sidewalk ● Flag Placement

Dear City Manager and/or Commission,

I am the Manager of Unclaimed Freight Furniture located at 2320 Broadway Ave. I am before you regarding the city ordinance Chapter 27 Article 3 Section 27-77, specifically (1) banners located more than two feet from principle permitted structure wall.

Over the last couple of years we have placed 2, 16ft feather flags between our parking lot and the sidewalk nearest Broadway, as a result received letters from your office stating we are in violation of this ordinance. I am not denying that we are in violation of the current ordinance, however I am questioning the purpose and reasoning behind the section.

The feather flags we are placing are professionally designed, tasteful, and in no way blocking view of pedestrian or vehicle traffic. The flags are up only on select weekends during store hours and then removed at night. These have been instrumental in creating increased traffic to our business especially with the recent construction of the Casey's convenience store blocking theyview of our building from the intersection, and in no way are a public nuisance.

Due to the reason mentioned above I am asking that an exception to item (1) of the section 27-77 can be made for us in attempt to keep our community shopping local.

Thank You

Clint Brockmoller
Manager
Unclaimed Freight Furniture
2320 Broadway Ave.
Yankton SD 57078
Office: 605-665-3446
Cell: 605-661-1039
clb@fm-usa.com

October 29th 2020

Dave Mingo, Community Development Director
City of Yankton

Dave, I am writing in response to a notice I received for a request of variance to our city sign ordinance.

I am unable to be at the scheduled meeting time so am writing this email to give you my opinion on this.

First I would like to express I have nothing against the business that is looking for this ordinance to be changed I just believe that this would cause a problem and “opening up a can of worms”, you will need to allow every business now the ability to have the same thing then it will turn into what size of flag, how many will they have then what else will people try to add to it and clutter the road and possibly distract drivers. The city adopted this for a good reason, and I love the way it looks in Yankton, please keep the streets and avenues clean.

Peggy Olson
Slumberland Furniture



Wed 11/4/2020 4:51 PM

Ken Kopetsky <ken@kopetskysace.com>

Sign ordinance

To: Dave Mingo

Cc: Leo Kopetsky Jr.

You replied to this message on 11/4/2020 5:10 PM.

Dave,

Good afternoon!

We recently received your letter about the request for a sign ordinance variance from Unclaimed Freight. We have no objection to granting that request. In fact, we would also like to request that our property at 2404 Broadway Ave also be granted a variance. The more that we as merchants can do to draw attention to our business and make us more shippable the better it is for our community and city. We greatly appreciate you taking the time to work with us on this matter.

Thank you,

--

Ken Kopetsky
Kopetsky's Ace Hardware & Ace Bike and Fitness
2404 Broadway Ave.
Yankton, SD 57078
605-260-2813

Kopetsky's Ace Hardware & Ace Bike and Fitness
510 8th St. SE
Orange City, IA 51041
712-707-2813

www.kopetskysace.com
www.acebikeandfitness.com

Memorandum #20-225

To: Amy Leon, City Manager
From: Bradley Moser, Civil Engineer
Date: November 11, 2020
Subject: Stop Sign Installation at the West Street intersections with 15th Street

Attached is Resolution #20-86 which if approved, would establish a stop condition for north bound traffic on West Street at the intersections with 15th Street.

The completion and acceptance of the first phase of the Dakota West Addition, now creates a 4-way intersection at this location.

15th Street is expected to have a substantially higher amount of traffic than that on West Street. In the case of a 2-way stop condition like this, the Manual on Uniform Traffic Control Devices (MUTCD) establishes that the direction of travel with the lower traffic count should be stopped.

In 2016, the commission approved the installation of a stop sign for the south bound traffic on West Street. Therefore, approving this stop sign installation would be consistent with that past decision.

Based on the information provided and the warrants outlined in the MUTCD, City staff recommends that a stop sign be installed for the north bound traffic on West Street at the intersection with 15th Street.

Respectfully submitted,

Bradley Moser
Civil Engineer

Recommendation: It is recommended that the City Commission approve Resolution #20-86, which provides for the installation of a stop sign at West Street and 15th Street, as detailed in Memorandum #20-225.

I concur with the recommendation

I do not concur with the recommendation

Amy Leon, City Manager

cc: Adam Haberman

____ Roll call

RESOLUTION #20-86

A RESOLUTION AUTHORIZING THE PLACEMENT OF STOP SIGNS AT THE WEST STREET INTERSECTION WITH 15TH STREET.

WHEREAS, West Street south of 15th Street has been recently accepted into the city roadway inventory, and;

WHEREAS, the newly constructed road creates a 4-way intersection, and;

WHEREAS, the Dakota West Addition is a residential area with mostly local traffic, and;

WHEREAS, the traffic volume on 15th Street is expected to be significantly more than that on West Street, and;

WHEREAS, it is provided by the Code of Ordinances of the City of Yankton that the City has the authority to place and maintain all regulatory signs that meet the requirements of the Manual on Uniform Traffic Control Devices.

NOW, THEREFORE, BE IT RESOLVED by the Board of City Commissioners of the City of Yankton, SD, that a stop condition be established, for north bound traffic at the intersection of 15th Street and West Street.

Dated: _____

Nathan V Johnson, Mayor
City of Yankton

ATTEST:

Al Viereck
Finance Officer

Memorandum #20-227

To: *City Commission*
From: *Finance Officer*
Date: *11/18/2020*
Subject: *Introduction and First Reading of Ordinance #1043 Amending Ordinance #1024, the 2020 Annual Appropriation Ordinance and Setting December 14, 2020 as Second Reading and Public Hearing of Said Ordinance*

Attached to this Memorandum is Ordinance #1043, the second supplement to Ordinance #1024, the 2020 annual appropriation ordinance. The individual supplements are described, and the amounts are as such:

1. **City Commission** from \$0.00 to \$250,000.00, an increase of \$250,000.00 in account 101.101.355 COVID Capital Expenses for meeting room and PEG channel equipment. This increases City Commission total appropriations from \$154,283.00 to \$404,283.00, an increase of \$250,000.00. Financing for this increase will be from an increase in un-appropriated fund balance carried forward from 2019.
2. **City Attorney** from \$47,764.00 to \$65,264.00, an increase of \$17,500.00 in account 101.103.102 Temporary Wages for the increase approved by the City Commission on January 1, 2020. This increases City Attorney total appropriations from \$113,721.00 to \$131,221.00 an increase of \$17,500.00. Financing for this increase will be from an increase in un-appropriated fund balance carried forward from 2019.
3. **Total General Government** from \$2,825,074.00 to \$3,092,574.00, an increase of \$267, 500 as outlined in **numbers (1-2)** above.
4. **Police** from \$677,482.00 to \$1,097,482.00, an increase of \$420,000 in account 101.111.350 Equipment for the increased expenditures for the radio project previously approved by the Commission. This increases Police total appropriations from \$3,928,712.00 to \$4,348,712.00, an increase of \$420,000.00. Financing for this increase will be from an increase in un-appropriated fund balance carried forward from 2019.
5. **Total Public Safety** from \$4,719,635.00 to \$5,139,635, an increase of \$420,000.00 as explained in **number (4)** above.
6. **Snow and Ice** from \$13,436.00 to \$28,436.00, an increase of \$15,000.00 in account 101.127.101 Regular Wages and from \$30,000.00 to \$60,000.00, an increase of \$30,000.00 in account 101.127.103 Overtime Wages. These amounts are to plan for at least two more snow events before the end of the year. (These expenditures won't occur unless there are snow events.) The increases Snow and Ice total appropriations from \$281,777.00 to \$326,777.00, an increase of \$45,000.00. Financing for this increase will be from an increase in un-appropriated fund balance carried forward from 2019.


7. **Total Public Works** from \$4,942,883.00 to \$4,987,883.00, an increase of \$45,000.00 as explained in **number (6)** above.
8. **Special Appropriations** from \$8,000.00 to \$16,000.00, an increase of \$8,000.00 in account 101.131.599 Special Projects for a contractual sales tax incentive previously approved by the Commission. This increases Special Appropriations total appropriations from \$132,187.00 to \$140,187.00, an increase of \$8,000.00. Financing for this increase will be from an increase in un-appropriated fund balance carried forward from 2019.
9. **Other Financing Uses / Transfers Out** from \$380,441.00 to \$780,441.00, an increase of \$400,000.00 in account 101.182.625 Transfer to Summit Activities Center; and from \$26,633.00 to 926,633.00 an increase of \$900,000 in account 101.182.622 Transfer to Huether Family Aquatic Center as outlined in **number (14)** below. This increases Other Financing Uses / Transfers out from \$3,981,649.00 to \$5,281,649.00, an increase of \$1,300,000.00. Financing for this increase will be from an increase in un-appropriated fund balance carried forward from 2019.
10. **Total Other Financing Uses** from \$3,981,649.00 to \$5,281,649.00, an increase of \$1,300,000.00.
11. **Total General Fund Appropriations** from \$17,506,298.00 to \$19,546,798.00, an increase of \$2,040,500.00 as outlined in **numbers (1-9)** above.
12. **Un-appropriated Fund Balance** from \$4,917,428.00 to \$6,957,928.00, an increase of \$2,040,500.00 in un-appropriated fund balance (2019 carry-over).
13. **Total Means of Finance** from \$17,506,298.00 to \$19,546,798.00, an increase of \$2,040,500.00 as outlined in **number (12)** above.
14. **Huether Family Aquatics Center** from \$0.00 to \$600,000.00, an increase of \$600,000.00 in account 202.202.411 Debt Service Interest; and from \$0.00 to \$440,000.00, an increase of \$440,000.00 in account 202.202.441 Principal for the increase in Debt service interest, principal, and fees for the Huether Family Aquatics Center debt service. This increases Huether Family Aquatics Center total appropriations from \$27,233.00 to \$1,067,233.00, an increase of \$1,040,000.00. Funding for this increase will be from an increased transfer from the General Fund (\$900,000.00) as outlined in **number (9)** above and an increased transfer from the “505” fund (the Huether Family Aquatics Center Capital Fund - \$140,000.00) as explained in **number (24)** below.
15. **Business Improvement District** from \$14,000.00 to \$19,000.00, an increase of \$5,000.00 in account 209.209.202 Professional Services for increased expenses approved by the BID Board and City Commission for Yankton Convention and Visitor Bureau funding; and from \$112,000.00 to \$128,000.00, an increase of \$16,000.00 in account 209.209.204 Contractual Services to Yankton Area Progressive Growth / MMC for increased expenses approved by the BID Board and City Commission. This increases Business Improvement District total appropriations from \$128,900.00 to \$149,900.00, an increase of \$21,000.00. Financing for this increase will be from the Business Improvement District unappropriated fund balance.

16. **Infrastructure Improvement Revolving** from \$44,720.00 to \$64,720.00, an increase of \$20,000.00 in account 241.241.656 Transfer to Infrastructure Improvement Construction. This increases Infrastructure Improvement total appropriations from \$44,720.00 to \$64,720.00, an increase of \$20,000.00. Financing for this increase will be from the unappropriated fund balance in the Infrastructure Improvement Revolving Fund.
17. **Special Revenue Total Appropriations** from \$14,594,564.00 to \$15,675,564.00, an increase of \$1,081,000.00 as explained in **numbers (14-16)** above.
18. **Special Revenue Unappropriated Fund Balance** from \$947,395.00 to \$988,395.00, an increase of \$41,000.00 as explained in **numbers (15-16)** above.
19. **Transfer From General Fund** from \$3,591,529.00 to \$4,491,529.00, an increase of \$900,000.00 as explained in **numbers (9 and 14)** above.
20. **Transfer From Huether Family Aquatics Center Capital Fund** from \$0.00 to \$140,000.00, an increase of \$140,000.00 for debt service as explained in **number (24)** below.
21. **Special Revenue Total Means of Finance** from \$15,072,948.00 to \$16,153,948.00, an increase of \$1,081,000.00 as explained in **numbers (18-20)** above.
22. **Public Improvement** from \$0.00 to \$208,000.00, an increase of \$208,000.00 in account 501.501.388 to RTEC\YAPG for a CDBG funded nurses training, and from \$0.00 to \$171,000.00, an increase of \$171,000.00 in account 501.501.391 Public Building Improvements to purchase the landscape business on 3rd and Burleigh. This increases Public Improvement total appropriations from \$0.00 to \$379,000.00, an increase of \$379,000.00. Funding for this increase will be from a \$208,000.00 CDBG grant and from \$171,000.00 in the Public Improvement unappropriated fund balance.
23. **Airport Capital** from \$0.00 to \$1,450,000.00, an increase of \$1,450,000.00 in account 502.511.394 Apron Work, and from \$2,195,000.00 to \$3,045,000.00, an increase of \$850,000.00 in account 502.511.396 Crosswind Runway Construction. This increases Airport Capital total appropriations from \$2,195,000.00 to \$4,495,000.00 an increase of \$2,300,000.00. Financing for this increase will be from an increase in AIP federal/state airport grants.
24. **Huether Family Aquatic Center Capital Construction (memo only)** from \$0.00 to \$140,000.00, an increase of \$140,000.00 in account 505.505.622 transfer to Huether Family Aquatics Center operations fund (202) for debt service. Financing for this increase will be from HFAC unappropriated fund balance.
25. **Tax Increment District #6** from \$195,516.00 to \$320,516.00, an increase of \$125,000.00 in account 511.588.566 for Tax Increment reimbursement to YAPG (the developer for Westbrook Estates Phase 1). This increases Tax Increment #6 total appropriations from \$195,516.00 to \$320,516.00, an increase of \$125,000.00. Financing for this increase will be a from increased tax increment #6 revenues.

26. **Tax Increment District #7** from \$12,832.00 to \$32,832.00, an increase of \$20,000.00 in account 512.588.204 Payment to Schrecht, LLC for TID tax reimbursements. This increases Tax Increment District #7 total appropriations from \$12,832.00 to \$32,832.00, an increase of \$20,000.00. Financing for this increase will be a from increased tax increment #7 revenues.
27. **Total Capital Appropriations** from \$25,157,741.00 to \$27,981,741.00, an increase of \$2,824,000.00 as explained in **numbers (22-26)** above.
28. **Unappropriated Fund Balance** from \$118,801.00 to \$289,801.00, an increase of \$171,000.00 as explained in **number (22)** above.
29. **Public Improvement Revenue** from \$0.00 to \$208,000.00, an increase of \$208,000.00 in CDBG Revenues (501.3342) as explained in **number (22)** above
30. **Airport Capital Projects Revenue** from \$2,195,000.00 to \$4,495,000.00, an increase of \$2,300,000.00 in AIP capital grant funding as explained in **number (23)** above.
31. **TID #6 Westbrook Estates Phase 1 Revenue** from \$195,516.00 to \$320,516.00, an increase of \$125,000.00 in TID #6 revenues as explained in **number (25)** above.
32. **Tax Increment District #7 Revenue** from \$12,832.00 to \$32,832.00 and increase of \$20,000.00 in TID #7 revenues as explained in **number (26)** above.
33. **Total Capital Projects Revenue** from \$21,869,499.00 to \$24,522,499.00, an increase of \$2,653,000.00 as explained in **numbers (29 - 32)** above.
34. **Total Capital Projects Means of Finance** from \$22,941,482.00 to \$25,765,482.00, an increase of \$2,824,000.00 as explained in **numbers (28-33)** above.

It is recommended that the City Commission introduce Ordinance #1043 the second supplement to Ordinance #1024, the 2020 City of Yankton budget ordinance and set December 14, 2020 as the second reading and public hearing of said ordinance.

Thank you,


 Al Viereck
 Finance Officer

I concur with this recommendation.
 I do not concur with this recommendation.



 Amy Leon, City Manager

_____ Introduce

ORDINANCE NO. 1043

AN ORDINANCE AMENDING AND SUPPLEMENTING ORDINANCE NO.1024, THE 2020 ANNUAL
APPROPRIATION ORDINANCE OF THE CITY OF YANKTON, SOUTH DAKOTA.

BE IT ORDAINED by the City of Yankton, South Dakota that Ordinance No. 1024 is amended, to wit:

SECTION I - GENERAL FUND

A. Appropriations

General Government:

| | | | | | | | |
|---------------------------------|------------------|----|----------------|------------------|----|----------------------|-------------------|
| Board of City Commissioners | \$ 154,283 | | | | 1. | Ord. 1043 250,000 | \$ <u>404,283</u> |
| City Manager | 388,639 | | | | | | |
| City Attorney | 113,721 | | | | 2. | 17,500 | 131,221 |
| Finance Office | 683,044 | | | | | | |
| Information Services | 466,561 | 1. | 178,144 | 644,705 | | | |
| Community Development | 540,682 | | | | | | |
| Contingency | <u>300,000</u> | | | | | | |
| TOTAL GENERAL GOVERNMENT | <u>2,646,930</u> | 2. | <u>178,144</u> | <u>2,825,074</u> | 3. | 267,500 | <u>3,092,574</u> |

Public Safety:

| | | | | | | | |
|----------------------------|------------------|----|----------------|------------------|----|---------|------------------|
| Police Department | 3,523,530 | 3. | 405,182 | 3,928,712 | 4. | 420,000 | 4,348,712 |
| Fire Department | 782,963 | 4. | 3,000 | 785,963 | | | |
| Civil Defense | <u>4,960</u> | | | | | | |
| TOTAL PUBLIC SAFETY | <u>4,311,453</u> | 5. | <u>408,182</u> | <u>4,719,635</u> | 5. | 420,000 | <u>5,139,635</u> |

Public Works:

| | | | | | | | |
|---------------------------|------------------|----|----------------|------------------|----|--------|------------------|
| Engineering & Inspection | 687,501 | | | | | | |
| Street & Highways | 2,241,127 | 6. | 126,396 | 2,367,523 | | | |
| Snow & Ice Removal | 266,777 | 7. | 15,000 | 281,777 | 6. | 45,000 | 326,777 |
| City Hall | 325,379 | 8. | 10,000 | 335,379 | | | |
| Traffic Control | 650,209 | | | | | | |
| Chan Gurney Airport | <u>620,494</u> | | | | | | |
| TOTAL PUBLIC WORKS | <u>4,791,487</u> | 9. | <u>151,396</u> | <u>4,942,883</u> | 7. | 45,000 | <u>4,987,883</u> |

| Special Appropriations | <u>132,187</u> | | | | | | | | |
|--|----------------------|-----|------------------|----------------------|-----|-----------|----------------------|--|--|
| TOTAL SPECIAL APPROPRIATIONS | <u>132,187</u> | | | | | | | | |
| Culture - Recreation: | | | | | | | | | |
| Senior Citizens Center | 95,478 | | | | | | | | |
| Community Library | <u>809,392</u> | | | | | | | | |
| TOTAL CULTURE - RECREATION | <u>904,870</u> | | | | | | | | |
| Other Financing Uses / Transfers Out | <u>3,342,660</u> | 10. | <u>638,989</u> | <u>3,981,649</u> | 9. | 1,300,000 | <u>5,281,649</u> | | |
| TOTAL OTHER FINANCING USES | <u>3,342,660</u> | 10. | <u>638,989</u> | <u>3,981,649</u> | 10. | 1,300,000 | <u>5,281,649</u> | | |
| TOTAL APPROPRIATIONS | <u>\$ 16,129,587</u> | 11. | <u>1,376,711</u> | <u>\$ 17,506,298</u> | 11. | 2,040,500 | <u>\$ 19,546,798</u> | | |
| B. Means of finance | | | | | | | | | |
| Unappropriated Fund Balances | <u>\$ 3,540,717</u> | 12. | <u>1,376,711</u> | <u>4,917,428</u> | 12. | 2,040,500 | <u>\$ 6,957,928</u> | | |
| Current Property Taxes | 2,778,871 | | | | | | | | |
| Sales & Other Taxes | 6,086,398 | | | | | | | | |
| Licenses & Permits | 329,675 | | | | | | | | |
| Intergovernmental Revenue | 780,502 | | | | | | | | |
| Charges for Goods & Services | 2,308,850 | | | | | | | | |
| Fines & Forfeits | 4,250 | | | | | | | | |
| Miscellaneous Revenues | <u>59,000</u> | | | | | | | | |
| TOTAL REVENUE | <u>12,347,546</u> | | | | | | | | |
| Other Financing Sources / Transfers In | <u>241,324</u> | | | | | | | | |
| TOTAL MEANS OF FINANCE | <u>\$ 16,129,587</u> | 13. | <u>1,376,711</u> | <u>\$ 17,506,298</u> | 13. | 2,040,500 | <u>\$ 19,546,798</u> | | |

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SECTION II - SPECIAL REVENUE

| | | Ord. 1043 | | | |
|---|----------------------|------------------|----------------|----------------------|------------------------------------|
| A. Appropriations | | | | | |
| Parks & Recreation | \$ 1,723,262 | | | | |
| Heuther Family Aquatic Center | 27,233 | 14. | 1,040,000 | 1,067,233 | |
| Summit Activies Center | 857,311 | | | | |
| Marne Creek | 9,113,151 | | | | |
| Casualty Reserve Fund | 5,000 | | | | |
| Bridge & Street Fund | 70,000 | 14. | 12,465 | 82,465 | |
| 911/Dispatch | 887,744 | 15. | 624,441 | 1,512,185 | |
| Business Improvement District | 128,900 | | | 149,900 | 15. |
| Lodging Sales Tax | 1,100,337 | | | | |
| Infrastructure Improvement Revolving - Transfer to Infr. Imp. Constr. | <u>44,720</u> | | | <u>64,720</u> | 16. |
| | | | | | |
| TOTAL APPROPRIATIONS | <u>\$ 13,957,658</u> | 16. | <u>636,906</u> | <u>\$ 14,594,564</u> | 17. 1,081,000 <u>\$ 15,675,564</u> |
| | | | | | |
| B. Means Of Finance | | | | | |
| Unappropriated Fund Balance | <u>\$ 934,930</u> | 17. | <u>12,465</u> | <u>947,395</u> | 18. 41,000 <u>\$ 988,395</u> |
| | | | | | |
| Parks & Recreation Revenue | 17,830 | | | | |
| Memorial Pool Revenue | 600 | | | | |
| Summit Activies Center Revenue | 476,870 | | | | |
| Marne Creek Revenue | 6,750,300 | | | | |
| Casualty Reserve - Interest | 250 | | | | |
| Bridge & Street Revenue | 21,497 | | | | |
| 911/Dispatch | 144,013 | | | | |
| Business Improvement District | 142,500 | | | | |
| Lodging Tax | 634,842 | | | | |
| Infrastructure Improvement Revolving | <u>44,720</u> | | | | |
| TOTAL REVENUE | <u>8,233,422</u> | | | | |
| | | | | | |
| Transfer From General Fund | <u>2,967,088</u> | 18. | <u>624,441</u> | <u>3,591,529</u> | 19. 900,000 <u>4,491,529</u> |
| Transfer From HFAC (Huether Family Aquatic Center) | <u>-</u> | | | | 20. 140,000 <u>140,000</u> |
| Transfer From Special Capital Fund | <u>2,300,602</u> | | | | |
| | | | | | |
| TOTAL MEANS OF FINANCE | <u>\$ 14,436,042</u> | 19. | <u>636,906</u> | <u>\$ 15,072,948</u> | 21. 1,081,000 <u>\$ 16,153,948</u> |

SECTION III - CAPITAL PROJECT FUNDS

| | | | | | Ord. 1043 | |
|---|----|----------------------|------------|------------------|------------------|---|
| A. Appropriations | | | | | | |
| Public Improvement | \$ | - | | | 22. | 379,000 \$ 379,000 |
| Airport Capital Projects | | 2,195,000 | | | 23. | 2,300,000 4,495,000 |
| Park Capital Projects | | 188,000 | 20. | 14,548 | | 202,548 |
| Infrastructure Improvement Construction | | 100,000 | | | | |
| Huether Aquatics Center Construction | | 15,000,000 | | | 24. | (memo only) |
| Special Capital Improvement | | 5,902,121 | 21. | 1,094,691 | | 6,996,812 |
| Tax Incr. District #2 Morgan Square | | 55,423 | | | | |
| Tax Incr. District #5 Menards | | 194,610 | | | | |
| Tax Incr. District #6 Westbrook Estates | | 195,516 | | | 25. | 125,000 320,516 |
| Tax Incr. District #7 West 10th Street | | 12,832 | | | 26. | 20,000 32,832 |
| Tax Incr. District #8 Westbrook Phase 2 | | <u>205,000</u> | | | | |
| TOTAL APPROPRIATIONS | | <u>\$ 24,048,502</u> | 22. | <u>1,109,239</u> | 27. | <u>\$ 25,157,741</u> 2,824,000 <u>\$ 27,981,741</u> |
| | | | | | | |
| B. Means of Finance | | | | | | |
| Unappropriated Fund Balance | \$ | (975,890) | 23. | 1,094,691 | 28. | \$ 118,801 171,000 \$ 289,801 |
| | | | | | | |
| Public Improvement Revenue | | - | | | 29. | 208,000 208,000 |
| Airport Capital Projects | | 2,195,000 | | | 30. | 2,300,000 4,495,000 |
| Park Capital Revenue | | - | | | | |
| Infrastructure Improvement Construction | | - | | | | |
| Huether Aquatics Center Construction | | 14,550,000 | | | | |
| Special Capital Improvement | | 4,710,405 | | | | |
| TID #2 Morgan Square | | 57,071 | | | | |
| TID #5 Menards | | 143,675 | | | | |
| TID #6 Westbrook Estates | | 195,516 | | | 31. | 125,000 320,516 |
| TID #7 West 10th Street | | 12,832 | | | 32. | 20,000 32,832 |
| TID #8 Westbrook Phase 2 | | <u>5,000</u> | | | | |
| TOTAL REVENUE | | <u>21,869,499</u> | | | 33. | 2,653,000 <u>24,522,499</u> |

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| | | | | | |
|---|--------------------------|---------|----------------------|--------------------------|--|
| Transfer from General Fund | 188,000 | 24. | 14,548 | 202,548 | |
| Transfer from Park Improvement Fund | - | | | | |
| Transfer from BBB Fund | 505,914 | | | | |
| Transfer from Infrastructure Impr. Fund | 44,720 | | | | |
| Transfer from Special Capital Fund | - | | | | |
| Loan from General Fund | - | | | | |
| Loan from Special Capital Fund | 200,000 | | | | |
| TOTAL OTHER FINANCING SOURCES | <u>938,634</u> | 25. | <u>1,109,239</u> | <u>2,047,873</u> | |
| TOTAL MEANS OF FINANCE | <u>\$ 21,832,243</u> | 26. | <u>1,109,239</u> | <u>\$ 22,941,482</u> | 34. 2,824,000 <u>\$ 25,765,482</u> |

SECTION V - INTERNAL SERVICE FUNDS
CENTRAL GARAGE

| | | | | |
|------------------------------------|--------------------|---------|------------|------------------|
| Unappropriated Fund Balance | \$ 231,839 | | | |
| Estimated Revenue - Billings | <u>930,462</u> | | 80,000 | <u>1,010,462</u> |
| TOTAL ESTIMATED BALANCE & REVENUES | \$ 1,162,301 | | 80,000 | \$ 1,242,301 |
| Less Appropriations | <u>908,418</u> | 27. | 80,000 | 988,418 |
| Estimated Surplus | <u>\$253,883</u> | | | |

SECTION VII - EFFECTIVE DATE

This Ordinance being necessary for the support of the government of the City of Yankton and its existing institutions shall take effect upon its passage and publication.

Adopted:

Nathan V. Johnson
Mayor

ATTEST :

Al Viereck
Finance Officer

Introduction and first reading: November 23, 2020

Second reading : December 14, 2020

Published in the Yankton Daily Press and Dakotan, Official Newspaper: December , 2020

I so certify

Al Viereck
Finance Officer

Memorandum #20-229

To: Yankton City Commission

From: City Attorney Ross Den Herder

Date: November 18, 2020

Re: COVID-19 Work Session – November 23, 2020.

Presently, the City of Yankton is experiencing its largest spike in active COVID-19 positive cases since the start of the pandemic earlier this year. Yankton citizens and representatives of the City's healthcare system are asking the City Commission to take some action regarding the wearing of masks/face coverings or other action to slow the spread of the virus causing COVID-19 disease within the City. This work session has been called in order that the City Commission may discuss and provide clear direction regarding the manner in which the City Commission wants to proceed regarding masking (resolution, ordinance, public education, etc.).

Background Regarding Resolution 20-26:

In mid-April, while many of the City's businesses were temporarily closed under temporary Ordinance #1033, the City Commission passed Resolution 20-26. The Resolution was pitched as a "stay at home" or "shelter in place" order to the community. It covers a broad swath of "personal responsibility" measures, including the wearing of face coverings and social distancing. Resolution 20-26 does not and has never had the force/effect of law. There is no punishment for violations of its terms. It also has no time limitations regarding its effectiveness, and as such, the Resolution remains active guidance to the residents and business patrons of the City.

In addition to this memo, I recommend that each of you review Resolution 20-26 and its cover memo.

Background Regarding Ordinance #1034:

The City Commission took action to end the lock-down restrictions imposed by temporary Ordinance #1033 on May 1, 2020. Ordinance #1033 expired by its own terms on June 8, 2020. There is currently no Ordinance or other law in place that gives the City Commission and City staff any power to impose restrictions upon the public designed to limit the spread of COVID-19 in Yankton.

Shortly before Ordinance #1033 expired in late May, 2020, some City Commissioners and the voting and *ex officio* members of the City's Health Board were concerned about the need to quickly impose new restrictions upon the City if COVID-19 numbers would spike in a manner that would threaten to overwhelm the local healthcare system. To address that concern, Ordinance #1034 was presented to the City Commission for a 1st reading (it was "introduced") at the May 26 regular meeting. If left unchanged, the Ordinance may be passed in a single additional meeting if placed on a published meeting agenda for a second reading.

The Ordinance was strategically drafted to give the City Commission a large number of powers, which the City Commission might exercise by subsequent agenda action item. After passage of the ordinance, the City Commission would need to consider and pass a new resolution (following a recommendation from the City's Health Board) to exercise some or all of the powers contained within the ordinance. Any powers/restrictions exercised by the City Commission could be limited in duration, but in no event could the restrictions last beyond 180 days following passage of the Ordinance.

I also recommend the City Commission review the text of Ordinance #1034, along with the cover memo prepared for the May 26 meeting.

Options available to the City Commission:

At this work session, the City Commission's goal is to find a path forward that a majority of the City Commission wishes to pursue on this issue and direct staff accordingly. To guide that discussion, your collective options distill down to the following from least restrictive to most-restrictive:

- (1) Do nothing and don't get involved with any further regulation of the public to slow the spread of the virus causing COVID-19 disease; or
- (2) Take no action on any new or revised resolution, but direct staff to remind and broadly educate the public and promote the terms of Resolution 20-26 to slow the spread of COVID-19; or
- (3) Modify or pass a new resolution to supplement or replace Resolution 20-26 to admonish/direct the public to take (or not take) certain actions to slow the spread of COVID-19. This action may be taken in Monday's regular session as scheduled on the regular meeting agenda; or

- (4) Pursue passage of Ordinance #1034 as written. This requires one subsequent regular or special meeting to pass the ordinance and publication. Then, in order to exercise the powers contained in the Ordinance, the Health Board will need to give a recommendation, and at a subsequent meeting, the City Commission will need to take action on a resolution specifying to what extent they wish to regulate using the powers contained in the ordinance; or
- (5) Pursue passage of Ordinance #1034 with modification, or passage of another ordinance entirely. Once drafted, this option requires two additional regular or special meetings to complete a new first reading (an “introduction”) and a second reading (which meetings must be separated by 5 business days) to pass the ordinance. Depending on how the Ordinance is drafted, I would also anticipate that in order to exercise the powers contained in the Ordinance, the Health Board will need to give a recommendation and the City Commission will need to take action on a resolution specifying to what extent they wish to regulate using the powers contained in the ordinance.

Options (1), (2), and (3) do not have the force and effect of law because no penalty may be imposed for violation of a resolution. On the other hand, an ordinance does have the effect of law and a penalty can be imposed for its violation. Option (4) (passage of Ordinance #1034 as written) will impose a fine for a violation. Under Option (5), an ordinance could be drafted in a manner that does not impose legal penalties for its violations. However, there is an argument to be made that there is no point to drafting an ordinance that becomes “law” with no penalty or enforcement mechanism for violations, and in such an instance, the City Commission is probably better served sticking with a resolution.

- Ross K. Den Herder, City Attorney

Memorandum No. 20-83

TO: Mayor and City Commissioners
FROM: Amy Leon, City Manager
RE: Memorandum in Support of Resolution & Advisory #20-83 for COVID-19
DATE: April 9, 2020

The Health Board met on Monday April 6, 2020 and Thursday April 9, 2020 and determined that they would like to pursue the following two strategies to further our local response to slow the spread of the coronavirus.

First, is pushing our public education efforts. In this regard, we are working on a number of public service announcements and informational pieces for our media and social media outlets focused around the topics of social distancing, hygiene, and best practices when it comes to being out in public (limiting trips, use of face coverings, etc.) In addition, I have contacted Dr. Kindle of the Yankton School District who has agreed to reach out to teachers to include best practices in the online curriculum for Yankton School District students. Dr. Milroy also volunteered to work with the Press and Dakotan to run an editorial reminding our community how important and serious we must take this effort.

Secondly, the Health Board is recommending that the City Commission issue the attached Resolution and Advisory to citizens at our next City Commission meeting. The Health Board believes that further action is necessary by our citizens and business owners to engage in social distancing, good hygiene, and limiting interactions with people whenever possible.

At this time, the Health Board recommends this should be a request and call to action rather than a change to our existing ordinance.

It is recommended that the City Commission approves the Resolution and Advisory which calls upon every citizen to increase their awareness and take additional efforts and precautions to aid in slowing the spread of the coronavirus.

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 13, 2020, there have been 868 confirmed cases of COVID-19 within the State of South Dakota, of which 661 cases remain “active”; and

WHEREAS, as of 12 noon on April 13, 2020, there are 22 confirmed cases of COVID-19 within Yankton County, of which 9 cases remain “active”; 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 noon on April 13, 2020, the South Dakota Department of Health reports reflect that Yankton County has the 3rd 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.

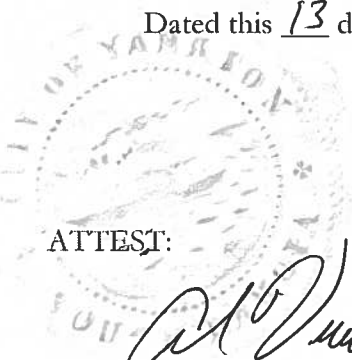
Section 5: Businesses. Businesses not required to close or otherwise bound by the 10-person gathering limitations set forth in Ordinance No. 1033 shall, whenever possible, limit their patron and employee occupancy to no more than 20% of their posted occupancy and shall institute and enforce a safe social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

Dated this 13 day of April, 2020.

CITY OF YANKTON

NATHAN V. JOHNSON
By: Nathan V Johnson, Mayor

ATTEST:


Al Viereck

Al Viereck, Finance Officer
(SEAL)

MEMORANDUM #20-104

To: Yankton Board of City Commissioners
From: Ross K. Den Herder, Yankton City Attorney
Subject: COVID-19 Temporary Emergency Ordinance No. #2
Date: May 19, 2020

In light of the current COVID-19 pandemic, this Commission passed Ordinance #1033 (COVID-19 Temporary Emergency Ordinance No. #1), which granted the City Commission the power to close certain businesses and limit the size of communal gatherings within City limits. Although those powers are not currently being exercised, the Commission retains and may exercise those powers by passage of a resolution until the Ordinance “sunssets” (expires) on June 8, 2020. Currently, Yankton is projected to see its peak of active COVID-19 cases in late June, or perhaps sometime in July, 2020. It remains possible that Yankton could experience a dangerous spike in active cases that could threaten to overload our healthcare system. Without a replacement Ordinance granting emergency powers to act by resolution, our Commission would be unable to take swift action to slow the spread of the disease after June 8, 2020.

The purpose of COVID-19 Temporary Emergency Ordinance No. #2 is to simply keep and extend those powers of the City Commission beyond June 8, 2020. The Ordinance is structured similar to Ordinance #1033. However, in its current form, the Ordinance does not directly impose any business closures, gathering restrictions, or any other restrictions upon the public. Rather, it extends the power of the Commission to do so by passing a resolution at any future regular or special meeting. Here is a summary of the powers it grants to the Commission:

- (1) The Commission may close businesses of the same four general category groupings as regulated under Ordinance #1033 for the time prescribed within a future Commission resolution. The specific business types included or excluded from each category grouping may also be modified by resolution;
- (2) The Commission may impose operational or occupancy limitations on any business type for the period of time set within the resolution; and
- (3) The Commission may impose a 10-person “communal gathering” limitation in a similar manner to the regulation in Ordinance #1033 for the period of time set within the resolution.

Before the Commission exercises these powers, it must first receive a recommendation from the City’s Board of Health. If the Commission passes a resolution exercising any of these powers, a violation of such resolution is a class 2 misdemeanor punishable by a fine of up to \$500 and up to 30 days in the county jail.

If a majority of you are comfortable with the terms in this Ordinance, you may simply hold off on a second reading until this Commission is ready to exercise these powers. When you are ready to act, you may call a special meeting on 24 hour notice and adopt the ordinance making it effective the moment it is published in the Yankton P&D – likely the next day. Be advised, however, that once it is effective, you will still need to hold another special meeting to consider a health board recommendation and pass a resolution to exercise the powers contained within the ordinance.

Ross K. Den Herder, City Attorney

ORDINANCE #1034

COVID-19 TEMPORARY EMERGENCY ORDINANCE NO. #2

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.

WHEREAS, the City of Yankton has the authority pursuant to SDCL 9-29-1 and 9-32-1 to pass Ordinances for the purpose of promoting the health, safety, morals and general welfare, of the community and to do what may be necessary or expedient for the promotion of health or the suppression of disease; and

WHEREAS, an outbreak of the COVID-19 disease, which is caused by the novel coronavirus SARS-CoV-2 (the “virus”), has been confirmed in more than 213 countries and territories, including the United States; and

WHEREAS, COVID-19 is a severe respiratory disease caused by the virus transmitted by person-to-person contact, or by contact with surfaces contaminated by the virus. In some cases, especially among older adults and persons with serious underlying health conditions, virus infection can result in serious illness requiring hospitalization, admission to an intensive care unit, and death; and

WHEREAS, the World Health Organization (WHO), the Centers for Disease Control and Prevention (CDC), and the Secretary of the U.S. Department of Health and Human Services have declared the outbreak of the virus causing the COVID-19 disease as a public health emergency; and

WHEREAS, on March 13, 2020, President Donald Trump declared a national emergency in response to the global pandemic of COVID-19; and

WHEREAS, on the same day, Governor Kristi Noem, issued Executive Order 2020-04 which declared a state of emergency to exist in the State of South Dakota in response to the spread of the virus causing the COVID-19 disease; and

WHEREAS, on March 16, 2020, the City of Yankton passed resolution 20-21, which declared a state of emergency to exist in the City of Yankton in response to the spread of the virus causing the COVID-19 disease; and

WHEREAS, cases of infection from the virus causing the COVID-19 disease have been confirmed in the State of South Dakota, and cases of community transmission exist in Yankton County, South Dakota; and

WHEREAS, the CDC and health experts have recommended social distancing to slow the spread of the virus; and

WHEREAS, social distancing is a method of slowing down or stopping the spread of a contagious disease by reducing the probability of contact between infected persons and those not infected in order to minimize disease transmission; and

WHEREAS, the failure to successfully implement social distancing has resulted in higher numbers of infected individuals and has the potential to overwhelm the capacity of the City's health care providers; and

WHEREAS, it is important that control measures be taken to reduce or slow down the spread of the virus in order to protect the health and safety of the City's residents, especially for seniors and those with underlying health conditions that make them particularly vulnerable to the COVID-19 disease.

WHEREASE, the City of Yankton Board of Health, exercising its authority within Ordinance Sec. 11-32 of the Yankton Code of Municipal Ordinances, has found that the rules and regulations contained within this Ordinance are necessary for the prevention and spread of the contagious virus causing the deadly COVID-19 disease within the city and recommended the passage thereof by the Yankton Board of City Commissioners.

NOW THEREFORE, BE IT ORDAINED by the Yankton Board of City Commissioners that:

Section 1. Upon recommendation of the City of Yankton Board of Health and passage of a resolution of the Yankton Board of City Commissioners, all restaurants, coffee houses, bars, breweries, dance clubs, gentlemen's clubs, cafes, and other similar places of public accommodation offering food and beverages for on-site consumption, including any alcohol licensees with on-sale privileges, are closed to on-site/on-sale patrons. These businesses may continue to operate in order to provide take-out, delivery, curbside service, and drive-thru food service. These businesses may also continue to offer goods for sale in the same manner, so long as people are not permitted to gather in violation of Section 7 below. Any business continuing to operate in order to provide off-site consumption food service or sale of goods should implement procedures to ensure social distancing and operate in compliance with federal and state health guidance in order to prevent the spread of the virus causing the COVID-19 disease. The list of the business types closed by this Section may be increased or decreased by recommendation of the City Board of Health and passage of a resolution of the Yankton Board of City Commissioners. This closure shall remain in effect for the period of time set forth in the resolution adopted by the Yankton Board of City Commissioners.

Section 2. Upon recommendation of the City of Yankton Board of Health and passage of a resolution of the Yankton Board of City Commissioners, all recreational facilities, pools, health and fitness facilities and clubs, social clubs, fraternal organizations, athletic and weight training facilities, barber shops, hair salons, nail salons, spas and massage services, estheticians, tattoo parlors, movie and live production theaters, event centers, meeting halls, and music and entertainment venues are directed to close and cease operations. These businesses may continue to offer goods for sale under the conditions outlined in Section 1. Any business continuing to operate in order to provide goods for sale should implement procedures to ensure social distancing and operate in compliance with federal and state health guidance in order to prevent the spread of the virus causing the COVID-19 disease. The list of the

business types closed by this Section may be increased or decreased by recommendation of the City Board of Health and passage of a resolution of the Yankton Board of City Commissioners. This closure shall remain in effect for the period of time set forth in the resolution adopted by the Yankton Board of City Commissioners.

Section 3. Upon recommendation of the City of Yankton Board of Health and passage of a resolution of the Yankton Board of City Commissioners, all tobacco shops and lounges, vaping shops and lounges, hookah lounges, and other similar business which allow for on-site consumption of any product by smoking or inhaled vapor are directed to cease allowing any on-site consumption, but may continue to offer goods for sale under the conditions outlined in Section 1. Any business continuing to operate in order to provide goods for sale should implement procedures to ensure social distancing and operate in compliance with federal and state health guidance in order to prevent the spread of the virus causing the COVID-19 disease. The list of the business types closed by this Section may be increased or decreased by recommendation of the City Board of Health and passage of a resolution of the Yankton Board of City Commissioners. This closure shall remain in effect for the period of time set forth in the resolution adopted by the Yankton Board of City Commissioners.

Section 4. Upon recommendation of the City of Yankton Board of Health and passage of a resolution of the Yankton Board of City Commissioners, all pool halls, video game arcades, video lottery casino operations, bowling alleys, indoor ice skating rinks, and other similar recreational or entertainment facilities are directed to close and cease operations. These businesses may continue to offer goods for sale under the conditions outlined in Section 1. Any business continuing to operate in order to provide goods for sale should implement procedures to ensure social distancing and operate in compliance with federal and state health guidance in order to prevent the spread of the virus causing the COVID-19 disease. The list of the business types closed by this Section may be increased or decreased by recommendation of the City Board of Health and passage of a resolution of the Yankton Board of City Commissioners. This closure shall remain in effect for the period of time set forth in the resolution adopted by the Yankton Board of City Commissioners.

Section 5. The closures in this order do not apply to the following:

- (a) Places of public accommodation that offer food and beverages for off-site consumption, including grocery stores, markets, retail stores that offer food, convenience stores, pharmacies, drug stores, and food pantries, other than any portion of such business which would be subject to the requirements of Section 1.
- (b) Room service in hotels.
- (c) Health care facilities, residential care facilities, congregate care facilities, and correctional facilities.
- (d) Crisis shelters, homeless shelters, churches, soup kitchens, or other similar institutions.
- (e) Any emergency facility necessary for the response to the current public health emergency or any other community emergency or disaster.

- (f) Any outdoor recreational facility where safe distances between patrons may be maintained (i.e. the outdoor portions of any golf course or archery range).
- (g) Daycare providers.
- (h) Any other business type or service established by recommendation of the City of Yankton Board of Health and passage of a resolution of the Yankton Board of City Commissioners.

Section 6. Upon recommendation of the City of Yankton Board of Health and passage of a resolution of the Yankton Board of City Commissioners, the occupancy and operation of any business may be restricted in any manner deemed appropriate by the Yankton Board of City Commissioners to slow the spread of the virus causing the COVID-19 disease for a period of time established within the resolution. Each person violating an occupancy or operational restriction established by resolution of the Yankton Board of City Commissioners in accordance with this Section shall be deemed to be in violation of this Ordinance.

Section 7. Upon recommendation of the City of Yankton Board of Health and passage of a resolution of the Yankton Board of City Commissioners, it shall be unlawful In the City of Yankton for any person to participate in a “communal gathering” as defined herein for the period of time established within the resolution, which prohibition shall be governed by the following terms:

- (a) For purposes of this Ordinance, a "communal gathering" is any indoor or outdoor gathering of people, subject to the exceptions and clarifications below, that brings together or is likely to bring more than ten (10) persons at the same time in a single room or other single confined or enclosed space, including, but not limited to an office space or similar confined place of employment, a single family residence, or a residential apartment unit.
- (b) For purposes of this Ordinance, a "communal gathering" does not include larger gatherings in the following locations only if individuals not living within the same household remain at least six feet (6') from one another:
 - (i) public parks, sidewalks, streets, and any outdoor recreational facility where safe distances between patrons may be maintained (i.e. the outdoor portions of any golf course or archery range);
 - (ii) parking lots and common areas of any hotel, office building or residential apartment buildings;
 - (iii) grocery stores, shopping malls, manufacturing facilities, daycare providers, or other retail or business establishments where larger numbers of people may be present, but where it is unusual for people to be within six feet (6') of one another for extended periods;
 - (iv) hospitals, mental health or substance abuse treatment facilities, and medical clinics and facilities, long term care and assisted living facilities; and

- (v) Any other location established by recommendation of the City Health Board and approved by resolution of the Yankton Board of City Commissioners.

Section 8. Each person in violation of this Ordinance or in violation of any resolution passed in accordance with the terms of this Ordinance shall be guilty of a Class 2 misdemeanor, and shall be subject to the penalties established under Ordinance Sec. 1-8 of the Yankton Code of Municipal Ordinances. Each day a violation of this Ordinance occurs is considered a separate offense.

Section 9. Ordinance Sunset Date. This Ordinance shall remain in effect for a period not to exceed One Hundred Eighty (180) Days following the date of publication of this Ordinance, at which time it shall be automatically repealed without further action of the Yankton Board of City Commissioners unless specifically readopted for an additional period of time by the Yankton Board of City Commissioners in accordance with SDCL 9-19-7. Any effective period of time identified in the other Sections of this Ordinance may be extended or reduced within the period of time covered by this Ordinance by a resolution of the Yankton Board of City Commissioners.

BE IT FURTHER ORDAINED, that, pursuant to SDCL 9-19-13, this Ordinance is necessary for the immediate preservation of the public peace, health, safety, and welfare of the City and shall become effective immediately upon passage and publication.

Dated this ___ day of _____, 2020.

CITY OF YANKTON

Nathan V Johnson, Mayor

ATTEST:

Al Viereck, Finance Officer

(SEAL)

Adopted:
1st Reading:
2nd Reading:
Publication Date:
Effective Date: (Date of Publication – Emergency Clause)