

**CHAMBER OF THE BOARD OF CITY COMMISSIONERS
YANKTON, SOUTH DAKOTA
November 14, 2022**

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

Roll Call: Present: Commissioners Brunick, Maibaum, Schramm, Webber and Villanueva. City Attorney Den Herder and City Manager Leon were also present. Absent: Commissioners Benson, Johnson, Miner. Quorum present.

Action 22-276

Moved by Commissioner Villanueva, seconded by Commissioner Schramm, to approve Minutes of Work Session Meeting, and regular meeting of October 24th, 2022.

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

Motion adopted.

Action 22-277

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

5.11 - UNIFORM - \$70.00 ; MUDDY MOS - COFFEE - \$20.13 ; REDI MIX - MATERIAL - \$402.50 ; WINNELSON - H2O FOUNTAIN - \$9,991.90 ; A & B BUS EQUIP - CONTRACT \$349.29 ; A1 AUTO - EQUIPT - \$8,774.51 ; ACTION ELEC - MATERIALS - \$2,437.65 ; ACUITY - LIGHT - \$1,240.00 ; ADOBE - SUBSCRIP - \$14.99 ; ADOBE - PRGRAM - \$31.94 ; ADOBE - SOFTWARE - \$638.87 ; AFSCME COUNCIL 65 - DEDUCT - \$902.00 ; AM FAM LIFE - PREM - \$5,741.30 ; AM LIBRARY - TRAIN - \$158.00 ; AMZN - BARRIER - \$76.29 ; AMZN - SUPPLIES - \$81.77 ; AMZN - DVD - \$19.96 ; AMZN - SUPPLIES - \$7.56 ; AMZN - SUPPLIES - \$39.99 ; AMZN - SUPPLIES - \$12.88 ; AMZN - DVD - \$27.99 ; AMZN - SUPPLIES - \$25.89 ; AMZN - SUPPLIES - \$464.69 ; AMZN - SUPPLIES - \$217.92 ; AMZN - SUPPLIES - \$80.13 ; AMZN - SUPPLIES - \$10.98 ; AMZN - BOOK - \$143.70 ; AMZN - DVD - \$32.55 ; AMZN - SUPPLIES - \$35.80 ; AMZN - SUPPLIES - \$8.79 ; AMZN - SUPPLIES - \$149.94 ; AMZN - SUPPLIES - \$664.96 ; AMZN - BOOK - \$89.75 ; AMZN - DVD - \$25.87 ; AMZN - DVD - \$8.68 ; AOX - BLADES - \$462.76 ; A-OX - PROPANE - \$108.25 ; ASSOC SUPPLY - SUPPLIES - \$542.81 ; ATT - BILL - \$1,235.05 ; AUTOZONE - MAINT - \$642.39 ; AVENU - UPGRADE - \$80,160.81 ; AVERA - INS - \$88,629.03 ; AVERA - SUPPLIES - \$191.91 ; AXVOICE - SERVICE - \$21.44 ; BAK-TAY - BOOK - \$3,270.19 ; BANNER - SERVICE - \$1,896.40 ; BB&T - HFAC BOND - \$674,969.69 ; BECKER BODY SHOP - HEADLGH - \$1,982.95 ; BERING - BADGE - \$38.00 ; BLUE BOOK - LAB - \$1,124.69 ; BLUPEAK - SERVICE - \$3,877.68 ; BOMGAARS - SEED - \$2,266.55 ; BP - SUPPLY - \$347.32 ; BUHLS - CLEAN - \$311.04 ; BUTLER MACH - PARTS - \$896.22 ; CASEYS - FUEL - \$60.00 ; CASEYS - EXPENSE - \$36.49 ; CB - PARTS - \$2,696.97 ; CCS - UT COLL - \$237.29 ; CENEX - GAS - \$81.59 ; CENEX - GAS - \$73.75 ; CENTRL SALT - SALT - \$8,775.48 CHRISTENSEN RADIATOR - PARTS - \$68.25 ; CHS - DEF - \$270.00 ; CLARKS - RENTALS - \$44.00 ; CNTRYLINK - PHONE - \$1,296.99 ; CONN CULTURES - DECAL - \$100.00 ; CONOCO - TRAVEL - \$56.63 ; COY - RUBBISH - \$36.00 ; COY - LF CHARGES - \$299.55 ; COY - GARBAGE - \$16,854.70 ; COY - RUBBISH - \$51.10 ; COY - FILTER - \$70.81 ; COY - UTILITIES - \$51,333.53 ; CPR - BOOK - \$95.88 ; CRESCENT - HEATER - \$2,807.41 ; CST - FIELD OPS - \$687.98 ; CTY OF VERM - DUMP - \$70,668.66 ; CUBBYS - TRAVL - \$62.84 ; CULVERS - TRAINING - \$10.31 ; CULVERS OF MITCHELL - TRAVL - \$21.91 ; DAK BUTCH

STEAK - TRAVEL - \$96.11 ;DEN HERDER. - SERVICES - \$1,097.34 ;DESIGN SOLUTIONS - DESIGN - \$240.00 ;DIESEL MACHINERY - PARTS - \$948.58 ;DISCOUNT FUELS - TRAVEL - \$58.03 ;DOC - WORK PRGRM - \$707.63 ;DOE - 2017L-REC-403 SW - \$63,173.59 ;DOH - H2O SMPLS - \$962.00 ;DOLLAR TREE - SUPPLIES - \$16.25 ;DOLLAR TREE, INC. - CRAFT - \$30.00 ;DRF - SLUDGE - \$63,672.00 ;DSS - CHILD SUPPRT - \$2,234.84 ;DTMW - FACADE REIM - \$22,000.00 ;DWYER INSTRU - SWITCH - \$105.75 ;EBAY - TONER - \$125.00 ;ECHO - STORAGE - \$1,462.16 ;EHRESMANN - REPAIRS - \$329.09 ;ELECTRIC PUMP - PUMP - \$2,544.14 ;FACEBK - ADS - \$50.00 ;FACEBK - ADS - \$50.00 ;FAIRBK EQUIPT - CLAMPS - \$10.65 ;FASTENAL - SUPPLYS - \$15.45 ;FD NAT'L - HAS - \$7,315.70 ;FD NAT'L - DEBT SERV - \$159,127.50 ;FEDEX - MAIL - \$15.68 ;FERGUSON - METERS - \$2,120.00 ;FINDAWAY - WNDRBOOK - \$757.01 ;FM - SEED - \$208.16 ;FNB - CAF PLAN - \$1,450.00 ;FSE - MATRL - \$1,330.00 ;GEOTEK - H2O EDA PROJ - \$8,985.75 ;GERSTNER - OIL - \$112.10 ;GERSTNER - GAS - \$105,273.46 ;GPSI - GPS - \$1,920.00 ;GRANGR - LIFT STRAP - \$149.86 ;GRAYMNT - LIME - \$6,337.97 ;GREATMATSCOM - FLOOR - \$1,666.20 ;H BRIGGS - PERMIT - \$472.90 ;H&K - TIRES - \$51.75 ;HACH - RAGNTS - \$216.54 ;HAFFNER - REIMBURS - \$773.96 ;HARDEES - TRAVEL - \$20.67 ;HARN RO SYSTEM - CHEM - \$6,590.00 ;HAWKIN - CHEM - \$63,322.91 ;HDC - SHREDDER - \$2,199.00 ;HDR ENG - IMPROV - \$48,933.49 ;HHS - REMODEL - \$20,000.00 ;HOB - MATERIAL - \$384.25 ;HOLIDAY INN - TRAVEL - \$761.70 ;HOLIDAY INN - LODGE - \$703.78 ;HOLIDAY INN - LODGE - \$296.12 ;HORN - REIM - \$16,757.18 ;HUNTLEY - REIMB - \$773.96 ;HYVEE - PROG - \$162.58 ;ICC - BOOK - \$51.00 ;ICMA - CONTRIB - \$2,985.22 ;ICP - SHIRTS - \$1,842.95 ;IDRM - SHIELD - \$182.81 ;J&H - SUPPLY - \$4,100.00 ;J&M - LIGHT - \$1,499.73 ;JACKS - UNIFORMS - \$389.99 ;JACKS UNIFORMS & EQUI - SUPPLIES - \$2,767.78 ;JCL - SUPPLIES - \$778.27 ;JIMMY JOHNS - MEETING - \$47.09 ; JIMMY JOHNS - TRAVL - \$10.61 ;JIMMY JOHNSL - TRAVL - \$13.63 ;JJ BENJI - SHIRTS - \$3,416.00 ;JJ BENJIS - APPAREL - \$851.40 ; JONES CONST - CONSTR - \$1,003,830.21 ;KAISERS - SHEAR - \$498.97 ;KENDELL - LOCKS - \$446.84 ;KLEINS - MOW - \$500.00 ;KLJ - SERVICE - \$7,810.86 ;KNIFE RIVER - MATERIAL - \$57,051.29 ;KOLETZKY IMP - REPAIRS - \$126.93 ;KOPETSKYS - REPAIR - \$715.87 ;L&C BHS - APPROP - \$10,000.00 ;L&C FORD - REPAIR - \$591.46 ;LAIRD - GC RTRN - \$10.00 ;LARRYS - REPAIRS - \$1,101.60 ;LARRYS - FILTER - \$127.80 ;LILYCREST - REIMB - \$8,899.05 ;LLRMI - TRAINING - \$175.00 ;MARATHON - FUEL - \$89.47 ;MARSHALL - PUMP - \$2,160.16 ;MCAFFEE - SUPPLIES - \$127.79 ;MCDONALDS - TRAINING - \$10.20 ;MEAD LUMB - REPAIRS - \$457.40 ;MENARDS - MIRROR - \$2,083.24 METROFAX - FAX - \$11.95 ;MEYER - FIBER - \$3,083.32 ; MG SCI - ELEMNT - \$784.46 ;MIDAM - FUEL - \$2,475.55 ;MIDAM - FUEL - \$7,434.01 ; MIDWEST - TESTING - \$598.84 ;MIDWEST - AV - \$59.99 ;MIDWEST - MOWER - \$70,839.00 ; MILLENIUM - RECYCLING - \$2,147.95 ;MN LIFE INS - INS - \$599.91 ;MORROW - WORK - \$4,650.00 ;MOTOROLA - EQUIPT - \$229.00 ;MSNRY COMP - RECONST - \$59,267.89 ; MSNRY COMP - 21ST - \$27,808.82 ;NAPA - PARTS - \$1,142.50 ;NE DOR - STATE WITHHLDING - \$756.40 ;NEB PUB POWR DIST - ELECT - \$1,266.28 ;NEDC - PARTS - \$278.72 ;NLD - BANNERS - \$5,818.75 ;NORTHEY - REIMB - \$100.00 ;NORTHTOWN - APPLIQUE - \$78.58 ;NORTHWSTRN - ELECT - \$95,340.09 ;NTE - DUMP BOX - \$23,614.00 ;OBSERVER - ADS - \$60.00 ;OFC - CHAIR - \$644.85 ;OFFICE OF W&M - TESTING - \$103.00 ;OLD CHICAGO - TRAVEL - \$33.91 ;OLSONS - CONTRL - \$278.00 ;OLSONS - CONTRL - \$125.00 ;OREILLYS - LIGHT - \$791.95 ;OTC BRAND - SUPPLIES - \$151.00 ;OVERDRIVE - BOOK - \$2,823.84 ; P&D - ORD - \$1,001.62 ;PANERA - TRAVL - \$41.69 ;PARKWAY - CONST - \$667,531.87 ; PATHWAY - CDBG - \$28,965.35 ;PFEIFER - EQUIPT REPAIR - \$379.98 ;PIC - PICT LIDR - \$64,523.94 ;POWERS - PORTA POT - \$375.00 ;PRINCIPAL - INSURANCE - \$6,773.96 ;

PROVANTAGE - ANTIVIRUS - \$2,079.00 ;PT EMBLEMS - PURPLE PATCHES - \$650.00 ;
 QUADIENT - POSTAGE - \$678.00 ;RACOM CORP - RADIO - \$35.80 ;RAMKOTA - LODGING -
 \$707.00 ;RETIREMENT - RETIR - \$87,278.79 ;RIVERSIDE HYD - SHAFT - \$749.14 ;RONS -
 GLASS - \$748.80 ;RONS - GLASS - \$345.00 ;S EQUIP - SUPPLY - \$24.32 ;SAM - GPS -
 \$32,000.00 ;SCHIEFFER - REIMB - \$130.00 ;SD DOT - BRIDGE - \$1,069.21 ;SDML WC - WC -
 \$180,462.00 ;SDPRA - SW - \$400.00 ;SDSPLS - SDSPLS CONF - \$180.00 SDSRP - SD RETIR
 PLAN - \$15,244.00 ;SF 2 WAY RADIO - PROG - \$504.98 ;SIGN SOL - SIGNS - \$490.28 ;
 SMITH INS - INS - \$1,872.00 ;SNYDER - REIMB - \$130.00 ;SQ INDI - BOOKS - \$44.90 ;
 SQ NATL TACT - MEMBERSHIP - \$245.00 ;STANDARD INS - INS - \$690.32 ;STARBUCKS -
 TRAVEL - \$19.89 ;STATE - REIMB LAND ACQ - \$6,630.21 ;STATE - MICROFILM - \$10.00 ;
 STATE SUPPLY - VALVE - \$454.68 ;STEVENS CONST - CONST - \$14,028.00 ;STOCKWELL -
 CONTRCT - \$19,700.00 ;STOCKWELL - MEAD PROP DEV - \$65,280.00 ;STURDEVANTS -
 FILTERS - \$1,235.48 ;SUBWAY - TRAVEL - \$14.05 ;SW - SIGN - \$177.41 ;TESSMAN -
 CHEMICAL - \$1,313.00 ;THRIVE - APPROP - \$109,930.75 ;THRIVE - RETIR - \$140.00 ;
 THRIVE - SALE TAX REIMB - \$105,194.76 ;THRIVE - SALES TAX REIMB - \$4,312.93 ;
 TITAN - TRACKING - \$234.50 ;TMA - UTLTY BILL - \$2,000.59 ;TMA - TIRES - \$7,262.93 ;
 TR - LOCL GOVT - \$1,294.00 ;TRACTR SUPPLY - SUPPLY - \$141.46 ;TRANSOURCE - TIRES -
 \$16,896.39 ;TRIBUTE - MEMORIAL - \$87.92 ;TRITECH FORENS - EVID BOX - \$83.08 ;
 TRK HOSTING - INTERNET HOSTING - \$7.95 ;TRUCK TRAIL - GEAR - \$3,131.68 ;TUFF GO -
 SUPPLY - \$645.00 ;UKG - PAYROLL - \$5,127.75 ;UNITED WAY - APPROP - \$9,831.25 ;
 UNITED WAY - UNITED WAY - \$172.00 ;UPS - SHIPPING - \$590.52 ;URB - TID - \$5,661.54 ;
 US BANK - H2O - \$2,896,860.41 ;US TREASUR - FED WITHHOLDING - \$164,995.41 ;
 USPS - POSTAGE - \$829.83 ;USPS - POSTAGE - \$157.15 ;USPS - POSTAGE - \$2,401.71 ;
 VCN - RECORDING - \$62.50 ;VIDDLER - VIDEO HOST - \$41.39 ;VOELTZ - REIMB - \$128.00 ;
 VOGT - REFUND - \$42.60 ;VOL FIRE DEPT - CALLS/DRILLS - \$1,040.00 ;VWR - SUPPLIES -
 \$512.44 ;VZWRLSS - INTERNET - \$1,213.44 ;W&C - AUDIT - \$4,600.00 ;WALGREENS -
 SUPPLY - \$6.73 ;WALMART - T&T - \$443.79 ;WALMART - SUPPLIES - \$121.55 ;
 WALMART - SUPPLIES - \$746.57 WINNELSON - PIPE FITTING - \$39.64 ;
 WRLD HERLD NEWSP - SUBS - \$619.93 ;XEROX - COPIER - \$1,434.83 ;XTREME - CAR
 WASH - \$453.60 ;YAA - APPROP - \$2,500.00 ;YESWAY - FUEL - \$60.92 ;YKT JANITORIAL -
 SUPPLIES - \$931.27 ;YMC - EXAM - \$4,078.00 ;YMC - PHYSICAL - \$762.00 ;YMI - ADS -
 \$257.28 ;

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

Salaries by Department: October 2022: Administration \$52,418.50; Finance \$35201.88; Community
 Development \$28,037.46; Police/Dispatch \$198,557.93; Fire \$14,005.30; Engineering/ SR. Citizens
 \$46,067.54; Streets \$50,412.03; Snow & Ice \$0.00; Traffic Control \$4,382.86; Library \$33,981.99;
 Parks/SAC \$81,633.14; Huether Aquatics \$0.00; Marne Creek \$7,486.47; Water \$43,638.61;
 Wastewater \$43,000.70; Cemetery \$4,935.24; Solid Waste \$25,073.31; Landfill/ Recycle \$23,600.70;
 Central Garage \$8,313.10.

New Hires

Park, Rec and City Events Dept: Shana Platt, Aerobics Instructor, \$14/hr; Mary Loecker, Aerobics
 Instructor \$14.25/hr; Douglas Sharples-Schmidt, Water Safety Instructor \$13/hr; Kamrynn

Brumbaugh, Lifeguard, \$13/hr. Library: Suzanne Olsen, Circulation Assistant, \$13/hr. City Manager Department, Jean Barkley, City Manager's Assistant, \$1,814.23 biweekly.

Wage Changes

Human Resource Dept: Colleen Bailey, Payroll-Benefits Specialist, \$2,438.46 to \$2,532.54 biweekly; Park, Recreation and City Events Dept: Tracy Raab, Fitness Instructor, \$14.25 to \$16.00/hr; Nancy Leonard, Receptionist, \$11 to \$11.50/hr.

Position Changes

Police Dept: Sarah O'Farrell, Detective to Investigative Sergeant, \$2,526.46 to \$2,581.57 biweekly; Jeremy McNinch, Police Officer to Police Sergeant, \$2,288.84 to \$2,324.23 biweekly; Library: Emilee LaBarge, Crossing Guard (Will continue these duties) and Circulation Assistant, \$13/hr. Park, Recreation and City Events Dept: Adam Lange, Parks Maintenance to Weight Room Attendant, \$14.50 to \$12.25/hr.

Mayor Moser read a Proclamation regarding Giving Tuesday.

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.

Action 22-278

Moved by Commissioner Villanueva, seconded by Commissioner Webber, to approve the following consent agenda items:

- 1. Possible Quorum Event:** November 30, 2022 at 1:30 pm, Drug/DUI Court graduation at the Yankton County Safety Center, Courtroom A; no official commission action.
- 2. Possible Quorum Event:** December 2, 2022 for City of Yankton Christmas party; no official commission action.
- 3. Establish Public Hearing for sale of alcoholic beverages:** Establish November 28, 2022 as the date for the public hearing on the request for a Special Events Retail (on-sale) Liquor License for 1 day, December 2, 2022 from Stripes, Inc. d/b/a Mojo's 3rd Street, 106 E 3rd St, Yankton, SD at The Meridian Venue, 101 E. 3rd Street, Yankton, South Dakota.
- 4. Establish Public Hearing for sale of alcoholic beverages:** Establish November 28, 2022 as the date for the public hearing on the request for a Special Events Retail (on-sale) Liquor License for 1 day, December 10, 2022 from VFW, 209 Cedar Street, Yankton, SD at The Meridian Venue, 101 E. 3rd Street, Yankton, SD.

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

Motion adopted.

The following consent agenda item was removed by the Commission:

- 5. Possible Work Session:** Setting date of November 28, 2022 at 6:00 pm in Room #114 of the Career Manufacturing Technical Education Academy for the next work session of the Yankton City Commission.

Action 22-279

Moved by Commissioner Maibaum, seconded by Commissioner Webber, to approve Resolution 22-54. (Memorandum 22-222)

RESOLUTION #22-54

A RESOLUTION APPROVING THE 2022 SPECIAL ASSESSMENT ROLL FOR
DAKOTA STREET FROM 12TH STREET TO 15TH STREET

BE IT RESOLVED by the Board of City Commissioners of the City of Yankton, South Dakota:

SECTION 1. That the special assessment roll of contributing properties, for the Dakota Street pavement installation from Twelfth Street to Fifteenth Street, in the City of Yankton, South Dakota, is hereby approved and the assessments as set out in said special assessment roll, approved this date, are hereby levied against such property upon filing of said special assessment roll in the office of the City Finance Officer.

SECTION 2. Said assessment may be paid in ten (10) annual installments and shall be collected under Plan Two "Collection by City Finance Officer", as provided in SDCL 9-43.

The above assessments may be paid without interest to the City Finance Officer on or before December 14, 2022, thereafter, the entire assessment may be paid with interest from the date of filing with the City Finance Officer at the rate established by resolution of the Board of City Commissioners.

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

Action 22-280

This was the time and place for the public hearing on the application for a Special Malt Beverage (on-sale) Retailers License and a Special (on-sale) Wine Retailers License for 1 day, December 17, 2022, from The Center (Kriss Thury, Executive Director), 900 Whiting Drive, 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. The applicant is in compliance with all building and fire codes. (Memorandum 22-211) No one was present to speak for or against the application.

Moved by Commissioner Brunick, seconded by Commissioner Villanueva, to approve the license.

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

Action 22-281

This was the time and place for the public hearing on the application for a Special Malt Beverage (on-sale) Retailers License and a Special (on-sale) Wine Retailers License for 1 day, December 31, 2022, from The Center (Kriss Thury, Executive Director), 900 Whiting Drive, 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. The applicant is in compliance with all building and fire codes. (Memorandum 22-212) No one was present to speak for or against the application.

Moved by Commissioner Villanueva, seconded by Commissioner Webber, to approve the license.

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

Motion adopted.

Action 22-282

This was the time and place for the public hearing on the renewal of Alcoholic Beverage Licenses for the 2023 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.

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.

Shree, LLC d/b/a Shree, Ste 3, 821 Broadway Ave., Suite 3

Bernard Properties, LLC d/b/a The Brewery, 200-204 Walnut St.

Lady Bird, Inc. d/b/a The Cockatoo Bar & Zebra Club, 110 E. 3rd 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

PACKAGE (OFF-SALE) LIQUOR

Cork 'N Bottle, Inc. d/b/a Cork 'N Bottle, 1500 Broadway Ave.

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, 2217 Broadway Ave.

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 Spirits & Fine Wines, 901 Broadway Ave.

Lady Bird, Inc. d/b/a The Cockatoo Bar & Zebra Club, 110 E. 3rd St.

The Fox Stop, Inc. d/b/a The Fox Stop, 1316 W. 30th St.

Wal-Mart Stores, Inc. d/b/a Wal-Mart Store #1483, 3001 Broadway Ave.

Yankton Drug, Inc. d/b/a Yankton Drug Co., 109 W. 3rd St.

RETAIL (ON-OFF SALE) WINE & CIDER

Hanten, Inc. d/b/a Ben's Brewing Co., 719 Walnut St.

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

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

Five Futures d/b/a The Boat House, 301 E. 3rd St.

Flusswerks, LLC d/b/a The Landing, 104 Capital St.

The Mint Yankton, LLC d/b/a The Mint, 318 Douglas Ave.

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. Memorandum 22-213) No one was present to speak for or against the application

Moved by Commissioner Brunick, seconded by Commissioner Webber, to approve the licenses.

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

Motion adopted.

Action 22-283

Moved by Commissioner Maibaum, seconded by Commissioner Schramm, to approve Change Order No. 1, accept the completed installation of the water main on Jacqueline Drive & Jo Lane and authorize the Finance Officer to issue a manual check to Feimer Construction, Inc. in the amount of \$77,732.50 as detailed in (Memorandum 22-223).

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

Motion adopted.

Action 22-284

Moved by Commissioner Webber, seconded by Commissioner Schramm, to approve the 2023 Lease Agreement between The City of Yankton and The Area Senior Citizens Center. (Memorandum 22-208)

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

Motion adopted.

Action 22-285

Moved by Commissioner Villanueva, seconded by Commissioner Brunick, to approve the purchase of

the Toro ProLine H800 Direct Collect Mower for the Parks Department. (Memorandum 22-206)

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

Action 22-286

Moved by Commissioner Schramm, seconded by Commissioner Brunick, to authorize the City Manager to execute the attached contract for legal services with BBG Construction law and retainer fee of \$10,000.00. (Memorandum 22-209)

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

Action 22-287

Moved by Commissioner Maibaum, seconded by Commissioner Brunick, to authorize the City Manager to execute the attached contract for professional services with TEGRA Group in an amount no to exceed \$10,000.00. (Memorandum 22-210).

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

Action 22-288

Moved by Commissioner Brunick, seconded by Commissioner Villanueva, to approve Resolution 22-59. (Memorandum 22-214)

RESOLUTION #22-59

WHEREAS, the City of Yankton desires to improve and maintain the associated Permanent Right of Way and Utility Easement, and a Storm Water Drainage and Management Easement in the Mead’s Addition and Soccer Complex area, and

WHEREAS, The State of South Dakota has executed said easements to assist the City in preparing for the planned infrastructure and storm water management improvement projects.

NOW, THEREFORE BE IT RESOLVED by the Board of City Commissioners of the City of Yankton, South Dakota, the refenced easements in Section 36, T96N, R56W of the 5th P.M., Yankton County South Dakota are hereby accepted.

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

Action 22-289

Moved by Commissioner Webber, seconded by Commissioner Brunick, to retain KLJ Engineering as the consultant for engineering services at the Chan Gurney Municipal Airport for up to the next five years. (Memorandum 22-218)

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

Action 22-290

Moved by Commissioner Schramm, seconded by Commissioner Webber, to award the Marne Creek Bank Stabilization Project contract to Fenton Construction of Sioux City, IA in the amount of \$4,059,654.93. (Memorandum 22-219)

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

Action 22-291

Moved by Commissioner Villanueva, seconded by Commissioner Maibaum, to adjourn into executive session at 7:45p.m. to discuss contractual, litigation and personnel matters under SDCL 1-25-2.

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

Regular meeting of the Board of City Commissioners of the City of Yankton was reconvened by Mayor Moser.

Roll Call: Present: Commissioners Brunick, Maibaum, Schramm, Webber and Villanueva. City Attorney Den Herder and City Manager Leon were also present. Absent: Commissioner Benson, Johnson, and Miner. Quorum present.

Action 22-292

Moved by Commissioner Villanueva, seconded by Commissioner Schramm, to adjourn at 8:12p.m.

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

Stephanie Moser
Mayor

ATTEST:

Al Viereck
Finance Officer