

**CHAMBER OF THE BOARD OF CITY COMMISSIONERS
YANKTON, SOUTH DAKOTA
FEBRUARY 27, 2023**

In the absence of Mayor Moser, City Manager Leon called the Regularly Scheduled Meeting of the Board of City Commissioners of the City of Yankton to order.

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

Commissioner Webber nominated Commissioner Johnson to serve as Mayor for this meeting. Commissioner Miner seconded the nomination.

Roll Call: All Commissioners Present voted “Aye”.

Commissioner Johnson took over as Mayor for this Commission meeting.

Action 23-046

Moved by Commissioner Schramm, seconded by Commissioner Webber, to approve Minutes of regular meeting of February 13, 2023.

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

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

There were no public appearances at that time.

Action 23-047

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

1. Establishing public hearing for sale of alcoholic beverages

Establish March 13, 2023 as the date for the public hearing on the request for a Special Events retail (on-sale) Liquor License for 3 days, April 14-16, 2023 from SDJCI Senate, (Cindy Crooks, President) dba SDJCI Senate, NFAA, 800 Archery Lane, Yankton, South Dakota.

2. Transient Merchant License and Special Events Dance License

Consideration of Memorandum #23-31 recommending approval of the applications from the Yankton Ribfest for:

- A) Transient Merchant License for June 10, 2023;
- B) Special Events Dance License for June 10, 2023.

3. Transient Merchant License and Special Events Dance License

Consideration of Memorandum #23-33 recommending approval of the applications from the Riverboat Days Committee for:

- A) Transient Merchant License for August 18-20, 2023;

B) Special Events Dance License for August 18-20, 2023.

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

Action 23-048

This was the time and the place for the second reading and public hearing for Ordinance No. 1070, AN ORDINANCE ELIMINATING MINIMUM DISTANCES FROM SCHOOLS FOR THE ISSUANCE OF SPECIAL EVENTS ALCOHOL LICENSES. No one was present to speak for or against the adoption of the ordinance.

Moved by Commissioner Maibaum, seconded by Commissioner Webber, to adopt Ordinance 1070

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

Action 23-049

Moved by Commissioner Brunick, seconded by Commissioner Miner, to approve the application for a Special Events (on-sale) Liquor License for 1 day June 10, 2023 from Rock ‘N’ Rumble, Inc. d/b/a/ Yankton RibFest, (Michael Carda, President), The block of 3rd Street between Cedar Street & Walnut Street plus ½ block West on 3rd St. to alley, half of Walnut Street to alley & half block North and South on Walnut & 3rd Street, Yankton, S.D. (Memorandum 22-32).

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.

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

Action 23-050

Moved by Commissioner Webber, seconded by Commissioner Schramm, to approve the application for a Special Malt Beverage (on-sale) Retailers License and a Special (on-sale) Wine Retailers License for 3 days, August 18-20, 2023 from Yankton Area Riverboat Days, Inc. (Milissa Wuebben, Treasurer), Riverside Park, Yankton, S.D. The above applicant is in compliance with the City Code of Ordinances, as checked by the Department of Finance. The applicant is in compliance with all building and fire codes.

Roll Call: All members voting “Aye;” Commissioners Brunick, Johnson, Maibaum, Miner, Schramm and Webber, voting “Nay:” None, Abstain: Commissioner Villanueva.
Motion adopted.

Action 23-051

Moved by Commissioner Miner, seconded by Commissioner Schramm, to approve the purchase of two (2) Police special service electric bikes and accessories for the Yankton Police Department Patrol Division from Kopetsky Ace Bike and Fitness (Memorandum 23-30).

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

Motion adopted.

Action 23-052

Moved by Commissioner Schramm, seconded by Commissioner Webber, to approve Resolution 23-06 which provides for the installation of a stop sign at Glenwood Drive and 31st Street (Memorandum 23-35).

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

Motion adopted.

Action 23-053

This was the time and place for the bid opening of the 15th Street Reconstruction from Bill Baggs Road to Alumax Drive. The following bids were received and opened on February 16th 2023 at 3:00pm.

D&G Concrete Construction, Inc., Sioux Falls, SD \$959,712.13; Masonry Components, Inc., Yankton, SD \$1,024,999.60; Hulstein Excavating, Inc., Edgerton, MN \$1,125,753.75; BX Civil & Construction, Inc., Dell Rapids, SD \$1,244,870.00

Moved by Commissioner Villanueva, seconded by Commissioner Maibaum, to award the contract to D&G Concrete Construction, Inc. in the amount of \$959,712.13 (Memorandum 23-36).

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

Motion adopted.

Action 23-054

Moved by Commissioner Webber, seconded by Commissioner Miner, to approve a Sidewalk Cafe Permit to 100 West 3rd Street doing business as Walnut Tavern (Memorandum 23-37).

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

Motion adopted.

Action 23-056

Moved by Commissioner Villanueva, seconded by Commissioner Miner, to adjourn into Executive Session at 7:24p.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 Johnson.

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

Quorum present.

Action 23-057

Moved by Commissioner Schramm, seconded by Commissioner Villanueva, to adjourn at 8:03 p.m.

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

Motion adopted.

Stephanie Moser
Mayor

ATTEST:

Al Viereck
Finance Officer

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