

**CHAMBER OF THE BOARD OF CITY COMMISSIONERS
YANKTON, SOUTH DAKOTA
MARCH 25TH, 2024**

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

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

Action 24-85

Moved by Commissioner Webber, seconded by Commissioner Villanueva, to approve Minutes of Regular Meeting of March 11, 2024.

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

Motion adopted.

Action 24-86

Moved by Commissioner Johnson, seconded by Commissioner Webber, that the Schedule of Bills be approved and warrants be issued with a change to pay \$699.00 to vendor “Desert Snow” instead of the original amount of \$990.00.

A-Ox Welding (Propane) \$241.89; Automatic Building Controls (Alarm Inspection) \$3,458.00; Blackstrap (Road Salt) \$1,590.01; Cedar Knox (Electricity) \$1,257.46; CenturyLink (Phone) \$1,165.74; City Of Yankton (Garbage) \$186.13; Cloud Navigator (Microsoft Licensing) \$12,198.00; Collision Center (Truck Repair) \$12,032.08; Credit Collections (Utilities) \$8.00; Danko Emergency Equip. (Fog Fluid) \$112.00; Dept of Health (Lab Testing) \$485.00; Desert Snow (Class) \$699.00; Ehresmann Engineering (Steel Parts) \$849.49; Election System & Software (Election Supplies) \$2,243.72; Fair MFG (Air Filter) \$541.00; Ferguson Enterprises (Meter Project) \$32,400.00; Friends Of Sertoma (Advertisement) \$400.00; Frontier Precision (Survey Update) \$2,300.67; Gerstner Oil (Fuel) \$74,899.19; Gurney Redevelopment (Facade Grant Reimburse) \$4,510.61; Hanson Briggs (Envelopes) \$520.81; Harn Ro Systems (Parts) \$999.51; Heiman Fire Equip (Firefighting Gear) \$11,708.31; Jack's Uniforms (Vests) \$9,508.57; JEO Consulting (Bridge Repairs) \$4,073.75; JJ Benji's (Shirts) \$1,080.00; Kiesler's Police Supply (Ammunition) \$404.00; KLJ Engineering (Survey) \$12,598.83; Knife River SD (Asphalt Gravel) \$8,889.81; Knowink (Election Pollbooks) \$3,600.00; Koletzky Implement (Parks Mower) \$16,500.00; Lewis & Clark (Parts) \$140.40; Mcleods (Election Supplies) \$172.50; Meyer (Wood Fiber) \$5,884.00; Mid-American Research Chemical (Road Maintenance) \$1,633.43; Midwest Alarm (Testing) \$186.40; Millennium (Recycling) \$2,549.40; MW Auto & Towing (Towing Vehicle) \$191.75; Napa Auto (Parts) \$19.89; Northern Truck Equipment (Parts) \$983.90; Office of Fire Marshal (Boiler Inspection) \$160.00; Onward Yankton (Program Supplies) \$25.00; Powerphone (Training) \$1,045.00; Press & Dakotan (Ad) \$5,459.96; Riverfront Broadcasting (Website Design) \$2,775.00; Rockne/Vanessa (Tennis Class) \$1,893.20; Saber Shred Solutions (Tires) \$12,607.20; Sanitation Products (Parts) \$2,927.48; SD Public Assurance Alliance (Property/Liability Ins) \$468,907.72; Sign Solutions (Signs) \$13,826.14; Slowey Construction (Mead Property) \$47,894.83; Smith Ins (FirePak Insurance) \$42,469.25; Stan Houston Equip (Parts) \$15.94; State Hygienic Lab (Lab Testing) \$770.50; Third Millennium (Utility) \$708.29; Top Notch (Window Cleaning) \$780.57; Traffic Control (Repairs) \$2,236.00; Transource (Parts) \$6,800.19; Truck Trailer

(Parts) \$8,127.14; US Bank (Drinking Water) \$661,663.62; Williams & Co (Audit - 2022 Final) \$3,005.00; Yankton County Auditor (Cost Component) \$15,740.81; Yankton Fire (Testing) \$912.50.

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

Mayor Moser read a proclamation and honored four retired firefighters: Michael Gullikson, Larry Nickles, Matt Nighbert, and Dave Walsh. Combined, these firefighters provided 109 years of service and dedication to the City of Yankton.

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 24-87

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

- 1) Establish noon on Friday, April 12, 2024, as the time and date of a NOTICE OF CALL, a Special City Commission meeting to canvass the election returns of the City of Yankton Municipal Election which will be held on Tuesday, April 9, 2024. This meeting will be held at the CMTEA Room #114.
- 2) Setting date of June 10, 2024 with a second date of June 11, 2024 (to be used if necessary) at 5:30 PM in CMTEA Room #114 for Budget Meetings to discuss the Capital Improvement Plan.
- 3) Establish April 8, 2024 as the date for the public hearing for a Special On-sale Malt Beverage Retailers License and a Special On-sale Wine Retailers License for 1 day, September 14, 2024, from The Center, 900 Whiting Drive.
- 4) Establish April 8, 2024 as the date for the public hearing for the transfer of owner of a Retail (on-sale) Liquor and a Retail (on-off sale) Malt Beverage & SD Farm Wine License from Upper Deck Inc to MG Oil Company d/b/a Upperdeck, 315 Broadway Ave, Suites A & B.
- 5) Establish April 8, 2024 as the date for the public hearing for a Special Events Retail On-sale Liquor License for one day, May 25, 2024, from Boomer’s, Inc., d/b/a Boomer’s Lounge, 100 E. 3rd Street. The event location is the Meridian Venue, 101 E. 3rd Street.
- 6) Consideration of Memorandum #24-71 recommending approval of the applications from Yankton Riverboat Days, Inc. for a transient merchant license and a special events dance license to be located at Riverside Park. Both licenses are for three days, Thursday – Saturday, August 16-18, 2024.

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

Action 24-88

This was the time and place for the public hearing on the application for a Special On-sale Malt Beverage Retailers License for three days, August 16-18, 2024, from Yankton Area Riverboat Days, Inc. The event will take place at Riverside Park, Yankton, South Dakota. (Memorandum 24-70) No one was present to speak for or against the application. Moved by Commissioner Benson, seconded by Commissioner Johnson, to approve the license.

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

Action 24-89

Moved by Commissioner Webber, seconded by Commissioner Brunick, to appoint the following election workers to serve for the City of Yankton Municipal Election to be held on April 9, 2024, and set compensation rates at \$200.00 for the Superintendents, \$180.00 for the Deputies, and \$60.00 for Absentee Ballot Counters. Payment for training will be \$35.00 for attending.

Vote Center 1: Myrna Hunhoff, Superintendent; Marlin Mulloy, Deputy; Mike Hawk, Deputy; JoAnn Huitema, Deputy; Paula Hallberg, Deputy. Vote Center 2: Sharon Fiedler, Superintendent; Bob Diede, Deputy; Malena Diede, Deputy; Elaine Harty, Deputy; Anne Mello, Deputy. Vote Center 3 (Absentee): Nancy Fisher, Jane Lemay, Kimberly Christensen. Reserve: Karen Abbott, Dave Abbott, Sue O'Grady, Roberta Ambur. (Memorandum 24-68)

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

Action 24-90

Moved by Commissioner Johnson, seconded by Commissioner Villanueva, to approve offering grant agreements to the projects selected by the Façade Grant Committee. (Memorandum 24-65)

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

Action 24-91

Moved by Commissioner Benson, seconded by Commissioner Miner, to approve Resolution 24-19. (Memorandum 24-66)

RESOLUTION #24-19

WHEREAS, the City of Yankton plans the Music at the Meridian event, and

WHEREAS, the City would like to secure an exclusive alcohol beverage provider for such events; and

WHEREAS, the City desires to capture some revenue from the alcohol vendor; and

WHEREAS, the City desires to have a beer specifically brewed for, named for, and sold at the event;

NOW, THEREFORE, BE IT RESOLVED by the Board of City Commissioners of Yankton, South Dakota that the following rate is hereby adopted effective May 1, 2024:

Exclusive Alcohol Vendor Contract Fee for 2024: \$1,050.00

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

Motion adopted.

Action 24-92

Moved by Commissioner Webber, seconded by Commissioner Villanueva, to approve the request for a public firework display hosted by Parks and Recreation on July 4, 2024. (Memorandum 24-69)

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

Motion adopted.

Action 24-93

Moved by Commissioner Brunick, seconded by Commissioner Webber, to approve the request for a public firework display hosted by Riverboat Days and Summer Arts Committees on August 16, 2024. (Memorandum 24-72)

Roll Call: All members voting “Aye:” Commissioners Benson, Brunick, Hunhoff, Johnson, Miner, Schramm, Webber, and Mayor Moser, voting “Nay:” None. “Abstain:” Commissioner Villanueva.

Motion adopted.

Action 24-94

Moved by Commissioner Webber, seconded by Commissioner Miner, to approve the purchase of a 2024 Larue D50 snow blower for the purchase price of \$229,875.00 from TranSource Truck and Equipment of Sioux Falls, South Dakota based on the Sourcewell bid contract. (Memorandum 24-73)

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

Motion adopted.

Action 24-95

Moved by Commissioner Villanueva, seconded by Commissioner Benson, to authorize the City Manager to execute the Agreement for Engineering Services for railroad tracks water main boring at Cedar Street, Walnut Street, and Douglas Avenue with Banner Associates, Inc. (Memorandum 24-74)

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

Motion adopted.

Action 24-96

This was the time and place for the bid opening of the 8th Street Pavement and Utility Replacement from Burleigh Street to Ferdig Street. The following bids were received and opened on March 14, 2024, at 3:00 pm.: Masonry Components, Yankton, SD, \$2,210,122.42. Katzer Concrete, Sioux Falls, SD, \$2,699,667.95. Feimer Construction, Yankton, SD, \$3,067,121.25. BX Civil & Construction, Dell Rapids, SD, \$2,686,784.70. First Rate Excavate, Sioux Falls, SD, \$3,159,494.00. D&G Concrete Construction, Sioux Falls, SD, \$2,326,340.90. Hulstein Excavating, Edgerton, MN, \$2,826,334.53. Slowey Construction, Yankton, SD, \$2,378,238.60. (Memorandum 24-75) Moved by Commissioner

Johnson, seconded by Commissioner Webber, to award the bid to Masonry Components, Inc. in the amount of \$2,210,122.42.

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

Action 24-97

This was the time and place for the bid opening of the 21st Street Water Main and Street Reconstruction from West City Limits Road to Summit Street. The following bids were received and opened on March 14, 2024, at 3:00 pm.: Masonry Components, Yankton, SD, \$1,078,800.00. Katzer Concrete, Sioux Falls, SD, \$1,376,014.75. Feimer Construction, Yankton, SD, \$1,507,867.00. BX Civil & Construction, Dell Rapids, SD, \$1,369,300.40. D&G Concrete Construction, Sioux Falls, SD, \$1,284,118.91. Hulstein Excavating, Edgerton, MN, \$11,586,341.90 (error in unit price calculation). (Memorandum 24-76) Moved by Commissioner Villanueva, seconded by Commissioner Miner, to award the bid to Masonry Components, Inc. in the amount of \$1,078,800.00.

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

Action 24-98

Moved by Commissioner Villanueva, seconded by Commissioner Johnson, to approve the purchase of the lighting fixtures, adopt the Energy Efficiency and Conservation Strategy, and authorize the City Manager to sign any documents related to the Energy Efficiency and Conservation Block Grant. (Memorandum 24-67)

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

Action 24-99

Moved by Commissioner Johnson, seconded by Commissioner Webber, to adopt Resolution #24-20 and authorize the trade of surplus property. (Memorandum 24-79)

RESOLUTION #24-20

WHEREAS, SDCL 6-13-1 requires a municipality owning personal property which is no longer necessary, useful, or suitable for municipal purposes shall, by resolution, declare it surplus and may, by resolution, order the sale, trade, destruction or other disposal of said personal property.

NOW, THEREFORE, BE IT RESOLVED that the following personal property be declared no longer necessary, useful, or suitable for municipal purposes and said property shall be traded in accordance with SDCL 6-13-1, et sequential:

SURPLUS PROPERTY TO BE TRADED

Police Department: Voice Stress Analyzer CVSA II-Dell E6430 Model 2XPKYW1

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

Action 24-100

Moved by Commissioner Miner, seconded by Commissioner Webber, to adjourn at 7:44 p.m.

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

Stephanie Moser
Mayor

ATTEST:

Lisa Yardley
Finance Officer

Published on April 3, 2024