

**CHAMBER OF THE BOARD OF CITY COMMISSIONERS
YANKTON, SOUTH DAKOTA
July 9, 2018**

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

Roll Call: Present: Commissioners Benson, Carda, Ferdig, Gross, Hoffner, Maibaum, Miner and Moser. City Attorney Den Herder and City Manager Nelson were also present. Absent: None. Quorum present.

Action 18-212

Moved by Commissioner Gross, seconded by Commissioner Miner, to approve the Minutes of the budget meeting of June 18, 2018.

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

Motion adopted.

Action 18-213

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

Active Network-Software-\$2,090.00; AMG Occupational Medicine-Employment Testing-\$94.50; Auch/Sharon-Summer Program Refund-\$100.00; Auto Value Parts-Battery-\$451.26; Automatic Building Controls-Repairs-\$188.94; Avera Education-CPR Certification-\$20.00; Avera Sacred Heart Hospital-Employment Testing-\$87.00; Bain/Jade-Swim Lesson Refund-\$26.63; Bartlett & West-Gravity Sewer Design-\$22,720.50; Benjamin/Jeff And Jacie-Jr Golf Shirts-\$486.50; BMI-Annual Music Contract-\$349.00; Boller Printing-Envelopes-\$72.00; Borchers Supply-Weed Killer-\$618.00; Brenntag Great Lakes-Chemicals-\$482.10; BX Civil Construction-Dust Inhibitor-\$781.14; Callaway Golf-Golf Balls-\$355.84; Campbell/Stu-Books-\$59.04; Cedar Knox Public Power Dist-Elect-\$1,399.91; Centurylink-Phone-\$1,282.55; Chesterman Company-Pop-\$1,584.32; City Of Sioux Falls-Lab Test-\$14.50; City Of Vermillion-Jt Power Cash Trans-\$75,050.92; City Of Yankton-Central Garage-Rubbish-\$9.00; City Of Yankton-Landfill-Garbage-\$12.00; City Of Yankton-Parks-Garbage-\$507.05; City Of Yankton-Solid Waste-Compacted Garbage-\$40,119.71; City Of Yankton-Waste Water-Landfill Charges-\$12.00; City Of Yankton-Water-Landfill Charges-\$12.00; City Utilities-Wtr&Ww Charges-\$25,543.21; Cleveland Golf-Golf Balls-\$907.67; Cole Papers-Janitorial Supplies-\$235.30; Complete Wireless Technologies-Pager Repair-\$240.15; Concrete Material-Concrete-\$6,731.25; Conduent Enterprises Solutions-Maintenance Program-\$2,138.00; Conkling Dist/John A-Bear-\$2,559.80; Core & Main-Watermain Parts-\$2,170.36; Core Engineering & Consulting-Testing-\$805.00; Credit Collection Service-Ut Collection-\$44.03; D&G Concrete Const-WCLR Reconstruction-\$297,422.14; Dakota Beverage-Beer-\$2,462.15; Dakota Prairie Quilt-Refund-\$75.00; Danko Emergency Equipment-Repairs-\$331.97; Dept Of Corrections-Doc Work Program-\$1,213.80; Dept Of Environment-Drinking Water-\$5,325.00; Design Solutions & Integration-Supplies-\$4,957.25; Edelman & Associates-Chopper/Mixer Pump-\$11,080.00; Ehresmann Engineering-Steel-\$283.24; Ethanol Products-Co2-\$2,144.76; Falkenberg Construction-Vegetation-\$575.00; Feimer Construction-2nd To 4th St Walnut-\$145,748.93; Ferguson Water Works Supply-Water Meter-\$1,407.45; Flannery/Kirt-Officer Stipend-\$25.00; Frick/Adam-Officer Stipend-\$25.00; Frick/Brian-Officer Stipend-\$50.00; The Garden Gate-Seedlings-\$30.00; Garys Repair-Tow Vehicle-\$125.00; Geotek Eng & Testing Serv-Testing-\$204.00; Gerstner Oil-Jet Fuel-\$8,305.67; Graymont Capital-Lime-\$27,920.62; Hanson Briggs Advertising-Envelopes-\$94.67; Hawkins-Chlorine-\$25,626.46; HDR

Engineering-Wtr Treatment Plant-\$73,427.62; Hill/Sue-Summer Programs-\$252.00; Holophane-Meridian Bridge Lights-\$1,013.77; Innovative Office Solutions-Doorknocker Notices-\$228.00; J&H Care & Cleaning Company-Cleaning Service-\$2,800.00; Jones Construction/John T-Wtr Plant Const-\$843,858.54; Kaiser Refrigeration-Trimmer Blades-\$32.97; Kleins Tree Service-Tree Removal-\$500.00; Larrys Heating & Cooling-Repairs-\$406.70; Light And Siren-Lights-\$1,466.00; Likness/Arlin-Summer Programs-\$888.00; Lilly/Paul-Summer Programs-\$352.00; Lippert/Susan-Mileage-\$180.94; McGrath North Mullin & Kratz-Professional Services-\$3,419.86; Menards-Lumber-\$371.84; Merkel Electric-Install Outlets-\$482.54; MidAmerican-Fuel-\$2,774.30; MidAmerican-Fuel-\$1,267.07; Midwest Alarm Company-Prof Services-\$291.00; Midwest Tape-Audiobooks-\$69.98; Moser/Brad-Officer Stipend-\$25.00; Moser/Stephanie-Travel Reimbursement-\$141.15; Mr Golf Car-Tournament Carts-\$1,099.00; National Field Archery Assn-Summer Programs-\$2,172.80; Nebraska Journal-Advertisement-\$282.50; Newton/Gregg-Agrilime-\$6,400.00; Northwestern-Elect-\$31,130.76; Observer-Advertisement-\$317.00; Pepsi-Cola-Pop-\$175.56; Pilger Sand And Gravel-Sand-\$695.01; Press Dakota-Lake Guide Ad-\$4,351.34; Printing Specialists-Envelopes-\$257.28; Pro Auto-Tow Vehicle-\$80.00; Pro Track And Tennis-Sac Tennis Court Paint-\$17,934.50; Prominent Systems-Carbon-\$9,636.00; Racom Corporation-Radio Access-\$932.41; Reeves-Name Tags-\$26.72; Reinhart Foods-Entree-\$2,477.76; Rose/Christine-Swim Lesson Refund-\$26.63; SD Public Assurance Alliance-Insurance-\$137.09; Sherwin Williams-Traffic Paint-\$592.08; Slowey Construction-Construction-\$254,625.25; South Dakota Golf Assn-Handicapping-\$6,869.00; Stern Oil-Fuel-\$32,113.42; Taylor Made-Golf Clubs-\$91.70; Thomson Reuters-Subscription-\$740.00; Top Notch Window Cleaning-Pro Services-\$50.00; Tour Edge Golf Group-Golf Clubs-\$166.00; Truck Trailer Sales-Equipment Repairs-\$5,371.78; Turman/Jeff-Program Refund-\$26.63; Us Post Office-Utility Post-\$1,400.00; United Parcel Service-Postage-\$108.00; United States Postal Service-Postage Meter-\$794.00; Us Bank Equipment Finance-Copier Lease-\$465.69; Us Bank Spa Lockbox Cm9695-Drinking Water-\$5,457.36; Us Kids Golf-Golf Clubs-\$1,052.80; Wage Works-Flex Service Fee-\$135.00; Walts Homestyle Foods-Candy-\$295.00; Warren/Nicole-Summer Programs-\$360.00; Water & Env Eng Research Ctr-Tests-\$122.00; West Sioux Ceramics-Clay Glazes-\$474.81; Wholesale Supply-Concessions-\$2,753.20; Woehl/Toby-Officer Stipend-\$25.00; Xerox Corporation-Copier Lease-\$219.08; Xerox Corporation-Copier Lease-\$1,114.24; Yankton Co 4h-Babysitting Clinics-\$75.00; Yankton County Ems-Summer Programs-\$102.00; Yankton Fire & Safety-Fire Ext Inspections-\$352.50; Yankton Medical Clinic-Preemployment Screening-\$312.00; Yankton Police Department-Permit-\$18.10; Yankton School District-Rtec Annual Rent-\$22,322.60; Yankton Transit-Sp Appropriation-\$20,000.00; Yankton Vol Fire Department-Fire Calls-\$1,320.00; Ziegler/William-Officer Stipend-\$50.00; AOX Welding Supply-Oxygen Accetalyne-\$292.87; ABM Parking Eppley Air-Travel Expense-\$24.00; Accucut-Office Supplies-\$42.00; Acushnet Billtrust-Golf Merchandise-\$6,083.59; Adobe Creative Cloud-Contract Service-\$53.24; Adobe Stock-Contract Service-\$31.94; Alaska-Conference-\$442.00; Alice Training-Training-\$10.00; Amazon Mktpplace-Clothing Allowance-\$427.12; Amazon Mktpplace-Binoculars-\$746.10; Amazon.Com-Summer Programs-\$137.39; Black Rifle-Supplies-\$41.93; Appeara-Towels-\$349.50; Arbys-Travel Expense-\$16.75; AT&T-Cell Phone-\$369.40; AT&T-Data Services-\$1,134.13; Auto Value-Equipment Maintenance-\$34.44; Autozone-Cabinet-\$157.91; Baker/Taylor-Books-\$2,890.79; Battery Exchange-Battery Exchange-\$291.85; Bomgaars-Shop Towels-\$2,842.60; Bow Creek Metal-Adapter Plates-\$276.35; Coffee Cup-Travel Expense-\$25.07; Butcher-Ala Conference-\$51.72; Cr Supply-Water Tank Repair-\$318.40; Carus Corporation-Phosphate-\$1,324.35; Caseys Gen Store-Fuel-\$50.00; Caseys Gen Store-Staff Appreciation-\$7.37; Caseys Gen Store-Fuel-\$38.83; Cattlemans Club Steak-Training-\$38.00; Center Point-Large Print Books-\$267.84; Chewy.Com-K9 Meds-\$85.19; Child Safety Solutions-Safety City-\$95.65; Clarks Rentals-Equipment Rental-\$190.00; Coastal Commerece-911 Recorder Upgrade-\$295.00; Cole

Papers-Changing Tables-\$594.52; Complete Wireless Tech-Repair Pagers-\$390.10; Concrete Materials-Mulch-\$1,068.46; Conoco-Fuel-\$31.39; Core & Main-Irrigation Parts-\$363.88; Country Inn-Training-\$104.16; Cox Auto Supply-Backup Alarm-\$471.06; Crescent Electric-Parks Lamp-\$654.37; Dairy Queen-Staff Appreciation-\$24.83; Danko Emergency-Road Safety Equipment-\$847.74; Dash Medical Gloves-Rubber Gloves-\$173.80; Dayhuff Enterprises-Janitorial Supplies-\$773.94; Days Inn-Lodging-\$603.06 ; Demco-Bookmark,Office Supplies-\$382.61; Diamond Mowers-Irrigation Mower Repair-\$748.87; Dollar Tree-Cemetery Walk-\$5.00; Dunhams-Supplies-\$125.04; Express Tolls-Training-\$9.00; Echo Electric Supply-GBT Fuses-\$279.37; Eco Water-Eco Water Rent-\$111.24; Ehresmann Engineering-Bridge Sign Repair-\$55.34; Embroidery & Screen-Shirts-\$164.00; Fastenal-Sewage Pump-\$2,006.52; FedEx-Tap Project-BNSF Permit-\$71.86; Fejfar Plumbing-Shop Irrigation Supplies-\$38.92; Filters Fast-Filters-\$119.98; Fred Haar Company-Equipment Supplies-\$406.39; Graham Tire-Trailer Tire And Rim-\$153.00; Grainger-Janitorial Supplies-\$443.65; Harding Glass-Supplies-\$35.00; Holiday Inn-Training-\$150.00; Houseneeds-Haz Mat Water Heater-\$161.65; Howe-Annual Fire Inspection-\$350.00; Hy Vee-Training Expense-\$7.50; HyVee-Concessions-\$514.88; Independence Waste-Porta Pots-\$577.85; Internation-Police Chief Ad-\$222.75; Jj Benjis-Safety City Shirts-\$1,095.00; Jacks Uniforms & Equi-Gun Lock-\$116.44; Jcl Solutions-Cleaning Supplies-\$2,078.22; Metrofax-Fax Line-\$7.95; Kaiser Heating-Capacitor-\$20.16; Kaiser Refrigeration -Park Supplies-\$820.54; Karls TV And Appliance-Dishwasher Repair-\$98.48; Kopetskys Ace-Sump Pump-\$1,638.11; Kwik Star-Training-\$54.06; Language Line-Translation Service-\$148.71; Le Meridien New Orlean-Travel Expense-\$662.31; Lewis And Clark Ford-Truck Repair-\$171.65; Locators And Supplies-Locating Tool-\$506.32; Lyft-Travel Expense-\$35.80; Entertainment-Magazine Subscription-\$49.95; People-Magazine Subscription-\$128.75; Marks Machinery-Equipment Repair-\$496.38; Marlins Family Restaur-Training Expense-\$16.00; Mead Lumber-Gridmarker-\$708.66; Menards-Shop Supplies-\$1,552.79; Midwest Laboratories-Monthly Effluent-\$194.12; Midwest Turf & Irrigation-Equipment Repair-\$2,865.64; Multiquip-Pump Parts-\$302.14; National League-National League Cities-\$1,489.00; Noodles & Co-Travel Expense-\$22.48; Noodles & Co-K9 Training Expense-\$10.85; Nordstroms Automotive-Spindle Knuckle-\$60.00; Olsons Pest Technician-Contracted Services-\$92.00; One Office Solution-Office Supplies-\$148.94; Opentip.Com-Pool Basketball-\$59.07; Orange Whip Trainer-Merchandise-\$538.77; Oreilly Auto-Brake Rotors-\$284.72; OTC Brands-Safety City-\$78.88; Overdrive Dist-Downloadable Books-\$1,387.64; Paypal-Uniform Shirts-\$127.65; Paypal-Fire Chaplain Membership-\$195.00; Leased Equipment-Postage Machine Lease-\$122.00; Peppers Grill-Training-\$41.74; Ponca State Park-Summer Programs-\$272.00; Randomhouse-Cd Books-\$93.75; Push Pedal Pull-Equipment Repair-\$262.30; Quality Flow Systems-Sludge Pump Parts-\$1,419.16; Recreation Supply Comp-Pool Supplies-\$105.87; Riverside Hydraulics-Hose And Fittings-\$555.83; The Golfworks-Equipment Repairs-\$88.98; Rons Auto Glass-Replace Glass Equip-\$615.00; Rosemount Measure-Bin Level Transducer-\$3,107.61; Royal Sport Shop-Guard Uniforms-\$377.12; Rr Products-Mower Repairs-\$1,296.46; Safety Kleen Systems-UV Bulb Recycling-\$354.00; SD Firefighters-State Fire School-\$285.00; Sherwin Williams-Paint-\$543.02; Sioux City Newspapers-Marketing Golf Course-\$733.50; Sky Zone-Summer Programs-\$847.70; Elm USA-DVD Cleaning-\$91.96; Sprinklerwarehousecom-Irrigation Supplies-\$1,065.26; Superior Tech-Chemicals-\$2,564.10; New Orleans-Ala Conference-\$40.00; Yankton Area-Director Interviews-\$50.00; Stalker Radar-Patrol Car Radar-\$275.00; Standard Signs-Runway Light-\$3,251.72; State Hygienic Lab-Lab Sampling-\$1,446.00; Steak N Shake-Training-\$9.62; Sub City On The Hill-Training-\$8.99; Taco Johns-Training-\$8.97; Tessman Company-Chemicals-\$2,572.00; The Golf Works-Equipment Repair-\$61.96; The Star Tribune-Subscription-\$131.95; The Ups Store-Shipping-\$595.68; Thermalpaperdirectcom-Receipt Paper-\$254.56; TMA Yankton-Mower Repair-\$1,124.93; Toolbarn.Com-Jaw Inserts-\$57.98; Tractor Supply Co-Shop Supplies-\$169.98; Truck Trailer Sales-Air Bag-\$265.98; Camilles Sidewalk-

Investigation Expense-\$7.18; The Ruby Slipper-Ala Conference-\$22.88; Turfwerks Eagan-Equipment Repair-\$245.05; Uline Supplies-Evidence Packaging-\$80.06; United Laboratories-Ag Chemicals-\$903.34; USA Blue Book-Hoses-\$3,700.95; USA Traffic Signs-Signs-\$546.16; USPS Po-Evidence Postage-\$17.60; Viddler-Video Hosting-\$41.46; Vzwrlss-Internet Access-\$516.15; Wal-Mart-Summer Programs-\$1,359.93; Wal-Mart-Programming-\$14.91; Walgreens-Office Supplies-\$23.97; Washingtonpavilion-Summer Programs-\$35.75; Wm Supercenter-Vehicle Medical Supplies-\$802.42; Wm Supercenter-Programming-\$9.92; NFAA Foundation-NFAA Vegas-\$239.75; Www.Superbrightleds.Com-Light Bulbs-\$17.65; X-Treme Car Wash-K9 Reno Wash-\$23.00; Xact Xpressions-Merchandise-\$129.92; Yankton Area Chamber-Leadership Program-\$653.30; Yankton County Observ-Observer Subscription-\$60.00; Yankton Pizza Ranch-Employee Appreciation-\$362.00; Zimco Supply-Chemicals-\$3,506.00; Dominos Pizza-Teen Night-\$180.57

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

Administration \$57,010.20; Finance \$48,482.03; Community Development \$34,869.80; Police/A.C./Dispatch \$225,321.16; Fire\$ 17,706.55; Engineering / Sr. Citizens \$69,303.37; Streets \$70,760.76; Traffic Control \$5,306.97; Library \$44,678.80; Parks / SAC \$132,974.14; Memorial Pool \$20,381.80; Marne Creek \$8,613.97; Water \$55,740.87; Wastewater \$55,901.68; Cemetery \$8,520.44; Solid Waste \$31,424.11; Landfill / Recycle \$27,150.96; Golf Course \$51,065.75; Central Garage \$11,042.52

NEW HIRES

Samantha Aune \$9.65 hr. Rec. Division; Kobe Bowker \$10.00 hr. Parks Division; Derek Brenner \$9.50 hr. Golf Division; Madison Cordell \$20.00 hr. Rec. Division; Kaitlin Guthmiller \$10.00 hr. Rec. Division; Carson Haak \$9.50 hr. Rec. Division; Mikayla Heirigs \$10.00 hr. Rec. Division; Jerry Kosmatka \$9.50 hr. Golf Division; Lucas Lammers \$9.50 hr. Parks Division; Cole Lewno \$9.50 hr. Golf Division; Rebecca Moser \$9.50 hr. Rec. Division; Abigail Newman \$9.50 hr. Golf Division; Garet Novak \$9.50 hr. Trails Division; Erika Schenk \$9.50 hr. Rec. Division; Olivia Schmidt \$9.65 hr. Rec. Division; Kenneth Schroeder \$9.50 hr. Parks Division; Emma Stewart \$9.50 hr. Parks Division; Grace Taggart \$9.65 hr. Rec. Division; Melissa Tofflemire \$11.00 hr. Library; Jenna Trail \$10.50 hr. Rec. Division; John VerHeul \$11.00 hr. Streets; Lauren Vik \$9.50 hr. Parks Division; Austin Walker \$15.00 hr. City Mgr. Dept.; Carrie Wiebold \$11.00 hr. Library

WAGE CHANGE

Madalyn Arens \$10.15 hr. Rec. Division; Megan Balfany \$9.75 hr. Golf Division; Brianna N. Benjamin \$10.25 hr. Rec. Division; Lauren Brueining \$10.15 hr. Rec. Division; Jessica Cameron \$1,462.46 bi-wk. Finance; Sue Berke-Hanson \$2,513.35 bi-wk. Human Resources; Shaye Block \$9.90 hr. Rec. Division; Todd Brandt \$2,578.12 bi-wk. Police; Avery Brockberg \$10.50 hr. Rec. Division; Natalie Ferris \$9.75 hr. Rec. Division; Brianna Geigle \$10.50 hr. Rec. Division; Olivia Granaas \$9.90 hr. Rec. Division; Katie Hauser \$10.75 hr. Rec. Division; Jordan Houdek \$10.50 hr. Rec. Division; Arion Huntley \$10.15 hr. Rec. Division; Lisa Irwin \$10.25 hr. Rec. Division; Samantha Kanaly \$9.75 hr. Rec. Division; Sophie Kouri \$10.25 hr. Rec. Division; Chris Kinsley \$10.15 hr. Rec. Division; Matthew Krietzinger \$10.00 hr. Golf Division; Noel Kusek \$10.40 hr. Rec. Division; Emilee LaBarge \$10.25 hr. Rec. Division; Barbara Law \$12.00 hr. Rec. Division; Kyra Liebig \$10.75 hr. Rec. Division; Mary Loecker \$12.25 hr. Rec. Division; LaVonne Lorenzen \$12.25 hr. Rec. Division; Erin Luken \$10.25 hr. Rec. Division; Hunter Martin \$10.00 hr. Golf Division; Kellen Moser \$14.00 hr. Golf

Division; Owen Phillips \$9.90 hr. Rec. Division; Owen Phillips \$10.15 hr. Rec. Division; Tracy Raab \$12.00 hr. Rec. Division; Sarah Rockne \$10.50 hr. Rec. Division; Kylie Rodig \$10.25 hr. Golf Division; Meghan Schenk \$10.50 hr. Rec. Division; Katie Schmidt \$12.25 hr. Rec. Division; Mallory Schmidt \$13.25 hr. Rec. Division; Catherine Scott \$11.75 hr. Rec. Division; Gail Stocking \$1,543.50 bi-wk. Jt. Powers; Amanda Stucky \$1,462.46 bi-wk. Finance; Madason Tessier \$9.75 hr. Rec. Division; Lynette Uning \$11.00 hr. Parks Division; Kelsey Westerman \$10.00 hr. Rec. Division; Blake Wieseler \$10.25 hr. Rec. Division

STATUS CHANGE

Logan Wagner \$15.00 hr. Golf Shop to Asst. Golf Pro; Brianna Geigle \$11.75 hr. Lifeguard to Pool Co-Manager; Kyra Liebig \$11.25 hr. Lifeguard to Pool Asst.Manager; Andrew Peitz \$11.25 hr. Lifeguard to Pool Asst.Manager; Meghan Schenk \$11.75 hr. Lifeguard to Pool Co-Manager

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

Larry Olson, citizen, inquired about whether or not the city had any interest in his store at 9th and Broadway. He has plans this winter if the city doesn't pursue the property.

John Harris, Interim Police Chief, was introduced. He gave a short biography on himself and his employment history.

Action 18-214

Moved by Commissioner Gross, seconded by Commissioner Miner, that the following items on the Consent Agenda be approved.

1. **Establishing public hearing for new Retail (on-Sale) Liquor License**
Establish July 23, 2018, as the date for the public hearing on the request for a new Retail (on-sale) Liquor - Restaurant License for January 1, 2018, to December 31, 2018, from El Tapatio Family Mexican Restaurant, Inc., (Maria D. Guitron, President) dba El Tapatio Family Mexican Restaurant, 2502 Fox Run Parkway, Yankton, S.D.
2. **Transient Merchant License**
Consideration of Memorandum 18-147 recommending approval of the application from Scott Luken Sculptures for a Transient Merchant License for craft booths at 109 Capital Street on studio location and property area on August 15, 2018 thru September 15, 2018.
3. **Budget Workshop Meeting Dates**
Consideration of Memorandum 18-152 regarding setting Budget workshop meeting dates in August
4. **Possible Work Session**
Setting date of July 23, 2018, at 6:00 pm in Room 114 of the Regional Technical Education Center for the next work session of the Yankton City Commission

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

Action 18-215

This was the time and place for the public hearing on the application for a Special Malt Beverage (on-sale) Retailers License for 1 day, September 15, 2018, from Heritage Home, Inc. (Rachel Cure, President), 509 Pine Street (yard Party), Yankton, S.D. (Memorandum 18-148) No one was present to speak for or against the approval of the license.

Moved by Commissioner Miner, seconded by Commissioner Moser, to approve the application

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

Motion adopted.

Action 18-216

This was the time and place for the second reading and public hearing for Ordinance No. 1010, AN ORDINANCE AMENDING VEHICLES FOR HIRE REGULATIONS WITHIN THE CITY OF YANKTON TO ACCOMMODATE TRANSPORTATION NETWORK COMPANIES. No one was present to speak for or against the adoption of the ordinance. Moved by Commissioner Hoffner, seconded by Commissioner Gross, to adopt Ordinance No. 1010.

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

Motion adopted.

Action 18-217

Moved by Commissioner Carda, seconded by Commissioner Gross, to approve Resolution 18-42. (Memorandum 18-143)

RESOLUTION 18-42

WHEREAS, West City Limits Road (WCLR) between 9th Street and 31st Street is a legally dedicated public Right-of-Way (ROW), and

WHEREAS, the below described portions of the WCLR ROW are currently adjacent to, but outside the City of Yankton’s Municipal Corporate Limits, and

WHEREAS, Yankton County and the City of Yankton have agreed that the remaining portion of the ROW shall be annexed into the City of Yankton upon fulfilment of certain requirements, and

WHEREAS, all said requirements have been met.

NOW, THEREFORE, BE IT RESOLVED by The Board of City Commissioners of the City of Yankton, South Dakota, that the following described real property is hereby annexed into the corporate limits of the City of Yankton, South Dakota:

DESCRIPTIONS OF TRACTS TO BE ANNEXED

Exhibit A

The west 50 feet lying south of the northeasterly Railroad right-of-way and Lot R-6 lying north of the northeasterly Railroad right-of-way, except the north 65.48 feet and all being north of the north line of the East 648 feet of the South 609.22 feet of Lot 1, Block 1 of Tielke's Subdivision, all in the NW¼ of

the NW¼ of Section 1, Township 93 North, Range 56 West of the 5th P.M., Yankton County, South Dakota.

The East 33 feet lying north of the north line of the East 648 feet of the South 609.22 feet of Lot 1, Block 1 of Tielke's Subdivision, except the north 65.48 feet in the NE¼ of the NE¼ of Section 2, Township 93 North, Range 56 West of the 5th P.M., Yankton County, South Dakota.

Exhibit B

Lot R-7, except the North 612 feet, in the SW¼ of the NW¼ of Section 1, Township 93 North, Range 56 West of the 5th P.M., Yankton County, South Dakota.

Lot R-3, except the North 612 feet, in the SE¼ of the NE¼ of Section 2, Township 93 North, Range 56 West of the 5th P.M., Yankton County, South Dakota.

Exhibit C

Lot R-14 lying in the NW¼ of the NW¼ of Section 12, Township 93 North, Range 56 West of the 5th P.M., Yankton County, South Dakota.

Lot R-10 lying in the NE¼ of the NE¼ of Section 11, Township 93 North, Range 56 West of the 5th P.M., Yankton County, South Dakota.

Lot R-11 lying in the SE¼ of the NE¼ of Section 11, Township 93 North, Range 56 West of the 5th P.M., Yankton County, South Dakota.

The East 33 feet of the NE¼ of the SE¼ of Section 11, Township 93 North, Range 56 West of the 5th P.M., Yankton County, South Dakota.

Exhibit D

Lot R-18 and the east 50 feet of S.D. HWY 314 right-of-way lying in the NE¼ of the NE¼ of Section 14, Township 93 North, Range 56 West of the 5th P.M., Yankton County, South Dakota.

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

Action 18-218

Moved by Commissioner Carda, seconded by Commissioner Miner, to approve Resolution 18-45. Jim Neu, citizen, was present and was opposed to reducing the speed limit to 30mph. (Memorandum 18-150)

After some discussion, moved by Commissioner Maibaum, seconded by Commissioner Gross, to amend the speed limit to 35mph.

Roll Call: Commissioners voting "Aye" were Benson, Ferdig, Gross, Maibaum, Miner, Moser, and Mayor Johnson; Commissioners voting "Nay" were Carda and Hoffner.
Motion adopted to amend Resolution 18-45.

Action 18-219

Was the vote to approve Resolution 18-45 as amended.

RESOLUTION 18-45
A RESOLUTION AMENDING RESOLUTION 86-4

WHEREAS, the Board of City Commissioners is authorized, by SDCL 9-31-3, to establish the speed at which motor vehicles may travel upon any street in the City, and

WHEREAS, the City of Yankton has reviewed the various speed regulations on West City Limits Road (WCLR) from 15th Street to 31st Street and on 21st Street from 500' west of Summit Street to West City Limits Road and have determined, and are making a recommendation to the Board of City Commissioners to reestablish the speed limit regulations on the above listed streets.

WHEREAS, the Board of City Commissioners has determined that this is an appropriate speed for the traffic on these streets.

NOW, THEREFORE, BE IT RESOLVED;

That no person shall drive a motor vehicle upon any highway or street in the City of Yankton at a speed greater than is reasonable and prudent under the conditions then existing, or any speed in excess of the designated speed on the designated streets as hereinafter provided and that Resolution No. 86-4 is hereby modified and expanded related to the speed limit designation for West City Limits Road and 21st Street as follows:

35 miles per hour will be the speed limit designation for West City Limits Road from 15th Street to 31st Street and for 21st Street from 500' west of Summit Street to West City Limits Road.

Roll Call: Commissioners voting "Aye" were Benson, Ferdig, Gross, Maibaum, Miner, Moser, and Mayor Johnson; Commissioners voting "Nay" were Carda and Hoffner.

Action 18-220

Moved by Commissioner Gross, seconded by Commissioner Moser, to authorize the City Manager to sign the attached grant agreement and associated amendment to our engineering contract.

(Memorandum 18-145)

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

Motion adopted.

Action 18-221

Moved by Commissioner Gross, seconded by Commissioner Hoffner, to authorize the City Manager to provide written consent of assignability as provided for in the previously approved Resolution 13-28 and the associated Sales Tax Agreement. (Memorandum 18-144)

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

Motion adopted.

Action 18-222

Moved by Commissioner Gross, seconded by Commissioner Carda, to adopt Resolution 18-44.

(Memorandum 18-149)

RESOLUTION 18-44

WHEREAS, it appears from an examination of the plat of Lots 5A, 5B, 6A, and 6B of Block 3, Westbrook Estates Addition to the City of Yankton, Yankton County, South Dakota prepared by Brian J. Benson, 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.

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

Action 18-223

Moved by Commissioner Ferdig, seconded by Commissioner Moser, to adopt Resolution 18-43. (Memorandum 18-146)

RESOLUTION 18-43

WHEREAS, the City of Yankton owns property in the East Industrial Subdivision that is listed "for sale" for \$10,000 per acre, and

WHEREAS, Yankton Area Progressive Growth has offered to purchase approximately 10 acres of the land for \$100,000, and

WHEREAS, said transfer to Yankton Area Progressive Growth is contingent upon the subsequent transfer to a third party as described in the associated agreement, and

WHEREAS, the Yankton Board of City Commissioners desires to sell the below described land for the long term goal of community and economic development.

NOW, THEREFORE BE IT RESOLVED by the Board of City Commissioners of the City of Yankton, South Dakota, hereby agrees to transfer the below described property to Yankton Area Progressive Growth for the purpose of sale to a third party, and

BE IT FURTHER RESOLVED that the City Manager is authorized to execute all documents associated with the described transfer.

Block One (1) except the West Six Hundred Feet (W 600'), East Industrial Subdivision, City and County of Yankton, South Dakota as depicted on the attached "Exhibit A."

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

Action 18-224

Moved by Commissioner Maibaum, seconded by Commissioner Ferdig, to approve funding in the amount of \$825,000, to allow for the improvements to the HVAC, pool floor, and stainless steel doors/frames throughout the Summit Activities Center natatorium. Jayson Strauss, Account Representative with Johnson Controls Inc., was present to answer questions about their proposal.

(Memorandum 18-151)

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

Motion adopted.

Action 18-225

Moved by Commissioner Maibaum, seconded by Commissioner Carda, to adjourn at 8:13 p.m.

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

Motion adopted.

Nathan V Johnson
Mayor

ATTEST:

Al Viereck
Finance Officer

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