

**CHAMBER OF THE BOARD OF CITY COMMISSIONERS
YANKTON, SOUTH DAKOTA
October 22nd, 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 Leon were also present. Absent: None. Quorum present.

Action 18-293

Moved by Commissioner Gross, seconded by Commissioner Moser, to approve the Minutes of the regular meeting of October 8th, 2018.

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.

Curt Bernard was present to give a preliminary explanation of his plan to look at possibly installing a zip line off the River Front Event Center and to invite city staff to listen to a presentation from a firm that works with design and installation of zip lines.

Action 18-294

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

Assessment Roll: Noxious Vegetation and Abatement, set public hearing

Consideration of Memorandum 18-211 and Resolution 18-71, recommending that November 26, 2018, be established as the date for a public hearing on the special assessment roll for removal of noxious vegetation and abatement.

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

Motion adopted.

Action 18-295

This was the time and place for the public hearing of the application for the for a transfer of ownership of a Retail (on-off sale) Malt Beverage License for July 1, 2018, to June 30, 2019, from SHREENISH, LLC (Diapan Patel, Owner), dba JR's Oasis to TC Corner, LLC (Teresa Kramer, Owner), d/b/a JR's Oasis, 2404 East Hwy 50, Yankton, S.D. (Memorandum 18-216) No one was present to speak for or against the application. Moved by Commissioner Carda, seconded by Commissioner Gross, to approve the application

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

Motion adopted.

Action 18-296

This was the time and place for the public hearing of the application for the transfer of ownership of a Package (off-sale) Liquor License for January 1, 2018, to December 31, 2018, from SHREENISH, LLC (Diapan Patel, Owner), dba JR's Oasis to TC Corner, LLC (Teresa Kramer, Owner), d/b/a JR's Oasis, 2404 East Hwy 50, Yankton, S.D. (Memorandum 18-217) No one was present to speak for or against the application. 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 18-297

This was the time and place for the public hearing of the application for a Special Events (on-sale) Liquor License for 1 day, December 11, 2018 from Chamber of Commerce, (Carmen Schramm, Director) d/b/a Chamber of Commerce, Mead Cultural Education Center, 82 Mickelson Drive, Yankton, S.D. (Memorandum 18-218) No one was present to speak for or against the application. Moved by Commissioner Ferdig, seconded by Commissioner Carda, to approve the application.

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

Motion adopted.

Mark Reinders from MidAmerican Energy was present to explain the renewal of a franchise agreement with the city. Nancy Wenande, Executive Director of Yankton Area Progressive Growth, thanked MidAmerican Energy for being a community partner.

Direction from the commission was to have staff include this on a future meeting for consideration by the commission. No other action at this meeting.

Action 18-298

Moved by Commissioner Gross, seconded by Commissioner Hoffner, to implement the new rate structure on March 1, 2019. (Memorandum 18-215)

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

Motion adopted.

Action 18-299

Moved by Commissioner Ferdig, seconded by Commissioner Hoffner, to approve the submittal of a request for supplemental funding associated with the Chan Gurney Municipal Airport and Runway 1-19 Reconstruction Project. (Memorandum 18-223)

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

Motion adopted.

Consideration of Memorandum 18-222 regarding Fund Transfer for Airport Fuel Discount. Proposal died for lack of a motion.

Action 18-300

Moved by Commissioner Carda, seconded by Commissioner Miner, to adopt Resolution 18-75.
(Memorandum 18-220)

RESOLUTION 18-75

WHEREAS, it appears from an examination of the plat of Lot 69, Crestview Homes Subdivision in the NE 1/4 of Section 21, T93N, R56W of the 5th P.M., Yankton County, South Dakota 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.

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

Action 18-301

Moved by Commissioner Carda, seconded by Commissioner Ferdig, to adopt Resolution 18-76.
(Memorandum 18-221)

RESOLUTION 18-76

WHEREAS, it appears from an examination of the plat of Lots 7, 8, 9, &10, of Whitetail Run, in the SE 1/4 of the NE 1/4 of Section 16, T93N, R56W of the 5th P.M., Yankton County, South Dakota 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.

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

Action 18-302

Moved by Commissioner Ferdig, seconded by Commissioner Miner, to approve the 2019 Agreement between the City and the Yankton Area Senior Citizens Center. (Memorandum 18-224)

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

Action 18-303

Moved by Commissioner Carda, seconded by Commissioner Miner, to adjourn into Executive Session at 8:03 p.m. to discuss **contractual litigation** 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 Benson, Carda, Ferdig, Gross, Hoffner, Maibaum, Miner and Moser. City Attorney Den Herder and City Manager Leon were also present. Absent: None. Quorum present.

Action 18-304

Moved by Commissioner Hoffner, seconded by Commissioner Carda, to adjourn at 9:05 p.m.

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

Motion adopted.

Nathan V Johnson
Mayor

ATTEST:

Al Viereck
Finance Officer

Published October 31st, 2018