



CITY OF YANKTON

2019_04_22

COMMISSION MEETING



Mission Statement
To provide exemplary experiences, services & spaces that create opportunities for everyone to learn, engage and thrive.

YANKTON BOARD OF CITY COMMISSIONERS

Regular City Commission Meeting beginning at 7:00 P.M.

Monday, April 22, 2019

City of Yankton Community Meeting Room

Located at the Career Manufacturing Technical Education Academy formerly known as Technical Education Center • **1200 W. 21st Street • Room 114**

Rebroadcast Schedule: Tuesday @ 7:30pm, Thursday @ 6:30 pm, on channels 3 & 45

I. ROUTINE BUSINESS

1. **Roll Call**
2. **Approve Minutes of regular meeting of April 8, 2019 and Special City Commission Meeting of April 12, 2019**
Attachment I-2
3. **Proclamation – Mental Wellness Conference**
Attachment I-3
4. **City Manager’s Report**
Attachment I-4
5. **Public Appearances**

Public appearances is a time for persons to address the City Commission on items not listed on the agenda. No action may be taken on a matter raised under this item of the agenda until the matter itself has been specifically included on an agenda as an item upon which action will be taken. Each person has up to three minutes to speak. Comments made during the Public Appearance Comment period of the agenda may be on any subject. There shall be no personal attacks against the Mayor, members of the City Commission, City Staff, or any other individual.

II. CONSENT ITEMS

Matters appearing on the Consent Agenda are expected to be non-controversial and will be acted upon by the City Commission at one time, without discussion. Approval constitutes following the recommendation of the City Manager on each item.

1. **Special Events Dance License**
Consideration of Memorandum #19-88 recommending approval of the application from Habitat for Humanity Clay & Yankton Counties to hold a street dance on June 13, 2019, 218 Capital Street, Yankton, S.D.

Attachment II-1

2. **Peddler's License Application**
Consideration of Memorandum #19-89 recommending approval of an application for a Peddler's License for AT & T, for 2 people to go house-to-house to sell new TV, Internet and Cell Phone services from July 1-31, 2019.

Attachment II-2
3. **Budget Workshop Discussion**
Discussion to set Budget workshop meeting dates in June & August
4. **Establishing public hearing for New Retail (on-off sale) Malt Beverage License**
Establish May 13, 2019, as the date for the public hearing on the application of a New Retail (on-off sale) Malt Beverage License for June 30, 2018, to July 1, 2019, P & P Lottery Enterprises, LLC (James Palmer, Member), 3010 Broadway Ave, Yankton, S.D.

Attachment II-4
5. **Establishing public hearing for transfer of ownership of Retail (on-off Sale) Malt Beverage License**
Establish May 13, 2019, as the date for the public hearing on the transfer of ownership and location of a Retail (on-off sale) Malt Beverage License for July 1, 2018, to June 30, 2019, from Bernard Properties, LLC (MelCena Bernard, Managing Partner), dba The Brewery, 200-204 West 3rd Street to P & P Lottery Enterprises, LLC (James Palmer, Member), 3010 Broadway Ave, Yankton, S.D.

Attachment II-5
6. **Establishing public hearing for transfer of ownership of Retail (on-off Sale) Malt Beverage License**
Establish May 13, 2019, as the date for the public hearing on the transfer of ownership and location of a Retail (on-off sale) Malt Beverage License for July 1, 2018, to June 30, 2019, from YC Library, LLC (Garrett Horn, President), dba Capitol Street Pub, 401 Capitol Street, to P & P Lottery Enterprises, LLC (James Palmer, Member), 3010 Broadway Ave, Yankton, S.D.

Attachment II-6
7. **Establishing public hearing for transfer of ownership of Retail (on-off Sale) Liquor License**
Establish May 13, 2019, as the date for the public hearing on the transfer of location and ownership of a Retail (on-sale) Liquor License for January 1, 2019, to December 31, 2019, from P & P Lottery Enterprises, LLC (James L. Palmer, Member), 3010 Broadway Avenue to YC Library, LLC (Garrett Horn, President), dba Capitol Street Pub, 401 Capitol Street, Yankton, S.D.

Attachment II-7
8. **Possible Quorum Event**
June 18, 2019, for Ag Gala, no official commission action
9. **Transient Merchant License – Meridian District**
Consideration of Memorandum #19-92 recommending approval of the application from Meridian District for:
A) Transient Merchant License for May 4 – June 3, 2019;

Attachment II-9

10. **Possible Quorum Event**

April 30, 2019, for Mount Marty College Fieldhouse Groundbreaking, no official commission action

III. **OLD BUSINESS**

Old business includes items that have previously appeared on the City Commission's agenda and require further consideration or action by the board.

1. **Public Hearing Date for Ordinance - Animals**

Public hearing regarding Ordinance #1021, amending the Animal Ordinance Chapter 5-24 as second reading and public hearing of said Ordinance

Attachment III-1

2. **Public hearing for sale of alcoholic beverages**

Consideration of Memorandum #19-80 regarding the request for a Special Events (on-sale) Liquor License for June 9, 2019 from VFW (Colin Reisner, Quartermaster), 209 Cedar Street, City Hall Gym, Yankton, S.D.

Attachment III-2

3. **Public hearing for sale of alcoholic beverages**

Consideration of Memorandum #19-81 regarding the request for a Special Events (on-sale) Liquor License for June 8, 2019 from Hanten, Inc., (Ben Hanten, Owner) dba Ben's Brewing Company, 222 West 3rd Street, RASKAK ROUNDUP, Parking Lot and Green Space West Side of Meridian Bridge & The enclosed area of Levee Street, Yankton, S.D.

Attachment III-3

4. **Public hearing for sale of alcoholic beverages**

Consideration of Memorandum #19-82 regarding the request for a Special Events Retail (on-sale) Liquor License for 7 days, July 4, 11, 18, 25 and August 1, 8 & 15 2019, from Ben's Brewing Co. (Ben Hanten, Owner), 222 West 3rd Street, Music at the Meridian, Parking Lot and Green Space West Side of Meridian Bridge & the enclosed area of Levee Street, Yankton, S.D.

Attachment III-4

5. **Public hearing for transfer of ownership of Retail (on-off Sale) Malt Beverage License**

Consideration of Memorandum #19-83 regarding the transfer of ownership of a Retail (on-off sale) Malt Beverage License for July 1, 2018, to June 30, 2019, from JAY AMBE-8, LLC (Kamleshkumar Patel, Owner) d/b/a Freedom Valu Center to I MART STORES, LLC (Muwafak Rizek, President), 301 Broadway Avenue, Yankton, S.D.

Attachment III-5

6. **Public hearing for transfer of ownership of Retail (on-off Sale) Malt Beverage License**

Consideration of Memorandum #19-85 regarding the transfer of ownership of a Retail (on-off sale) Malt Beverage License for July 1, 2018, to June 30, 2019, from JAY AMBE-8, LLC (Kamleshkumar Patel, Owner) d/b/a Freedom Valu Center to I MART STORES, LLC (Muwafak Rizek, President), 301 Broadway Avenue, Yankton, S.D.

Attachment III-6

7. **Public hearing for a transfer of ownership & location – Malt Beverage License**

Consideration of Memorandum #19-84 regarding the transfer of ownership and location for a Retail (on-off sale) Malt Beverage License for July 1, 2018, to June 30, 2019, from BPO Elks Lodge 994 dba Elks Lodge 994, 504 W. 27th Street, to Zaccon, Inc. (Robert A Zacher, President), d/b/a Roadrunner Convenience Mart, 300 West 23rd Street, Suite II, Yankton, SD 57078

Attachment III-7

Adoption of an ordinance is typically a two-meeting process. At the first meeting, an ordinance is introduced, and the first reading is held. During the second meeting, the ordinance is discussed by the commission and the public and then considered for adoption.

IV. NEW BUSINESS

New business items are those that have not been discussed by the Commission previously.

1. **Farmers Market - Special Events Request**

Consideration of Memorandum #19-93 regarding request by Meridian District for Special Events during 2019 Farmers Market

Attachment IV-1

2. **Planning Commission Recommendation – Conditional Use Permit**

Consideration of Memorandum #19-86 regarding Resolution #19-17, a Conditional Use Permit for an athletic field house on the Mount Marty College Campus in a residential district on Monastery Lot A2 except C, Lot H2 & Lots B, B1, C, C1, C2, C4, C5 & F, Benedictine Hilltop Addition in the City and County of Yankton, South Dakota. Address, 1005 W. 8th Street. Benedictine Convent of the Sacred Heart, owner.

Attachment IV-2

3. **Planning Commission Recommendation – Plat Review**

Consideration of Memorandum #19-87 regarding Resolution #19-18, a Plat of Monastery Lot C6, Benedictine Hilltop Addition, City of Yankton, Yankton, South Dakota. Address, 1005 W. 8th Street. Benedictine Convent of the Sacred Heart, owner.

Attachment IV-3

4. **Bid Opening – 21st Street Reconstruction Project**

Consideration of Memorandum #19-94 regarding Bid Award for the 21st Street Reconstruction from Broadway Avenue to Douglas Avenue

Attachment IV-4

5. **Funding Request for Welcome to Walnut Event**

Consideration of Memorandum #19-63 regarding Funding Request for Welcome to Walnut Event

Attachment IV-5

6. **Music at the Meridian Concert Series**

Consideration of Memorandum #19-91 regarding Music at the Meridian Concert Series

Attachment IV-6

7. Fireworks Public Display

Consideration of Memorandum #19-90 regarding Request by the City of Yankton Parks and Recreation Department for a Fireworks Public Display on July 4, 2019

Attachment IV-7

8. Joint Powers Rate Increase

Consideration of Memorandum #19-95 in support of Resolution #19-19 regarding Joint Powers Tipping Rate Increase

Attachment IV-8

9. Memorandum of Understanding

Consideration of Memorandum #19-96 regarding Memorandum of Understanding between City of Yankton and ASCME

Attachment IV-9

V. OTHER BUSINESS

Other business is a time for City Commissioners to address the commission regarding matters not on the agenda. These items will be deliberated by the governing body and will not be acted upon at this time. Items mentioned may be added to a future City Commission meeting or work session for deliberation or action.

VI. ADJOURN INTO EXECUTIVE SESSION TO DISCUSS CONTRACTUAL, LITIGATION AND PERSONNEL MATTERS UNDER SDCL 1-25-2

Executive or closed meetings may be held by a majority vote of the governing body for the sole purposes of:

- Discussing the qualifications, competence, performance, character or fitness of any public officer or employee.*
- Consulting with legal counsel or reviewing communications from legal counsel about proposed or pending litigation or contractual matters.*
- Preparing for contract negotiations or negotiating with employees or employee representatives.*
- Discussing marketing or pricing strategies by a board or commission of a business owned by the City, when public discussion may be harmful to the competitive position of the business.*

Any official action concerning such matters shall be made at an open official meeting.

VII. RECONVENE AS BOARD OF CITY COMMISSIONERS

1. Roll Call

VIII. ADJOURN THE MEETING OF APRIL 22, 2019

The City of Yankton Community Meeting Room is accessible to everyone. If you have any additional accommodation requirements, please call 668-5221.

Should you have any reason to believe an open meetings law has been violated please contact the Open Meetings Commission at the South Dakota Office of the Attorney General at: 1302 E. Hwy 14, Suite 1, Pierre, SD 57501-8501 or by phone at 605-773-3215.

CHAMBER OF THE BOARD OF CITY COMMISSIONERS
YANKTON, SOUTH DAKOTA
April 8th, 2019

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

Roll Call: Present: Commissioners Carda, Ferdig, Gross, Hoffner, Maibaum, Miner and Moser. City Attorney Den Herder and City Manager Leon were also present. Absent: Commissioner Benson. Quorum present.

Action 19-87

Moved by Commissioner Gross, seconded by Commissioner Moser, to approve the Minutes of the regular meeting of March 25th, 2019.

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

Motion adopted.

Action 19-88

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

Adobe Creative Cloud-Contracted Service-\$53.24; Adobe Stock-Contracted Service-\$31.94; Adolph Kiefer And Associates-Rescue Tube-\$243.76; Allegiant Emergency Svs-SCBA & Accessories-\$237,630.28; Amazon-Wireless Adapter Part-\$0.99; Amazon-Rec Supplies-\$83.34; Amazon-Books-\$134.86; Amazon-Markers-\$8.40; American Library Assn-Program Supplies-\$67.00; American Red Cross-Instructor Kits-\$606.46; AMG Occupational Medicine-CDL Drug/Alcohol Tests-\$63.00; Amazon-Adult Craft Night Supply-\$35.70; Amazon-Dvd-\$39.49; Amazon-Dvds-\$111.36; Amazon-Books-\$48.94; Amazon-Ipad/Tablet Covers-\$45.94; Amazon-Books-\$41.32; Amazon-Noticeboard Cabinet-\$92.98; Amazon-Ag Supplies-\$67.09; Amazon-Adult Craft Night Supply-\$6.80; Amazon-Key Safe & Key Tags-\$37.23; Amazon-USB Wireless Adapter-\$12.99; Amazon-Sgt Testing Material-\$44.30; Amazon-Pool Supplies-\$89.21; Amazon-Books-\$64.57; Amazon-Books-\$22.89; Amazon-Dvd-\$142.74; Amazon-Office Supplies-\$41.46; Amazon-Book-\$17.98; Amazon-Books-\$116.45; Animal Health Clinic-K9 Reno Care-\$9.37; Arbys-Police Adademy Grad-\$11.64; At&T-Cell Phone-\$304.17; Auto Value-Filters-\$1,234.88; Auto Value-Equipment Repair-\$63.44; Automatic Building Controls-Fire System Check-\$1,637.00; Autozone-Antifreeze And Bulbs-\$181.60; Avera Health Plans-Flex Spending Fees-\$38.80; Avera Sacred Heart Hospital-CDL Drug/Alcohol Testing-\$56.00; Backdraft Magazine-Sac Ad-\$155.00; Baker Taylor-Books-\$3,566.01; Bartlett & West-Gravity Sewer Construct-\$2,052.50; Battery Exchange-Batteries-\$57.90; Big Cedar Lodge-Lodging-\$250.00; Big Cedar Lodge Rest-Travel Expense-\$63.00; Bomgaars-Transfer Pump-\$2,587.03; Bomgaars-Fittings-\$13.57; Bow Creek Metal-Bar Screen Install-\$27.20; Buckys Station-Fuel-\$16.79; Coffee Cup-Fuel-\$12.46; Brandt Land Surveying-Survey Stakes-\$474.00; Buhl Cleaners-Towels-\$250.32; SD Building Officials-Meeting-\$246.00; Bullseye-Fuel-\$31.77; Butler Machinery Co-Transmission Repairs-\$2,267.41; Carus Corporation-Bulk Chemicals-\$3,072.30; Caseys Gen Store-Citizens Academy Supply-\$26.56; Caseys Gen Store-Investigation Expense-\$18.59; Cedar Knox Public Power Dist-Elect-\$1,186.47; Center Point Large Print-Books-\$133.62; Centurylink-Phone-\$1,283.90; Chief Supply Vt-Vehicle Equipment-\$388.49; Christensen Radiator-Equipment Repairs-\$196.89; Chs Freeman SDREF Fuels-Fuel-\$18,071.61; Chucks Sanitary Service-Repairs-\$80.00; City Of Vermillion-Jt Power Cash Trans-\$73,922.46; City Of Yankton/Central Garage-Rubbish-\$132.00; City Of Yankton/City Hall-Garbage-\$24.00; City Of Yankton/Parks-Landfill Charges-\$74.32; City Of

Yankton/Solid Waste-Compacted Garbage-\$11,510.59; City Utilities-Water/WW Charges-\$4,197.82; Compliance Signs-Signs For Locker Room-\$42.07; Concrete Material-UPM Pot Hole Repair-\$1,570.80; Conoco-Fuel-\$19.51; Core & Main Lp-Lagoon Shear Gate-\$777.00; Cornhusker Intl Truck -Filters-\$127.32; Cornwell Dp Tools Inc-Socket Set-\$239.95; Cox Auto Supply-Air Filter, Shift Cable-\$201.09; Credit Collection Service-UT Collection-\$174.99; Crescent Electric-Wire-\$1,098.23; Dakota Alignment-Bucket Truck Alignment-\$124.02; Danko Emergency Equipment-Tie Clips-\$184.71; Delight Donuts-Interview Supplies-\$28.06; Den Herder Law Office, P.C.-Contracted Services-\$5,678.55; Dept Of Corrections-Doc Work Program-\$469.20; Design Solutions & Integration-Radio Upgrade-\$17,346.80; Diamond Vogel Paint-Paint Machine Tips-\$62.50; Dick S Sporting Goods-Nets-\$55.32; EB GOSCOMA-Conference-\$150.00; Echo Electric Supply-Runway Lights-\$220.00; Ehresmann Engineering-Steel-\$5.56; Election System & Software-Ballot Stock-\$1,385.31; Environmental Express-Glucose Glutamic Acid-\$84.70; ESRI-Subscription-\$100.00; Ethanol Products Llc-Co2-\$1,495.51; Facebook-Advertising-\$41.65; Falkenberg Construction-Property Maintenance-\$200.00; Fastenal Company-Medical Supplies-\$441.22; Fedex-Postage-\$15.04; Feimer Construction-Repair Water Line-\$1,790.82; Fejfar Plumbing & Heat-Repair Supplies-\$40.31; Ed M Feld Equipment Co-Air Fittings-\$575.27; First Out Rescue Equip-Cylinder Rack-\$145.14; Fluent IMS-Subscription-\$701.00; Fore Reservations-Golfnow Reservation Sys-\$250.00; Geotek Eng & Testing Serv-Water Plant-\$6,668.00; Girton Adams Co-Tekmar Valve Repair-\$146.34; Grainger-Janitorial Supplies-\$312.31; Graymont Capital-Lime-\$9,550.50; Hach Company-Lab Reagents-\$1,961.46; Hansen Locksmithing-Evidence Locker-\$1,499.00; Harding Glass-South Door Repairs-\$75.00; Harris/John W- Reimbursement-\$204.00; Hawkins-Azone-\$14,146.25; HDR Engineering-Water Plant Const-\$37,087.86; Heiman Fire Equipment-Name Panel-\$54.60; Hilton Garden Inn-Overcharge-\$206.80; Horseshoe Bend -Refund-\$54.00; HyVee-Jumpstart Program Supply-\$37.15; HyVee-Concessions-\$298.48; HyVee-Public Event Water-\$5.31; Int L Code Council-ICC Membership Dues-\$135.00; Int Western Fire Confer-Registration-\$550.00; Irene Bar Grill-Reimbursed Charge-\$19.05; J & H Care & Cleaning Company-Janitorial Services-\$2,800.00; J2 Metrofax-Fax Service-\$7.95; Jacks Uniforms-Uniforms-\$113.89; Jacks Uniforms-Bullet Proof Vests-\$7,129.77; JoDeans Steak House-Meeting-\$9.00; Johnson Controls-Lab Building Air Unit-\$490.66; Roy Johnson Roofing Inc-Park Shop Roof Repairs-\$7,500.00; John T Jones Construction-Water Plant Const C-15-\$1,261,606.21; Kadrmas Lee & Jackson-Apron Expansion-\$21,990.50; Kaiser Heating And Cooling-Tripp Park Repairs-\$36.20; Kaiser Refrigeration Inc-Co2-\$168.00; Kayton International-Replacement Part-\$243.94; Kopetskys Ace Hdwe-Equipment Supplies-\$491.12; Kwik Case-Office Supplies-\$268.40; Labstrong Corporation-Still Heating Element-\$645.96; Language Line-Interpreting Service-\$165.33; Lewis And Clark Ford-Replace Rear Pinion Seal-\$597.67; Lewis Clark Mental-Professional Services-\$150.00; Locators & Supplies-Safety Vests-\$204.96; Locators And Supplies-Locating Supplies-\$340.32; Loves Country-Fuel-\$31.97; Marks Machinery-Cutting Edge-\$475.62; Mead Building Project-Sp Appropriation-\$25,000.00; Mead Lumber-Riverside Repairs-\$684.15; Menards-Spray Paint-\$21.08; Menards-Flooding Repair Supplies-\$1,263.60; Merkel Electric-Repair Wires-\$3,269.39; Midamerican Energy-Fuel-\$9,531.27; Midamerican Energy-Fuel-\$13,863.20; Midwest Alarm Company-Fire Alarm Monitoring-\$219.00; Midwest Laboratories-WW Nutrient Testing-\$254.18; Midwest Tape-Av-\$187.95; Midwest Turf & Irrigat-Equipment Supplies-\$687.41; Millenium Recycling-Single Stream Fee-\$4,685.10; Miller/Michael-Refund-\$176.10; Millerbernd Manufacturing Co-Parts-\$1,680.00; Minervas Grill And Bar-Staff Jumpstart Expense-\$13.75; Mobile Electronic Service-Chevy Tahoe Equipment-\$10,438.89; Mount Marty College-Reimbursement-\$457.87; Nebraska Journal-Ad-\$94.08; Nicks Gyros-Training Expense-\$11.13; Northtown Automotive-Replace Fuel Tank Module-\$1,000.52; Northwestern Energy-Elect-\$54,336.91; Observer-Ads-\$180.00; O'Connor Company-Annual Air Filters-\$675.81; Olsons Pest Technician-Pest Control-\$320.00; One Office Solution-Office Supplies-

\$53.15; One Office Solution-Office Supplies-\$51.48; O'Reilly Auto-Fluid Reservoir, Radiator-\$629.49; Paypal-Toner-\$17.66; Paypal-Conference-\$390.00; Paypal-Toner-\$1.33; PBI Leased Equipment-Postage Machine Lease-\$122.00; Pierre Ramkota-Travel Expense-\$57.00; Pitney Bowes PBP-Postage-\$200.00; Press Dakota Mstar Solutions-Visitors Guide-\$2,890.42; Prime Video-Program Supplies-\$15.96; Pro Auto-Towing-\$80.00; Racom Corporation-EDACS Access-\$972.83; Recreation Supply Comp-Pool Hooks-\$132.96; Riverside Hydraulics-Hydraulic Hose And Valve-\$324.70; Rivistas Subscription-Magazine Renewals-\$4,654.30; Rockyboots.Com-Boots-\$113.94; Rons Auto Glass-Repair To South Door-\$102.04; Royal Sport Shop-Name Plates-\$45.44; RS Design-Banner-\$63.00; Sd Library Association-SDLA Membership Dues-\$27.50; SDPA Secretary/Treasurer-SDPA Membership-\$50.00; SESAC Inc-Annual Agreement-\$451.14; Shell Oil-Graduation Travel Fuel-\$40.01; Shell Oil-Travel Expense-\$49.50; Sherwin Williams-Shop Supplies-\$45.59; Sherwin Williams-Paint Thinner-\$103.96; Shurco-Tarps, Tarp Stops-\$1,646.25; Signs By Design-Sign-\$72.07; Slowey Construction-Crush Concrete-Asphalt-\$61,584.00; Smartsign-Signs-\$897.24; South Dakota One Call-Message Fee-\$57.75; Specialty Store Servic-Office Supplies-\$176.96; Spencer Quarries Inc-2a Chips-\$5,053.71; Wholesale Supply-Shop Supplies-\$60.00; The Pickle Bar-Training Expense-\$17.93; Stalker Radar-Radar Tuning Forks-\$60.00; Sterling Screen Printing-Tree Signs-\$1,801.49; Stern Oil Co I-Oil-\$5,274.93; Stockwell Engineers-Aquatic Facility Design-\$67,226.20; Sturdevants-Shop Supplies-\$67.47; Subway-Meeting-\$45.21; TFS Thermo Asheville-Furnace Thermocouple-\$361.00; The Cookie Lady-Employee Appreciation-\$247.50; The Ups Store-Shipping-\$231.18; Thrift Books Global-Books-\$31.19; Titan Machinery-Relay-\$33.30; TMA Yankton-Tires-\$10,003.68; Michael Todd, Inc-Street Name Signs-\$2,451.25; Toms Custom Rifles-Guns-\$1,328.00; Tractor Supply Co-Pump Jack-\$102.98; Transource-Labor-\$1,052.10; Travelocity-GOSCMA Conference-\$63.00; Truck Trailer Sales-Bracket And Breaker-\$445.70; Truck Trailer Sales-Truck Repairs-\$1,213.47; U.S. Post Office-UT Postage-\$1,400.00; Uline Ship Supplies-Shipping Boxes-\$75.66; United-GOSCMA Conference-\$876.00; United Parcel Service-Postage-\$116.00; United States Postal Service-Postage Meter-\$623.00; Us Bank Equipment Finance-Copier Lease-\$306.22; Us Bank Spa Lockbox Cm9695-Drinking Water #6 Int-\$62,547.44; USA Blue Book-Meter Supplies-\$420.52; Veolia Water Technologies Cana-Labor-\$6,114.33; Vermeer High Plains-Cables-\$3,594.52; Wage Works-Flex Service Fees-\$100.00; Watchguard Video-In Car Camera System-\$5,305.00; Water & Env Eng Research Ctr-Testing-\$122.00; Xerox Corporation-Copier Lease-\$210.43; Xerox Corporation-Copier Lease-\$1,201.06; Xtreme Car Wash-Car Washes-\$168.00; Yankton Ag Service-Supplies-\$68.56; Yankton Airshows-Special Appropriation-\$20,000.00; Yankton Area Ice Association-Reimbursement-\$1,552.16; Yankton Fire & Safety Co-Fire Ext Inspections-\$1,563.25; Yankton Medical Clinic-PreEmployment Physical-\$536.00; Yankton School District-Basketball Program-\$720.00; Yankton School District-Basketball Program-\$1,075.00; Yankton Vol Fire Department-Fire Drills-\$1,220.00; AOx Welding Supply Co-Argon Gas-\$73.52; USPS Po-Postage-\$127.30; VCN Yankton Rod Ctr-Professional Services-\$42.50; Viddler Inc-Video Hosting-\$41.49; Vistaprint.Com-Business Cards-\$31.92; Vwr International Inc-Lab Supplies-\$1,766.76; Walmart-Flood Safety Supplies-\$712.10; Watchguard Video-Body Worn Camera Equip-\$101.65; Watergym Llc-Water Belts-\$259.70; Walmart-Supplies-\$312.06; Xtreme Car Wash-K9 Reno Wash-\$13.00; Yankton Area Chamber-Sac Advertising-\$684.00; Yankton Rexall Drug-Cleaner-\$3.29; Yankton Winnelson Co-Lab Faucet Repair-\$686.64; Ykt Janitorial & Dt Sc-Janitorial Supplies-\$987.15; Dominos Pizza-Staff Meeting-\$25.76; Hardees-Training/Investigation-\$16.10

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

MARCH SALARIES BY DEPARTMENT: Administration \$41,270.82; Finance \$33,872.23; Community Development \$29,425.13; Police/Dispatch \$155,924.21; Fire \$12,507.62; Engineering / Sr. Citizens \$43,640.70; Streets \$42,864.61; Snow & Ice \$14,712.00; Traffic Control \$3,689.46; Library \$29,878.53; Parks/SAC \$77,658.41; Marne Creek \$3,578.93; Water \$33,571.92; Wastewater \$39,921.66; Cemetery \$3,948.39; Solid Waste \$21,793.38; Landfill / Recycle \$18,936.79; Central Garage \$7,171.01

NEW HIRES: Nathan Fischer \$2,077.23 bi-wk.-Water Department; Greg Homstad \$2,437.62 bi-wk.-Building Official/ Facility Manager; Keaton List \$10.00 hr.-Recreation Division; Ryan Schulte \$10.00 hr.-Recreation Division

WAGE CHANGE: Garrett Dykstra \$10.75 hr.-Recreation Division; Rachel Houdek \$11.00 hr.-Recreation Division; Madison Johnson \$11.00 hr.-Recreation Division; Josephine Krajewski \$10.50 hr.-Recreation Division; Ryan Moderegger \$11.00 hr.-Parks Division; Vanessa Rockne \$12.25 hr.-Recreation Division

STATUS CHANGE: Ryan Moderegger \$11.00 hr.-Rec. Division to Parks Division; Elizabeth Suing \$12.00 hr.-Recreation Division to Parks Division

Mayor Johnson read and presented Arbor Day, Telecommunicators Weeks, Library Week and Keep Yankton Beautiful Proclamations.

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 19-89

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

1. **Notice to Call for City of Yankton Election**
Establish 12:00 pm, on Friday, April 12, 2019, as the time and date of a “Notice to Call” a Special City Commission meeting to canvass the election returns of the City of Yankton Election to be held on Tuesday, April 9, 2019
2. **Establishing date for 2nd City Commission Meeting in May**
Establish Tuesday, May 28, 2019, as the date for the second City Commission meeting in May due to the Monday, May 27, 2019 Memorial Day holiday. The meeting will begin at 7:00 P.M.
3. **Possible Quorum Event**
May 13, 2019, at Czeckers, no official commission action
4. **Establish public hearing for sale of alcoholic beverages**
Establish April 22, 2019, as the date for the public hearing on the request for a Special Events (on-sale) Liquor License for June 8, 2019 from VFW (Colin Reisner, Quartermaster), 209 Cedar Street, City Hall Gym, 416 Walnut Street, Yankton, S.D.

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Establish April 22, 2019, as the date for the public hearing on the request for a Special Events (on-sale) Liquor License for June 8, 2019 from Hanten, Inc., (Ben Hanten, Owner) dba Ben's Brewing Company, 222 West 3rd Street, RASKAK ROUNDUP, Parking Lot and Green Space West Side of Meridian Bridge & the enclosed area of Levee Street, Yankton, S.D.
6. **Establish public hearing for sale of alcoholic beverages**
Establish April 22, 2019, as the date for the public hearing on the request for a Special Events Retail (on-sale) Liquor License for 7 days, July 4, 11, 18, 25 and August 1, 8 &, 15 2019, from Ben's Brewing Co. (Ben Hanten, Owner), 222 West 3rd Street, Music at the Meridian, Parking Lot and Green Space West Side of Meridian Bridge & the enclosed area of Levee Street, Yankton, S.D.
7. **Establishing public hearing for transfer of ownership of Retail (on-off Sale) Malt Beverage License**
Establish April 22, 2019, as the date for the public hearing on the transfer of ownership and location of a Retail (on-off sale) Malt Beverage License for July 1, 2018, to June 30, 2019, from JAY AMBE-8, LLC (Kamleshkumar Patel, Owner) d/b/a Freedom Valu Center to I MART STORES, LLC (Muwafak Rizek, President), 301 Broadway Avenue, Yankton, S.D.
8. **Establishing public hearing for transfer of ownership of Retail (on-off Sale) Malt Beverage License**
Establish April 22, 2019, as the date for the public hearing on the transfer of ownership and location of a Retail (on-off sale) Malt Beverage License for July 1, 2018, to June 30, 2019, from JAY AMBE-8, LLC (Kamleshkumar Patel, Owner) d/b/a Freedom Valu Center to I MART STORES, LLC (Muwafak Rizek, President), 301 Broadway Avenue, Yankton, S.D.
9. **Establish public hearing for a transfer of ownership & location – Malt Beverage License**
Establish April 22, 2019, as the date for the public hearing on the request for a transfer of ownership and location for a Retail (on-off sale) Malt Beverage License for July 1, 2018, to June 30, 2019, from BPO Elks Lodge 994 dba Elks Lodge 994, 504 W. 27th Street, to Zaccon, Inc. (Robert A Zacher, President), d/b/a Roadrunner Convenience Mart, 300 West 23rd Street, Suite II, Yankton, SD 57078
10. **Possible Quorum Event**
May 13, 2019, at Ben's, no official commission action
11. **Work Session**
Setting date of April 22, 2019, 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 19-90

This was the time and place for the public hearing of the application for a Special Malt Beverage (on-sale) Retailers License and a Special (on-sale) Wine Retailers License for 1 day, July 12, 2019, from The Center (Christy Hauer, Executive Director), 900 Whiting Drive, Yankton, S.D. (Memorandum 19-77) No one was present to speak for or against the application. Moved by Commissioner Gross, seconded by Commissioner Carda, to approve the license.

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

Action 19-91

Moved by Commissioner Maibaum, seconded by Commissioner Hoffner, to approve the Downtown Yankton Façade Grants of 221 Capital Street, Cody Richardson/Richardson Development LLC for Brick repair/restoration and repainting, installation of new storefront, doors, windows, and addition of complimentary façade elements awarded \$26,140.00 and 119 East 3rd Street, Jeff Dayhuff/Dayhuff Development Inc for replacement of deteriorated wooden siding with a metal and wood façade awarded \$3,860.00. (Memorandum 19-71)

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

Action 19-92

This was the time and place for the public hearing of the application for a Sidewalk Cafe Permit to 100 East 3rd Street doing business as Boomers Lounge. (Memorandum 19-74) No one was present to speak for or against the application. Moved by Commissioner Maibaum, seconded by Commissioner Gross, to approve the license.

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

Action 19-93

This was the time and place for the public hearing of the application for a Sidewalk Cafe Permit to 100 West 3rd Street doing business as Walnut Tavern. (Memorandum 19-75) Travis Koster, Manager of the Walnut, was present to answer any questions. Moved by Commissioner Carda, seconded by Commissioner Maibaum, to approve the license.

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

Action 19-94

Moved by Commissioner Gross, seconded by Commissioner Maibaum, to approve the Final Project Acceptance and Payment for the Concrete Crushing Contract in the amount of \$18,221.87 to Slowey Construction, Inc. (Memorandum 19-76)

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

Action 19-95

Moved by Commissioner Carda, seconded by Commissioner Miner, to approve the Change Order No. 4 in the amount of \$241,014.00 increasing the project cost to total of \$34,462,652.71 for Water Purification Facility Expansion Project. (Memorandum 19-79)

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

Motion adopted.

Commissioner Gross introduced and Mayor Johnson read the title of Ordinance No. 1021, AN ORDINANCE AMENDING ANIMAL CONTROL REGULATIONS WITHIN THE CITY OF YANKTON TO PERMIT THE OPERATION OF A TRAP, NEUTER, & RELEASE (TNR) PROGRAM WITHIN YANKTON'S JURISDICTIONAL LIMITS, and set the date of the second reading and public hearing as April 22nd, 2019. (Memorandum 19-73)

Action 19-96

Moved by Commissioner Gross, seconded by Commissioner Miner, to approve an Agreement with Heartland Humane Society. (Memorandum 19-72)

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

Motion adopted.

Action 19-97

Moved by Commissioner Carda, seconded by Commissioner Moser, to approve the Agreement with Polco for 2019 and launch the service in the next 60 days. (Memorandum 19-78)

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

Motion adopted.

Action 19-98

Moved by Commissioner Carda, seconded by Commissioner Maibaum, to adjourn into Executive Session at 7:36 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 Carda, Ferdig, Gross, Hoffner, Maibaum, Miner and Moser. City Attorney Den Herder and City Manager Leon were also present. Absent: Commissioner Benson. Quorum present.

Action 19-99

Moved by Commissioner Hoffner, seconded by Commissioner Gross, to adjourn at 7:59 p.m.

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

Motion adopted.

Nathan V Johnson
Mayor

ATTEST:

Al Viereck
Finance Officer

**CHAMBER OF THE BOARD OF CITY COMMISSIONERS
YANKTON, SOUTH DAKOTA
SPECIAL MEETING - April 12th, 2019, 12:00 P.M.**

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

Roll Call: Present: Commissioners Benson, Carda, Ferdig, Hoffner, Maibaum, Miner and Moser. City Manager Leon was also present. Absent: Commissioner Gross and City Attorney Den Herder. Quorum present.

There were no public appearances at this time.

Action 19-100

Moved by Commissioner Moser, seconded by Commissioner Maibaum, that the Canvass of election returns for the City of Yankton Election of Tuesday, April 9th, 2018 be approved as follows:

OFFICIAL CANVASS SHEET
APRIL 9, 2019 MUNICIPAL ELECTION
CITY OF YANTON

Vote Center	1	2	3	
City Commissioner		<u>North Fire</u>		
<u>Three Year Term</u>	<u>City Hall</u>	<u>Station</u>	<u>Absentee</u>	<u>Total</u>
Mason Schramm	364	257	96	717
Amy Miner	413	261	115	789
Devin Wagner	208	190	39	437
Jerry L Webber	323	242	95	660
Total Number Voting	507	370	140	1017

STATE OF SOUTH DAKOTA)
COUNTY OF YANKTON)

We, the undersigned City Commissioners of the City of Yankton, South Dakota, appointed as the Board of Canvassers because of our positions on the governing board in the jurisdiction of Yankton for the Municipal Election held on the 9th day of April, 2019, hereby certify that the foregoing is a true abstract of the votes cast in the jurisdiction of Yankton at the election as shown by the returns certified to the person in charge of the election.

We further find and declare that Mason Schramm, Amy Miner, and Jerry L Webber having received a majority of all votes cast in said election, for members of the Board of Commissioners are duly elected for a period of three years.

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

Action 19-101

Moved by Commissioner Carda, seconded by Commissioner Ferdig, to adjourn at 12:06 p.m.

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

Motion adopted.

Nathan V Johnson, Mayor

ATTEST:

Al Viereck, Finance Officer

Published April 22nd, 2019



WHEREAS, June 5 & 6, 2019 are the dates when Yankton Area Mental Wellness, Inc. will host the 21st Annual Yankton Regional Mental Wellness Conference at Mount Marty College in Yankton, South Dakota; and,

WHEREAS, the overall mission is “Caring For Self...Caring For Community” and the 2019 conference theme is *“Together Towards Tomorrow*, reflecting the need for holistic care which can be attained through collaboration between community services, educational systems and mental health treatment; and,

WHEREAS, the commitment to training and networking is evident in Yankton, a community that is extremely concerned about serving those in need, strives to educate students for future employment in healthcare and mental health, and represents a region rich in resources and professional expertise to educate others; and,

WHEREAS, Yankton Area Mental Wellness, Inc. and professionals from Yankton, from South Dakota, from the Midwest, and beyond, have joined forces to present a variety of sessions to educate conference participants with current information, available resources, a network of support, regional expertise, and professional credit;

NOW, THEREFORE, I, Nathan V Johnson, Mayor of Yankton, do hereby proclaim June 5 & 6, 2019, as

“YANKTON AREA MENTAL WELLNESS CONFERENCE DAYS”

in Yankton, South Dakota, and call upon the residents of this great city to join me in supporting mental wellness awareness.

4/22/19

Mayor Nathan V Johnson

4/22/19

Finance Officer Al Viereck



Proclamation of Appreciation

WHEREAS, Charles “Charlie” Gross was born and raised in Yankton; and

WHEREAS, Charlie has been a member of the Yankton City Commission for more than 24 years and has served six terms as Mayor; and,

WHEREAS, our community is appreciative of Charlie’s record of community service, dedication and positive influence through volunteer action; and,

WHEREAS, Charlie’s commitment to Yankton and its citizens is exceptional; and,

WHEREAS, the City of Yankton is honored to have Charlie Gross in our community and that he proudly calls Yankton home; and,

WHEREAS, the City Commission and the citizens of Yankton believe it is important that we take a day to officially recognize Charlie Gross for his professionalism, civic service and dedication to making our community a better place for all.

NOW, THEREFORE, I, Mayor Nathan V. Johnson do hereby proclaim May 13, 2019, as

CHARLES “CHARLIE” GROSS DAY

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Seal of the City of Yankton to be affixed this 22nd day of April, 2019.

SEAL
Attest:

Al Viereck, Finance Officer

Nathan V Johnson
Mayor



OFFICE OF THE CITY MANAGER

www.cityofyankton.org

VOL. 54, NUMBER 08

Commission Information Memorandum

The Yankton City Commission meeting on Monday, April 22, 2019, will begin at 7:00 pm.

Non-Agenda Items of Interest

1) Community & Economic Development Department Update

Staff has recently completed 2018-2019 annual street and sidewalk tree branch clearance project. Ordinance requires that street trees are maintained to allow a 12 foot clearance over street and a 10 foot clearance over public sidewalks. To begin the process, postcards were mailed to 4,576 addresses in the city in November 2018 encouraging property owners to trim trees and take advantage of free street tree branch drop-off at the Transfer Station. Local print, radio, and social media was also utilized to spread the message about trimming and drop-off opportunities. A city-wide canvas was completed in December for tree trimming cycle and 328 notices were mailed to property owners. A final notice was sent to 138 properties in early January 2019 notifying owners that the City would be contracting for the trimming of any remaining nuisance tree branches. Heavy snow and weather delayed trimming which normally occurs in February. On April 2, 2019, trees were trimmed at 40 properties that remained out of compliance. Invoices were mailed to the properties with the average invoice amount of about \$110.00.

2) Human Resources Department Update

We have received information from Avera regarding our health plan and some of the no-cost preventive benefits that are provided:

- Preventive Health Services - these are screenings that will cover at 100% for appropriate ages and genders.
- Contact information for use in different circumstances (i.e. Service Center, Care Management, Nurse Hotline, AveraNow, Digital Resources)
- AveraNow information on FREE telehealth services provided by Avera providers. This is a convenient, no appointment necessary virtual visit program that connects with a provider 24/7 for treatment of simple illnesses and symptoms.

Effective April 1, the Avera Employee Assistance Program is including financial and legal consultation at no extra cost to our program at this time. Financial issues that can be addressed include: bankruptcy counseling, budgeting, buying a home for the first time, major life event planning, college fund planning, credit card debt, retirement planning, foreclosure prevention, and identity theft prevention. Legal service consultations can include information relating to a variety of topics (excluding employment law and related issues). The inquiry may result in a referral to a local attorney who will provide a free 30-minute consultation, and if legal representation is needed, the attorney will offer discounted rates on services.

3) Library Update

We had a successful National Library Week from April 7-13. We had a few members from the community come in to learn more about what it's like to work at the library and we hope to offer this experience again soon. Some of our plans were interrupted by the inclement weather. We were closed Thursday, April 11 and did not open until noon on Friday, April 12. We had a very successful event with our Escape Room over the weekend. We filled all available spots and had lots of positive responses about the event.

We continue to plan for our Summer Reading Program. Our children's librarian, Amanda Raiche, has sent out letters to businesses in the community and we have been receiving some nice donations to support our summer activities. We typically have three or four activities for preschool and toddler age children each week, along with at least five activities for school-aged children. We also plan to host some teen and adult events, including our annual Cemetery Walk on June 4.

4) Fire Department Update

The Yankton Fire Department continues to keep abreast of road conditions in Yankton County. Plans have been made to change response procedures to ensure that apparatus are responding on roads that will support their weight as is possible. Resident should be aware that in some cases response times will be extended and in some cases response by large fire apparatus may be hampered or not possible due to road conditions. We will do everything we can to effectively respond to emergencies.

Six members of the Yankton Fire Department attended the Fire Department Instructor's Conference in Indianapolis. This is the premier Fire Service training conference in the United States attended annually by over 30,000 firefighters from the United States and other nations. The conference offered training sessions from nationally known fire service trainers. This information will be shared with our firefighters which will benefit all members and the citizens we serve. The conference also features the nation's largest trade show. This allowed members to view cutting edge equipment and technology.

5) Finance Department Update

The April 9 municipal election had a voter turnout of 11.6% with 1,017 out of 8,703 active registered voters showing up at the polls. This was a decrease from the 2018 turnout of 15.7% in the City's last April election. There were a total of 140 absentee voters in this election compared to 82 in April 2018. The election canvass was held Friday, April 12. The official vote tally for each candidate is as follows: Mason Schramm-717 (27.5%), Amy Miner-789 (30.3%), Devin Wagner-437 (16.7%), and Jerry L. Webber-660 (25.3%). The commission's annual re-organizational meeting will be held May 13 with Schramm, Miner and Webber taking the Oath of Office.

Please see the enclosed Finance Monthly Report for March and the first quarter 2019 Revenues and Expenditures Report.

6) Police Department Update

Last week was spent in Working on a Youth Program "You Can Too". We had meetings with the School principals from the Yankton School District, the private schools, Mount Marty College and the Boys and Girls Club. We presented an overview of the program and there was considerable interest.

We met with Dr. Kindle to explore possibility of partnering on a school safety grant in keeping with Yankton School District's 2024 Plan.

On April 11, 2019, we had a very productive meeting with the Crime Stoppers Board. We will be looking at ways we can get their message out on possible rewards for reporting as well as how we can assist in their fund-raising efforts.

Last week's homicide required additional man hours and over time.

7) Public Works Department Update

Yankton Citywide Cleanup is scheduled to begin curbside pickup April 29, 2019. Placing items curbside before April 20 is not permitted. Items placed curbside before April 20 may be removed at the property owner's expense. Residents on City solid waste collection routes may participate, at no additional cost, by placing items into sorted piles, by type, at their homes. Please have items placed curbside by your regular collection day. Piles should be located directly in front of your property, not in the street, alley, or neighboring property. The Transfer Station will be accepting no charge drop-off from regular collection route customers on April 13 - May 11 during normal operating hours, Monday-Saturday 8:00 am – 3:45 pm. Items not eligible for disposal include tires, grass clippings, leaves, recyclables, refrigerator, air conditioners, dehumidifiers, paint, chemicals or household hazardous waste, oils, and batteries. Motor oil may be taken to the transfer station and disposed of free of charge year around. Please place solid waste and recycle roll carts for regular collection at your normal collection point and away from piles. For more information on citywide cleanup and Transfer Station hours, visit <http://www.cityofyankton.org> or call (605) 668-5211.

The Street Department has been repairing areas that were damaged by the recent flooding events. Crews are also filling potholes as necessary and preparing for Citywide Cleanup.

2018 Projects:

8th Street

The contractor is cleaning and preparing the street surface to repaint the striping. Once everything has a chance to dry out, fine grading and seeding will be completed in those areas that were not completed last year.

Walnut St

The landscapers are in town to finish installing plants and mulch in the plant beds. The electrician will need to finalize the work left on the lighting and the fire pit.

26th Street from Douglas Avenue to Mulberry Street

It is official and construction season is finally here. Work on the 26th Street project is underway. The contractor started removals on April 15, 2019. The total project is anticipated to take 6-8 weeks.

21st Street from Broadway Avenue to Douglas Avenue

Bids for the project were opened on April 15th, 2019. A recommendation for approval has been included in the packet.

Pearl Street Water Main Installation from 2nd Street to 3rd Street

Engineering is currently working on the design of this project. Plans should be finalized and the project bid out in the near future.

Missouri River Events in May

Missouri River Watershed Education Festival will be held on Thursday, May 2, 2019 at Riverside Park for registered area schools. Students will attend six 15-minute sessions during the morning. Some of the sessions are hands on, showing students how to identify factors that can cause changes in stability of populations, communities and ecosystems along the Missouri River. A look at the historical and cultural aspects of the Missouri River will also be presented in the forms of reenactment and tribal lore. 400 area students are registered to attend.

The National Park Service, who work with the City of Yankton on this event, has cancelled the 16th Annual Missouri River Cleanup on May 4, 2019. After reports received concerning the ongoing high water releases from Gavins Point Dam and future releases in the Missouri River Basin, the National Park Service has deemed water conditions are not safe to be taking people out along the shorelines. It is possible many of the shorelines could be undercut, making them unstable. If possible, depending on the amount of moisture received over the next couple of months and the snow melt in higher elevations that affect the releases, the Missouri River Cleanup may be rescheduled for later in the summer. Boats from the National Park Service and partner agencies usually transport volunteers to and from cleanup sites along the river shore line during the event.

Sponsors of these events and participants are: National Park Service (Missouri National Recreational River), City of Yankton, SD Game Fish and Parks, NE Game and Parks Commission, Izaak Walton League, USD, Missouri River Institute, US Army Corps of Engineers, US Fish & Wildlife Service, Yankton Daily Press & Dakotan, Keep Yankton Beautiful, KYNT Radio, SD Canoe & Kayak Association, SD Dept. of Corrections, Yankton Minimum Unit, SD Geological Survey, Ponca Sioux Tribe, TransCanada, NuStar, Applied Engineering, Kolberg-Pioneer, Vishay, First Dakota National Bank, Koletzky Implement, Yankton Ikes, NE Indian Community College, Casey's General Stores, Gene Borman, Camille Swift.

Reduced Rate Tire Collection Event

The South Dakota Department of Environment and Natural Resources has awarded a grant to the Vermillion Landfill to hold a reduced rate, waste-tire collection. The City of Vermillion Landfill and the City of Yankton Transfer Station will serve as waste-tire collection locations. Customers that are serviced by these solid waste-handling locations may drop off all types of tires at reduced rates. The reduced rates will be effective May 13, 2019 through June 19, 2019. Commercial business tires or tires from retailers will not be eligible for disposal at the reduced rates. Tires of all sizes will be accepted, but they cannot be on rims. No rims will be accepted. All tires that are collected will be recycled. For more information about the reduced rate collection, please call (605) 668-5213.

8) Environmental Services Department Update

A pre-construction meeting was held with S. J. Louis Construction for the Gravity Sewer Project. S.J. Louis is going to start dewatering operations as soon as weather permits. Staff will be working with the consultant to determine the contractor's ability to dewater the site. With the high water levels, dewatering may be an issue. The city will have to determine the most practical solution if dewatering is above and beyond the original scope due to environmental conditions. This could include a change order for additional cost of dewatering or delaying the project until environmental conditions improve.

Distribution staff has been busy checking valves along the 21st street project. Staff will be replacing or repairing several underground valves along the 21st street project. This work will be completed to help reduce the duration and extent of the shutoffs in the area during the project.

9) Parks and Recreation Department Update

Enclosed in your packet is an update on the various activities in the Parks and Recreation Department.

10) Information Services Department Update

In 2018 the 911 center handled 49,726 routine calls, 5,534 911 calls and managed 17,916 calls for service. Dispatchers celebrated National Telecommunicators Week April 14-20th. I would like to extend sincere thank you to all the businesses and individuals in the community that went the extra mile to express their gratitude to these dedicated professionals. It was greatly appreciated.

Staff has begun the siting process for the tower at the safety center for the radio console upgrade project. We hope to find a location that will have a minimum impact on the existing site and little or no conflict with utilities and other underground infrastructure. If needed, the radio consultant is working on an alternative plan for locating antennas if a tower does not end up being feasible.

11) Monthly reports

Yankton Police Department monthly reports are included for your review. Minutes from the Airport Advisory Board are also included.

Have an enjoyable weekend and do not hesitate to contact us if you have any questions about these or other issues. If you will not be able to attend the Commission meeting on Monday, please inform my office.

Sincerely,

Amy Leon
City Manager

	01Jan2019 31Mar2019	01Jan2018 31Mar2018	YTD 2019	YTD 2018
101 General Fund				
Revenues	2,105,993.98	2,115,141.39	2,105,993.98	2,115,141.39
Expenditures	1,872,369.67	1,758,648.01	1,872,369.67	1,758,648.01
201 Parks				
Revenues	2,601.36	22,351.44	2,601.36	22,351.44
Expenditures	229,739.95	185,778.32	229,739.95	185,778.32
202 Memorial Pool				
Revenues	226.28	139.62	226.28	139.62
Expenditures	55,679.24	7,911.11	55,679.24	7,911.11
203 Summit Activity Center				
Revenues	122,372.69	121,262.76	122,372.69	121,262.76
Expenditures	137,412.78	143,694.69	137,412.78	143,694.69
204 Marne Creek				
Revenues	10.70	97.53	10.70	97.53
Expenditures	15,738.58	15,103.26	15,738.58	15,103.26
205 Casualty Reserve				
Revenues	265.95	172.20	265.95	172.20
Expenditures				
207 Bridge and Street				
Revenues	88.14		88.14	
Expenditures				
211 Lodging Sales Tax				
Revenues	104,854.94	102,502.59	104,854.94	102,502.59
Expenditures	146,243.06	158,670.28	146,243.06	158,670.28
241 Infrastructure Improvement				
Revenue	3,236.70	8,100.22	3,236.70	8,100.22
Expenditures				
501-504 Improvements/Capital				
Revenues	4,902.86	(7,562.75)	4,902.86	(7,562.75)
Expenditures	20,571.40		20,571.40	
506 Special Capital Improvements				
Revenues	1,189,573.60	1,578,677.38	1,189,573.60	1,578,677.38
Expenditures	85,079.13	28,741.48	85,079.13	28,741.48
509 TID #2 Morgan Square				
Revenues				
Expenditures				
510 TID #5 Menards				
Revenues	3,918.54	3,901.41	3,918.54	3,901.41
Expenditures				
511 TID #6 Westbrook Estates				
Revenues	1,944.44	6,967.91	1,944.44	6,967.91
Expenditures		(7,449.91)		(7,449.91)
601-604 Water				
Revenues	8,830,343.85	12,782,346.99	8,830,343.85	12,782,346.99
Expenditures	6,024,887.60	1,868,826.41	6,024,887.60	1,868,826.41
611 Wastewater				
Revenues	906,585.23	1,766,807.83	906,585.23	1,766,807.83
Expenditures	1,191,209.24	1,074,344.92	1,191,209.24	1,074,344.92
621 Cemetery				
Revenues	3,522.72	5,658.88	3,522.72	5,658.88
Expenditures	16,696.31	18,750.87	16,696.31	18,750.87
631 Solid Waste Collection				
Revenues	299,335.79	990,288.78	299,335.79	990,288.78
Expenditures	286,886.75	289,627.04	286,886.75	289,627.04

CITY OF YANKTON
Revenues and Expenditures

	01Jan2019 31Mar2019	01Jan2018 31Mar2018	YTD 2018	YTD 2017
637 Joint Powers Landfill				
Revenues	291,760.69	254,240.69	291,760.69	254,240.69
Expenditures	290,688.45	286,193.45	290,688.45	286,193.45
641 Fox Run Golf Course				
Revenues	10,797.57	73,193.16	10,797.57	73,193.16
Expenditures	67,211.87	127,111.84	67,211.87	127,111.84

FINANCE MONTHLY REPORT

Activity	MAR 2019	MAR 2018	MAR 2019 YTD	MAR 2018 YTD
UTILITY BILLING:				
Water				
Water Sold (in gallons per 1,000)	37,786 M	39,557 M	123,686 M	127,102 M
Water Billed	\$419,421.30	\$394,569.28	\$1,321,346.71	\$1,228,926.00
Basic Water Fee/Rate per 1000 ga	\$24.61/\$5.83	\$21.71/\$5.55		
Number of Accounts Billed	5,281	5,215	15,851	15,685
Number of Bills Mailed	5,281	5,215	15,851	15,685
Total Meters Read	5,731	5,662	17,186	17,017
Meter Changes/pulled	2	2	14	20
Total Days Meter Reading	1	1	3	3
Misreads found prior to billing	0	0	0	0
Customers requesting Rereads	0	0	0	0
Sewer				
Sewer Billed	\$279,456.68	\$278,479.07	\$896,549.96	\$872,324.16
Basic Sewer Fee/Rate per 1000 g	\$10.18/\$6.17	\$9.69/\$5.87		
Solid Waste				
Solid Waste Billed	\$104,005.42	\$97,986.04	\$312,501.99	\$294,482.48
Basic Solid Waste Fee	\$21.83	\$20.79		
Total Utility Billing:	\$802,883.40	\$771,034.39	\$2,530,398.66	\$2,395,732.64
Adjustment Total:	(\$80.00)	(\$20.00)	(\$345.00)	(\$316.84)
Misread Adjustments	\$0.00	\$0.00	\$0.00	\$0.00
Other Adjustments	\$0.00	\$0.00	(\$45.00)	(\$86.84)
Penalty Adjustments OFF	(\$80.00)	(\$30.00)	(\$320.00)	(\$250.00)
Penalty Adjustments ON	\$0.00	\$10.00	\$20.00	\$20.00
New Accounts/Connects	40	29	127	111
Accounts Finaled/Disconnects	53	39	154	124
New Accounts Set up	1	1	5	11
Delinquent Notices	384	345	1185	1147
Doorknockers	105	160	447	495
Delinquent Call List	65	108	213	306
Notice of Termination Letters	9	10	44	29
Shut-off for Non-payment	6	5	19	15
Delinquent Notice Penalties	\$3,840.00	\$3,450.00	\$11,850.00	\$11,470.00
Doorknocker Penalties	\$1,050.00	\$1,600.00	\$4,470.00	\$4,950.00
Other Office Functions:				
Interest Income	\$73,343.95	\$45,471.73	\$222,686.98	\$116,235.07
Interest Rate-Checking Account	2.80%	1.94%		
Interest Rate-CDs	N/A	N/A		
# of Monthly Vendor Checks	135	155		
Payments Issued to Vendors	\$5,203,412.61	\$1,937,775.95	\$11,746,263.44	\$6,176,175.79
# of Employees on Payroll	218	212		
Monthly Payroll	\$434,384.73	\$429,782.69	\$1,307,712.05	\$1,306,732.38

Commission Information Memorandum

PARKS AND RECREATION DEPARTMENT

SUMMIT ACTIVITIES CENTER and RECREATION PROGRAMS

1st - half of April information:

Fitness Classes-

Early Bird Boot Camp class	33 participants
Power Abs	79 participants
Prime Time Senior class	121 participants
Tabata class	83 participants
Water aerobics	189 participants
Work-Out Express class	107 participants
Yoga classes	93 participants
Zumba class	33 participants

Rentals-

o Birthday rentals-	5 parties
o SAC courts-	0 hours
o Theater-	0 hours
o Meeting rooms-	11 hours
o City Hall courts-	4 hours
o Capital Building-	3 dates
o Riverside shelters-	0 rentals
o Memorial shelters-	0 rentals
o Westside shelter-	0 rentals
o Rotary outdoor classroom-	0 rentals
o Sertoma shelter-	0 rentals
o Tripp shelter-	0 rentals
o Meridian Bridge	0 rental

SAC members-	2,147 people
SAC memberships-	1,067
SAC attendance-	2,835 visits (does not include GreatLIFE attendees)
New members-	35 people

Saturday, April 6- SAC Spring Swim Lessons. 30 participants.

Friday – Sunday, April 5 – 7- Red Cross Lifeguard Training Certification. 11 participants.

Monday, April 15- SAC Member registration for summer recreation programs.

Tuesday, April 16- General public registration for summer recreation programs.

Brittany L. has been meeting and discussing the farmers' market details with the vendors that will be organizing the event for 2019.

Brittany L. has all the musical acts booked for the 2019 Music at the Meridian concert series for this summer. It will be the Thursdays in July and the first three Thursdays in August, including the Thursday before Riverboat Days. Please check out the Music at the Meridian Facebook Page for more information.

Brittany L. is working on the fireworks order for July 4, 2019. Brittany is planning on having the fireworks display from the upper deck of the Meridian Bridge. With the first night of Music at the Meridian on July 4, Brittany is planning on a concert that lasts longer than normal Thursday nights to entertain the crowd up until the fireworks. The Lawn will be a great place to view the fireworks since they will be shot from the bridge.

PARKS

The Parks Staff have been opening up restrooms throughout the parks system.

The new welcome banners for Broadway and 4th Street have arrived. The new Meridian District banners for 3rd Street and the new The Lawn banners are also here so the Parks Staff will be working to put up the banners through all the areas of the community.

The Trails and Parks Department staff are cleaning and evaluating the A-B Trail. With each snow and rain, there is water up over the low water crossings.

The Parks Department continues to pump water from Fantle Memorial Park and Lewis and Clark Soccer Complex.

The ball fields at Memorial Park, Sertoma Park, Summit Activities Center, and Riverside Park are being dragged and prepared each weekday according to game schedules submitted to the Parks Department.

The Parks Staff installed the swing set in Morgen Park and finished placing the engineered wood fiber for fall material under that entire play area.

Westside Park Master Planning process has continued with work by Todd, Dave Mingo, and Eric Ambroson to review the data (there were 372 responses gathered for the visual preference survey) and the maps the public drew on at the April 1 meeting. Three visuals of future Westside Park ideas are being created and will be brought to before the public on Monday, May 6, after the Parks Advisory Board meeting to gather thoughts and further suggestions.

There are a handful of residents who have inquired about the tree replacement reimbursement program for the street right-of-way trees. This is an encouraging sign and will help the City in regards to its total tree count as a part of our urban forest.

March 2019
 YPD
 Activity Report

	GENERAL SUMMARY			
	THIS MONTH		Year To Date	
	This Year	Last Year	This Year	Last Year
POLICE INCIDENTS	776	775	2097	2109
SHERIFF INCIDENTS	170	138	446	398
AMBULANCE CALLS (YPD)	26	22	89	64
FIRE / HAZMAT CALLS	1	3	7	7
FOREIGN AID CALLS	27	39	61	75
ALARMS	15	15	67	51
ANIMAL CALLS/COMPLAINTS	55	53	145	143
ANIMALS CLAIMED OR IMPOUNDED (HHS)	6	9	24	24
ANIMALS DISPOSED	1	0	2	1

	ACCIDENT SUMMARY			
	THIS MONTH		Year To Date	
	This Year	Last Year	This Year	Last Year
STATE REPORTABLE	12	15	43	38
NON REPORTABLE AND HIT & RUN	28	33	81	87
SIGNAL 1 INJURY	2	3	8	7
# PERSONS INJURED	3	5	9	10
FATALITIES	0	0	0	0
PEDESTRIAN ACCIDENT	0	1	0	1

March 2019

YPD

Citations

	THIS MONTH		YEAR TO DATE	
	This Year	Last Year	This Year	Last Year
DUI	9	21	26	41
DRIVING UNDER REVOCATION	7	9	17	17
SUSPENDED, EXPIRED OR UNLICENSED DRIVER	6	18	34	55
CARELESS DRIVING	0	3	6	9
EXHIBITION DRIVING	0	0	0	1
SPEEDING	12	15	40	40
STOP SIGN, RED LIGHT VIOLATION	4	6	10	14
IMPROPER TURNING	0	2	1	7
YIELD RIGHT OF WAY	1	1	3	1
OPEN CONTAINER	0	1	3	2
CONSUMPTION UNDERAGE (18-20 yoa)	0	0	0	0
LIQUOR VIOLATIONS / FURNISHING ALCOHOL TO A MINOR	0	0	0	0
MISDEMEANOR DRUG CITATIONS AND (Poss. Of Drug Paraph.)	21	23	41	67
TOBACCO VIOLATIONS	10	1	13	5
PETTY THEFT	4	4	15	11
INTENTIONAL DAMAGE TO PROPERTY	0	0	1	1
OTHER VIOLATIONS	21	22	50	61
TOTAL TRAFFIC CITATIONS	95	126	260	332

March 2019
 YPD
 Adult Arrest

	THIS MONTH		YEAR TO DATE	
	This Year	Last Year	This Year	Last Year
MURDER	0	0	0	0
RAPE	0	0	0	0
ROBBERY	0	0	0	0
BURGLARY	0	0	0	5
ASSAULT AGGRAVATED	0	1	2	3
ASSAULT SIMPLE	3	4	8	6
CRIMES AGAINST FAMILY / DOMESTIC VIOLENCE	6	6	18	19
DISORDERLY CONDUCT	0	0	0	0
SEXUAL CONTACT/SEX OFFENSES	0	1	2	1
THEFT PETTY	1	3	3	8
THEFT GRAND	0	0	2	0
THEFT AUTO	0	0	1	0
FORGERY & COUNTERFEITING	0	0	1	0
FRAUD	0	0	0	0
EMBEZZLEMENT	0	0	0	0
INTENTIONAL DAMAGE	0	1	0	3
NARCOTIC DRUG CHARGES	27	31	78	120
LIQUOR ARRESTS	0	0	0	1
WEAPONS VIOLATION	2	0	2	0
WARRANTS	11	20	43	54
PROTECTIVE CUSTODY	0	0	0	0
ALL OTHER OFFENSES	32	31	95	91
TOTAL ARRESTS	82	98	255	311

YPD

Juvenile Arrests

	THIS MONTH		YEAR TO DATE	
	This Year	Last Year	This Year	Last Year
CURFEW	0	0	0	0
RUNAWAY	1	5	3	6
MIC	3	9	10	18
MURDER	0	0	0	0
RAPE	0	0	0	0
ROBBERY	0	0	0	0
BURGLARY	0	0	0	0
ASSAULT AGGRAVATED	0	0	0	0
ASSAULT SIMPLE	0	1	2	3
CRIMES AGAINST FAMILY/ DOMESTIC VIOLENCE	0	0	0	0
DISORDERLY CONDUCT	4	0	5	0
SEXUAL CONTACT / SEX OFFENSES	0	0	0	0
THEFT PETTY	0	1	0	1
THEFT GRAND	0	0	0	0
THEFT AUTO	0	0	0	0
FORGERY & COUNTERFEITING	0	0	0	0
FRAUD	0	0	0	0
EMBEZZLEMENT	0	0	0	0
INTENTIONAL DAMAGE	0	0	0	0
NARCOTIC DRUG CHARGES	2	6	5	10
LIQUOR ARRESTS	0	0	0	0
WEAPONS VIOLATIONS	0	0	1	0
ALL OTHER OFFENSES	0	2	5	5
TOTAL ARRESTS	10	24	31	43

City of Yankton
Airport Advisory Board Meeting Minutes
For
March 20th, 2019
(unapproved)

The meeting was called to order at 8:00AM by Chairman Cox.

ROLL CALL:

Present: Chairman Jim Cox, Roger Huntley, George Munn, Dawn Steffes Steve Hamilton, Mark Yonke and City Commission Representative Jake Hoffner

Also present: Mike Roinstad, Dave Mingo, Brooke Goeden and Chris Nelson

February 20th, 2019

19-06 **MOTION** -- It was moved by Roger Huntley and seconded by Steve Hamilton to approve the minutes, as written, from the February 20th, 2019 meeting.

VOTE - Voting “Aye” - all members present. Voting “Nay” - none.

MOTION – PASSED

Mike Roinstad provided the Monthly Fuel Report for **February, 2019**. There were 31 transactions totaling 1,642.90 gallons. For comparison, in February 2018 there were 35 transactions totaling 3,096.80 gallons sold for a decrease in 1,453.90 gallons sold.

Staff Report

Dave Mingo reminded the Airport Advisory Board members that the 2019 South Dakota Airports Conference was next week and he was looking forward to the sponsor meeting to hopefully continue progress on the Apron Expansion Project. Mingo also responded to a questions asked at the last meeting about Yankton County contributing \$15,000 annually to YKN airport.

Update on Apron Expansion & Hangar Relocation Project

Dave Mingo stated that hopefully the language in our application can be addressed during next week’s Sponsor meeting at the Airports Conference. Mingo also stated that regulations pertaining to non-primary entitlement funds had been reviewed and they are subject to the same requirements as primary FAA funding.

Airshow Planning Update:

Jake Hoffner provided an update on the Yankton Air Show and stated progress was still being made. Currently, there is an air boss hired – his name is Jim Crumb, more commonly known as “Cookie Crumb.” The Yankton Air Show Committee continues to piece together which aircraft will be included in the show. Yankton Air Show

Committee Member, Brooks Shield, is working with the National Guard to potentially do a fly by. The Committee is also in contact with local law enforcement and emergency response teams. Current sponsorship to-date is approximately \$40,000; and a bank account is open and ready to receive funds. Mike Roinstad and his wife are handling all food vendors. It looks like there will be at six acts at the show. Progress continues to be made and the committee is really excited about the upcoming event. Yankton Airshow Inc. is a nonprofit using the XYZ group for tax deductible contributions.

Other Business

Dave Mingo stated that due to rain and snow and the massive area flooding, the City of Yankton is considering a Disaster Declaration. The County and State have also done so. We are hoping for a federal declaration soon. The assessment process for damages has just started and there are locations that are still very dangerous. Additionally, the budget still needs to be reviewed, so Mingo has asked that all boards be mindful that annual budgets will be adjusted, as repair assessments are figured out.

Chris Nelson stated that he would like a 30-foot-tall light pole by his hangar and wanted to know if there was a height limit or any other restrictions he needed to keep in mind? Mike Roinstad said the first step was for Nelson to file form “7460”.

19-07 **ADJOURNMENT**

MOTION – It was moved by Roger Huntley and seconded by Mark Yonke to adjourn meeting.

VOTE – Voting “Aye” – all members present. Voting “Nay” – none.

Meeting adjourned at 8:37 AM

Publishing Dates: April 25 and May 2, 2019

NOTICE TO BIDDERS

Sealed bids will be received by the City Commission of the City of Yankton, South Dakota, at the office of the City Finance Officer of said City until 3:00 PM or may be hand delivered to the place of opening at 3:00 PM on May 9, 2019 at which time they will be publicly opened and read in Meeting Room A located at 416 Walnut Street in Yankton, South Dakota. Disposition of said bids is expected to be held on May 28th, 2019 after 7:00 PM, in the Career Manufacturing Technical Education Academy, 1200 West 21st Street, Yankton, South Dakota.

Bids will be received on the following:

COLD APPLIED PLASTIC PAVEMENT MARKING INSTALLATION

Estimated quantities of the installation are listed below:

Cold Applied Plastic Pavement Marking, 4" Yellow-	6,158 LF
Cold Applied Plastic Pavement Marking, 4" White-	1100 LF
Cold Applied Plastic Pavement Marking, 12" Yellow-	0 LF
Cold Applied Plastic Pavement Marking, 24" White-	354 LF
Cold Applied Plastic Pavement Marking, Arrow-	16 EA
Groove Pavement for Marking, 4"-	7,258 LF
Groove Pavement for Marking, 24"-	354 LF
Groove Pavement for Marking, Arrow-	16 EA

Copies of the specifications and bidding forms can be obtained at the office of the Public Works Manager, 700 Levee Street, Yankton, South Dakota 57078 or by telephoning (605) 668-5211. All bids must be submitted on forms provided by the City of Yankton.

Payment shall be in cash based on 90% monthly payments for all completed work including the actual cost (exclusive of overhead and profit to the contractor and subcontractors) of materials suitably stored at the site.

The City of Yankton, South Dakota reserves the right to reject any or all bids and to waive any informalities therein to determine which is the best and lowest bid and to approve the bond.

Adam Haberman PE
Director of Public Works
City of Yankton, South Dakota

Dated: April 25, 2019

-THE CITY OF YANKTON IS AN EQUAL OPPORTUNITY EMPLOYER-

Yankton Taxable Sales and Sales Tax Receipts Due

Yankton Sales Tax (first and second penny combined)

	2016		2017		2018		2019			
	General Taxable Sales	General Tax Due	General Taxable Sales	General Tax Due	General Taxable Sales	General Tax Due	General Taxable Sales	General Tax Due	Monthly % Diff.	Accum. % Diff.
Jan	\$42,469,953	\$850,457	\$41,624,934	\$832,527	\$43,963,784	\$880,367	\$41,866,467	\$837,794	-4.84%	-4.84%
Feb	\$33,620,236	\$672,805	\$34,591,106	\$698,955	\$36,611,583	\$732,802	\$36,765,632	\$738,274	0.75%	-2.30%
Mar	\$33,071,639	\$666,827	\$31,409,630	\$628,413	\$32,806,331	\$656,668	\$33,836,569	\$677,909	3.23%	-0.70%
Apr	\$35,814,797	\$717,021	\$36,980,518	\$739,796	\$37,900,165	\$759,728				
May	\$35,670,433	\$713,445	\$36,830,743	\$736,702	\$37,962,931	\$762,156				
Jun	\$38,014,836	\$764,051	\$38,941,946	\$779,687	\$39,964,498	\$799,441				
Jul	\$40,038,133	\$800,806	\$43,250,834	\$874,067	\$43,372,992	\$871,624				
Aug	\$38,414,224	\$771,508	\$39,119,479	\$782,738	\$41,806,807	\$836,440				
Sep	\$39,941,412	\$800,981	\$38,890,159	\$778,389	\$44,029,076	\$881,383				
Oct	\$37,347,465	\$747,035	\$40,326,340	\$810,454	\$40,706,254	\$814,939				
Nov	\$37,134,407	\$743,292	\$38,865,087	\$777,730	\$39,869,848	\$797,456				
Dec	\$36,046,055	\$721,999	\$37,911,167	\$758,468	\$39,862,682	\$797,522				
Totals	\$447,583,589	\$8,970,226	\$458,741,942	\$9,197,927	\$478,856,952	\$9,590,527	\$112,468,668	\$2,253,977		-2.30%

Yankton BBB Sales Tax

	2016		2017		2018		2019			
	BBB Taxable Sales	BBB Tax Due	BBB Taxable Sales	BBB Tax Due	BBB Taxable Sales	BBB Tax Due	BBB Taxable Sales	BBB Tax Due	Monthly % Diff.	Accum. % Diff.
Jan	\$4,843,075	\$48,431	\$4,858,386	\$48,584	\$5,137,286	\$51,373	\$4,979,209	\$49,792	-3.08%	-3.08%
Feb	\$4,734,979	\$47,350	\$4,879,644	\$49,101	\$4,745,451	\$47,454	\$5,196,318	\$51,963	9.50%	2.96%
Mar	\$4,928,340	\$49,283	\$4,248,966	\$42,490	\$4,508,928	\$45,089	\$4,200,003	\$42,000	-6.85%	-0.11%
Apr	\$4,735,739	\$47,357	\$5,030,400	\$50,304	\$5,573,439	\$55,779				
May	\$5,058,772	\$50,588	\$4,941,116	\$49,411	\$4,828,282	\$48,283				
Jun	\$5,452,029	\$54,520	\$5,460,679	\$54,607	\$5,563,819	\$55,637				
Jul	\$5,588,416	\$55,884	\$5,961,050	\$59,610	\$5,885,586	\$58,856				
Aug	\$6,106,205	\$61,072	\$6,341,098	\$63,606	\$6,210,929	\$62,109				
Sep	\$5,658,190	\$56,582	\$5,580,671	\$55,807	\$6,091,280	\$60,913				
Oct	\$5,665,879	\$56,659	\$6,046,602	\$60,466	\$5,892,671	\$58,927				
Nov	\$5,156,961	\$51,570	\$5,076,991	\$51,164	\$5,392,414	\$53,924				
Dec	\$4,369,933	\$43,699	\$5,279,448	\$52,795	\$4,673,487	\$46,735				
Totals	\$62,298,518	\$622,995	\$63,705,051	\$637,945	\$64,503,573	\$645,080	\$14,375,530	\$143,755		2.96%

Yankton Taxable Sales and Sales Tax Receipts Due

Total Yankton Sales Tax (combined first penny, second penny, and BBB)

	2016	2017	2018	2019		
	Total Tax Due	Total Tax Due	Total Tax Due	Total Tax Due	Monthly % Diff.	Accum. % Diff.
Jan	\$898,888	\$881,111	\$931,740	\$887,586	-4.74%	-4.74%
Feb	\$720,155	\$748,057	\$780,257	\$790,238	1.28%	-2.00%
Mar	\$716,110	\$670,903	\$701,758	\$719,909	2.59%	-0.66%
Apr	\$764,378	\$790,100	\$815,507			
May	\$764,033	\$786,113	\$810,439			
Jun	\$818,572	\$834,294	\$855,079			
Jul	\$856,690	\$933,678	\$930,480			
Aug	\$832,579	\$846,345	\$898,550			
Sep	\$857,562	\$834,196	\$942,296			
Oct	\$803,694	\$870,920	\$873,866			
Nov	\$794,862	\$828,894	\$851,380			
Dec	\$765,698	\$811,262	\$844,257			
Totals	\$9,593,221	\$9,835,872	\$10,235,607	\$2,397,732		-2.00%

Top Ten First Class Cities Plus Vermillion

March

Cities	2018	2019	
	Total Tax Due	Total Tax Due	Accum. % Diff.
Sioux Falls	\$32,033,057	\$34,148,845	6.61%
Rapid City	\$14,248,270	\$14,622,994	2.63%
Aberdeen	\$4,695,390	\$4,628,543	-1.42%
Watertown	\$3,872,560	\$4,029,996	4.07%
Brookings	\$3,608,059	\$3,813,687	5.70%
Mitchell	\$2,920,302	\$2,832,639	-3.00%
Yankton	\$2,413,754	\$2,397,732	-0.66%
Pierre	\$2,050,773	\$1,980,295	-3.44%
Spearfish	\$1,872,892	\$1,971,839	5.28%
Huron	\$1,776,801	\$1,670,930	-5.96%
Vermillion	\$958,298	\$1,042,298	8.77%
Totals	\$70,450,155	\$73,139,798	3.82%

Memorandum #19-88

To: City Manager
From: Finance Officer
Date: April 11, 2019
Subject: Special Events Dance for Habitat for Humanity Clay & Yankton Counties

We have received the following application for a Special Event Dance License:

Habitat for Humanity Clay & Yankton Counties

Habitat for Humanity Clay & Yankton Counties has applied for a license to hold a street dance on June 13, 2019, 218 Capital Street, Yankton, S.D.

A license fee of \$5.00 has been paid.

Proof of insurance has been provided.



Al Viereck
Finance Officer

____ Voice vote

Memorandum #19-89

To: City Manager
From: Finance Officer
Date: April 11, 2019
Subject: Peddler's License

We have received the following application for a Peddler's License:

Clearhome Distributing dba AT & T
135 Mountain Way Drive
Orem, UT 84058

AT & T is requesting a license for 2 people to go house-to-house to sell new TV, Internet and Cell Phone services from July 1-31, 2019.

A check with the State Sales Tax Office revealed that the business does have a State Sales Tax Number.

City Code also requires each applicant to pay a fee of \$200.00 per month. This application is will be contingent upon receipt of the fee and bond.

The applicant is in compliance with all police codes as checked by the Yankton Police Department.



Al Viereck
Finance Officer

____ Voice vote

NOTICE OF HEARING UPON APPLICATION
FOR SALE OF ALCOHOLIC BEVERAGES

NOTICE IS HEREBY GIVEN that an application has been received by the Board of City Commissioners of the City of Yankton, South Dakota, for a New Retail (on-off sale) Malt Beverage License for June 30, 2018, to July 1, 2019, P & P Lottery Enterprises, LLC (James Palmer, Member), 3010 Broadway Ave, Yankton, S.D.

NOTICE IS FURTHER GIVEN that a Public Hearing upon the application will be held on Monday, May 13, 2019 at 7:00 p.m. in the City of Yankton Community Meeting Room at the Career Manufacturing Technical Education Academy, 1200 West 21st Street, Yankton, South Dakota, where any person or persons interested in the approval or rejection of the above application may appear and be heard.

Dated at Yankton, South Dakota,
this 22nd day of April, 2019.



Al Viereck
FINANCE OFFICER

____ Voice vote

NOTICE OF HEARING UPON APPLICATION
FOR SALE OF ALCOHOLIC BEVERAGES

NOTICE IS HEREBY GIVEN that an application has been received by the Board of City Commissioners of the City of Yankton, South Dakota, for a transfer of ownership and location of a Retail (on-off sale) Malt Beverage License for July 1, 2018, to June 30, 2019, from Bernard Properties, LLC (MelCena Bernard, Managing Partner), dba The Brewery, 200-204 West 3rd Street to P & P Lottery Enterprises, LLC (James Palmer, Member), 3010 Broadway Ave, Yankton, S.D.

NOTICE IS FURTHER GIVEN that a Public Hearing upon the application will be held on Monday, May 13, 2019 at 7:00 p.m. in the City of Yankton Community Meeting Room at the Career Manufacturing Technical Education Academy, 1200 West 21st Street, Yankton, South Dakota, where any person or persons interested in the approval or rejection of the above application may appear and be heard.

Dated at Yankton, South Dakota,
this 22nd day of April, 2019.



Al Viereck
FINANCE OFFICER

____ Voice vote

NOTICE OF HEARING UPON APPLICATION
FOR SALE OF ALCOHOLIC BEVERAGES

NOTICE IS HEREBY GIVEN that an application has been received by the Board of City Commissioners of the City of Yankton, South Dakota, for a transfer of ownership and location of a Retail (on-off sale) Malt Beverage License for July 1, 2018, to June 30, 2019, from YC Library, LLC (Garrett Horn, President), dba Capitol Street Pub, 401 Capitol Street, to P & P Lottery Enterprises, LLC (James Palmer, Member), 3010 Broadway Ave, Yankton, S.D.

NOTICE IS FURTHER GIVEN that a Public Hearing upon the application will be held on Monday, May 13, 2019 at 7:00 p.m. in the City of Yankton Community Meeting Room at the Career Manufacturing Technical Education Academy, 1200 West 21st Street, Yankton, South Dakota, where any person or persons interested in the approval or rejection of the above application may appear and be heard.

Dated at Yankton, South Dakota,
this 22nd day of April, 2019.



Al Viereck
FINANCE OFFICER

_____ Voice vote

NOTICE OF HEARING UPON APPLICATION
FOR SALE OF ALCOHOLIC BEVERAGES

NOTICE IS HEREBY GIVEN that an application has been received by the Board of City Commissioners of the City of Yankton, South Dakota, for a transfer of location and ownership of a Retail (on-sale) Liquor License for January 1, 2019, to December 31, 2019, from P & P Lottery Enterprises, LLC (James L. Palmer, Member), 3010 Broadway Avenue to YC Library, LLC (Garrett Horn, President), dba Capitol Street Pub, 401 Capitol Street, Yankton, S.D.

NOTICE IS FURTHER GIVEN that a Public Hearing upon the application will be held on Monday, May 13, 2019 at 7:00 p.m. in the City of Yankton Community Meeting Room at the Career Manufacturing Technical Education Academy, 1200 West 21st Street, Yankton, South Dakota, where any person or persons interested in the approval or rejection of the above application may appear and be heard.

Dated at Yankton, South Dakota,
this 22nd day of April, 2019.



Al Viereck
FINANCE OFFICER

_____ Voice vote

Memorandum #19-92

To: City Manager
From: Finance Department
Date: April 16, 2019
Subject: Transient Merchant License Application

We have received the following application for a Transient Merchant License:

Meridian District
Yankton, SD 57078

The applicant is requesting a license to have a vendors Farmers Market May 4 thru June 3, 2019 Thursday evenings and Saturday mornings at the City Parking Lot on 2nd and Douglas North East corner. The applicant is in compliance with all police codes as checked by the Police Department.



Al Viereck
Finance Officer

____ Voice vote

Memorandum #19-97

To: Yankton City Commission

From: Cpl. Brad Parker, Yankton Police Department

Date: April 18, 2019

Re: Trap, Neuter and Release Program (TNR)

April 22, 2019 is the date established for a public hearing on Ordinance#1021 amending the Animal Ordinance Chapter 5-24.

Chief Harris, Cpl. Parker, City Attorney DenHerder and Kerry Hacecky have met several times over the past several months to work out the details of a TNR Program for the City of Yankton.

City Attorney DenHerder will be available to answer any questions.

Recommendation: It is recommended that the Board of Commissioners hold the public hearing and approve Ordinance #1021 amending the Animal Ordinance contained in Chapter 5-24.

Respectfully submitted,

Cpl. Brad Parker
Yankton Police Department

I concur with the recommendation.
 I do not concur with the recommendation.

Amy Leon
City Manager

Hold Public Hearing

Memorandum #19-73

To: Yankton City Commission

From: Cpl. Brad Parker, Yankton Police Department

Date: March 28, 2019

Re: Trap, Neuter and Release Program (TNR)

The City of Yankton has an abundance of wild (feral) cats. Heartland Humane Society approached the Yankton Police Department with a request to start a Trap, Neuter and Release Program, also known as TNR. The cost for this program will be incurred by Heartland Humane Society.

In a Trap-Neuter-Release program, community cats are humanely trapped (with box traps), brought to a veterinarian to be spayed or neutered, vaccinated, eartipped (the universal sign that a community cat has been neutered and vaccinated), and then returned to their outdoor home.

Chief Harris, Cpl. Parker, City Attorney DenHerder and Kerry Hacecky have met several times over the past several months to work out the details of a TNR Program for the City of Yankton. As a result of the meetings, Heartland Humane Society will organize and staff the TNR Program. Heartland Humane Society will use their volunteers to trap and then release the feral cats back into the community. Heartland Humane Society will be providing the traps used for the TNR Program. Heartland Humane Society has a similar program in Vermillion.

Attached is Ordinance #1021 Section 5-24, which was amended to allow the TNR Program to operate in the City Limits of Yankton.

Respectfully submitted,

Cpl. Brad Parker
Yankton Police Department

Recommendation: It is recommended that the City Commission accept Ordinance #1021, as detailed in Memorandum #19-73, and establish the public hearing for April 22, 2019.

I concur with the recommendation.

I do not concur with the recommendation.



Amy Leon
City Manager

Establish Public Hearing

Ordinance No. 1021

An Ordinance amending animal control regulations within the City of Yankton to permit the operation of a Trap, Neuter, & Release (TNR) program within Yankton’s jurisdictional limits. Be it ordained that:

A new Section 5-24 shall be created to read as follows:

Sec. 5-24 Exception for Trap, Neuter, & Release Program.

For purposes of this Chapter, an authorized Trap, Neuter, & Release (TNR) program is a structured program operated by the Heartland Humane Society, the terms of which program are approved by the City Manager or City Manager’s designee, and under which program homeless, stray, or feral cats are trapped, then neutered or spayed, and then released within the jurisdictional limits of the City of Yankton.

Participation in a TNR program shall be an affirmative defense to a violation of Yankton Code of Ordinances Secs. 5-23(a), 5-23(h), 5-23(i), 5-23(k), 5-23(m), or 5-31 if the person in violation of any such ordinance is expressly authorized by the Heartland Humane Society to participate in the TNR program and the violation occurs as an unavoidable result of such participation in the TNR program operating strictly under the terms of the TNR program approved by the City Manager or City Manager’s designee.

Secs. 5-25—5-30. - Reserved.

1st Reading:
2nd Reading:
Publication Date:
Effective Date:

Nathan Johnson, Mayor

Attest:

Al Viereck, Finance Officer

Memorandum #19-80

To: City Manager
From: Finance Department
Date: April 11, 2019
Subject: Special Events Liquor License-VFW

We have received an application for a Special (on-sale) Liquor License for 1 day, June 8, 2019, from VFW (Colin Reisner, Quartermaster), 209 Cedar Street, City Hall Gym, 416 Walnut Street, 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.



Al Viereck
Finance Officer

Memorandum #19-81

To: City Manager
From: Finance Department
Date: April 11, 2019
Subject: Special Events Liquor License-Ben's Brewing Co.

We have received an application for a Special Events Retail (on-sale) Liquor License for 1 day, June 8, 2019, from Ben's Brewing Co. (Ben Hanten, Owner), dba Ben's Brewing Company, 222 West 3rd Street, RASKAK ROUNDUP, Parking Lot and Green Space West side of Meridian Bridge & the enclosed area of Levee Street, 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.



Al Viereck
Finance Officer

Memorandum #19-82

To: City Manager
From: Finance Department
Date: April 11, 2019
Subject: Special Events Liquor License-Ben's Brewing Co.

We have received an application for a Special Events Retail (on-sale) Liquor License for 7 days, July 4, 11, 18, 25 and August 1, 8 & 15 2019, from Ben's Brewing Co. (Ben Hanten, Owner), 222 West 3rd Street, Music at the Meridian, Parking Lot and Green Space Westside of Meridian Bridge & the enclosed area of Levee Street, 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.



Al Viereck
Finance Officer

Memorandum #19-83

To: City Manager
From: Finance Department
Date: April 11, 2019
Subject: Transfer Retail (on-off sale) Malt Bev. – I MART

We have received an application for a transfer of ownership of a Retail (on-off sale) Malt Beverage License for July 1, 2018, to June 30, 2019, from JAY AMBE-8, LLC (Kamleshkumar Patel, Owner) d/b/a Freedom Valu Center to I MART STORES, LLC (Muwafak Rizek, President), 301 Broadway Avenue, 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.



Al Viereck
Finance Officer

Memorandum #19-85

To: City Manager
From: Finance Department
Date: April 11, 2019
Subject: Transfer Retail (on-off sale) Malt Bev. – I MART

We have received an application for a transfer of ownership of a Retail (on-off sale) Malt Beverage License for July 1, 2018, to June 30, 2019, from JAY AMBE-8, LLC (Kamleshkumar Patel, Owner) d/b/a Freedom Valu Center to I MART STORES, LLC (Muwafak Rizek, President), 301 Broadway Avenue, 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.



Al Viereck
Finance Officer

Memorandum #19-84

To: City Manager
From: Finance Department
Date: April 11, 2019
Subject: Transfer Retail (on-off sale) Malt Bev. – Roadrunner

We have received an application for the transfer of ownership and location for a Retail (on-off sale) Malt Beverage License for July 1, 2018, to June 30, 2019, from BPO Elks Lodge 994 dba Elks Lodge 994, 504 W. 27th Street, to Zaccon, Inc. (Robert A Zacher, President), d/b/a Roadrunner Convenience Mart, 300 West 23rd Street, Suite II, Yankton, SD 57078.

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.



Al Viereck
Finance Officer

Memorandum #19-93

To: Amy Leon, City Manager
From: Todd R. Larson, Director of Parks, Recreation & City Events
Date: April 17, 2019
Subject: Market at the Meridian request for 2019

The City of Yankton staff are working with the Market at the Meridian farmers' market group to finalize a location for the 2019 farmers' market. The Market at the Meridian was created by the Meridian District Board for the summer of 2017 as a part of the Design South Dakota brain-storming process. In 2017, the Meridian District Director managed the market, which took place on Thursday evenings and Saturday mornings, on the north half of the Walnut block north of 2nd Street. There were some issues with compliance issues for the market in 2017.

With the Meridian District and City of Yankton collaboration in the summer of 2018, the Market at the Meridian was moved to the Lawn and the City provided some of the normal materials community special events require as a part of the special events application. The City worked with the Meridian District Director to make sure there were no compliance issues in 2018, as again, the Meridian District Director managed the market. Saturday mornings were a success, but Thursday night commitment and participation by vendors was minimal. One reason vendors are looking at different locations for 2019 is due to ADA accessibility of the grass at the Lawn.

The Meridian District has indicated to the City that the district will not have a director and will not be planning events or the market for 2019. Vendors at the market will need to manage the farmers' market in 2019. There have been meetings with the vendors at which City Staff have been present and there have been multiple phone calls with different vendors in which a variety of City Staff have participated. The vendors have expressed a desire to be in a different location and these locations have included the grass lot on the corner of 4th and Burleigh, the parking lot on the NE corner of Douglas and 2nd, the sidewalks in downtown, 3rd Street from Cedar to Walnut, and Walnut- the south half of the block south of 4th Street and also the entire block of Walnut north of 2nd Street. At the time of writing this memo on Tuesday, April 16, the Special Events Application which includes a finalized location has not been given to the City.

The normal process for a special event would be to have an application turned in to the City six months prior to the event, at which time it can be provided to the different departments for comments on dates, times, locations, issues with compliance to City codes and ordinances, and to help plan for the City to provide the normal materials a community special event requires. A blanket transient vendors license would be required for this special event and is being applied for by the Meridian District, but at this time it is for one month only, May 4 through June 3. Since a location has not been finalized, the City, in working on the transient merchant license, has picked the parking lot on the NE corner of Douglas and 2nd as the temporary location. The reason this location was chosen is due to the simpler logistics. Closing a public parking lot takes only the permission of the City Manager and does not require City Commission approval. Street closures, which would be for all Saturdays from May 4 through October 26, for the times of 7:30 am to 12:30 pm, do require City Commission approval along with the event complying with the Special Events No Parking Ordinance #933. A part of the requirement for the Special Events No Parking approval is having the special event organizer have adjacent property owners sign a document stating they have been informed about the event and event details and they have no issue with the event closing the street. The City's understanding is the vendors from the

_____ Roll call

farmers' market are collecting signatures from property owners along 3rd Street from Cedar to Walnut, as this is their first choice for a new location, and also collecting signatures from property owners

along Walnut- the south half of the block south of 4th Street and the whole block of Walnut north of 2nd Street, as this is their second choice for a new location. As of this writing, no signatures have been provided to the City.

Two other items that are dealt with in the Special Events Application are 1) a plan for the special events restroom availability and 2) a plan for signage. At this time, the market has expressed a plan to try and utilize adjacent property owners' restrooms in their buildings and would need to work this out along the finalized location. There has been no plan described or provided to the City for signage for the market.

Recommendation: At this time, the City Staff recommends the location of the public parking lot at the NE corner of 2nd and Douglas or continued use of the Lawn until an application and all the corresponding materials are turned into the City for evaluation, processing, and eventual Commission approval if needed.

Respectfully submitted,



Todd R Larson
Director of Parks, Recreation, & City Events

I concur with this recommendation.

I do not concur with this recommendation.



Amy Leon, City Manager

_____ Roll call

Memorandum #19-86

To: Amy Leon, City Manager
From: Dave Mingo, AICP Community and Economic Development Director
Subject: Planning Commission Action Number 19-13 / Resolution #19-17
Date: April 11, 2019

CONDITIONAL USE PERMIT REQUEST

ACTION NUMBER: 19-13

E.T.J. MEMBER ACTION REQUIRED: No

APPLICANT / OWNER: Benedictine Convent of the Sacred Heart, owner.

ADDRESS / LOCATION: 1005 W. 8th Street (please reference the attached map).

PROPERTY DESCRIPTION: Monastery Lot A2 except C, Lot H2 & Lots B, B1, C, C1, C2, C4, C5 & F, Benedictine Hilltop Addition in the City and County of Yankton, South Dakota.

ZONING DISTRICT: R-2 Single Family Residential.

PREVIOUS ACTION: Campus and Monastery developments on the site.

COMMENTS: Attached is a site plan and elevation views that show the proposed Mount Marty College Fieldhouse west of the current campus buildings, south of 8th Street. The property is currently open green space that includes some storm water management facilities. The property has been owned by the Benedictine Convent for many years. Long range plans for the campus have included development at the site for decades.

The proposed structure is commensurate with the large structure types of development already on the campus. Property across the street to the north is zoned B-2 Highway Business with high intensity land uses occupying much of the corridor. Property to the west is zoned R-4 Multiple Family Residential and contains large structure apartment complexes.

Parking requirements are an important consideration for the project. The facility is designed primarily for training. It will host some large events but the type of sports hosted in the structure do not involve large crowd attendance. There will be minimal permanent seating in the facility.

The existing parking west of Laddie Cimpl Arena was not required to meet any prior obligation and can therefore be considered part of the parking needed for the proposed facility. Additional on-campus parking at other locations is also technically eligible to serve the new facility. The parking listed as "Alternate Parking" on the site plan is not technically required for occupancy of the proposed structure. Staff has been informed that the "Alternate Parking" will be constructed with the initial construction on the site.

_____ Roll Call

Lighting at the proposed new facility should be designed in a manner that does not allow light to spill west or northwest toward neighboring residential properties.

The changes in storm water management at the site will need to be designed by a qualified engineer to make sure the project does not release flows from the site in excess of what the downstream management facilities can accommodate.

Staff has not received any comments from the public subsequent to publishing the hearing notice in the newspaper and sending direct mailings to adjacent property owners.

The staff recommends approval of the request.

HEARING SCHEDULE:

- March 11, 2019: The Planning Commission established April 8, 2019 as the date for public hearing on the proposed request.
- April 8, 2019: The Planning Commission conducts a hearing and makes a recommendation to the City Commission.
- April 22, 2019: The City Commission considers a resolution and makes the final decision.

Planning Commission results: The Planning Commission recommended approval of the proposed Conditional Use Permit.

RESOLUTION #19-17
Conditional Use

WHEREAS, the Benedictine Convent of the Sacred Heart is the owner of Monastery Lot A2 except C, Lot H2 & Lots B, B1, C, C1, C2, C4, C5 & F, Benedictine Hilltop Addition in the City and County of Yankton, South Dakota, and

WHEREAS, the above described property is zoned R-2 Single Family Residential which allows conditional uses under the City of Yankton's Zoning Ordinance No. 711 as amended, and

WHEREAS, this Conditional Use Permit request is necessary for the construction of an Athletic Fieldhouse as described in the associated plans and has been reviewed and recommended for approval by a vote of the City Planning Commission.

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the City of Yankton, South Dakota hereby approves a Conditional Use Permit for an Athletic Fieldhouse, as depicted in the associated documentation, on the above described property.

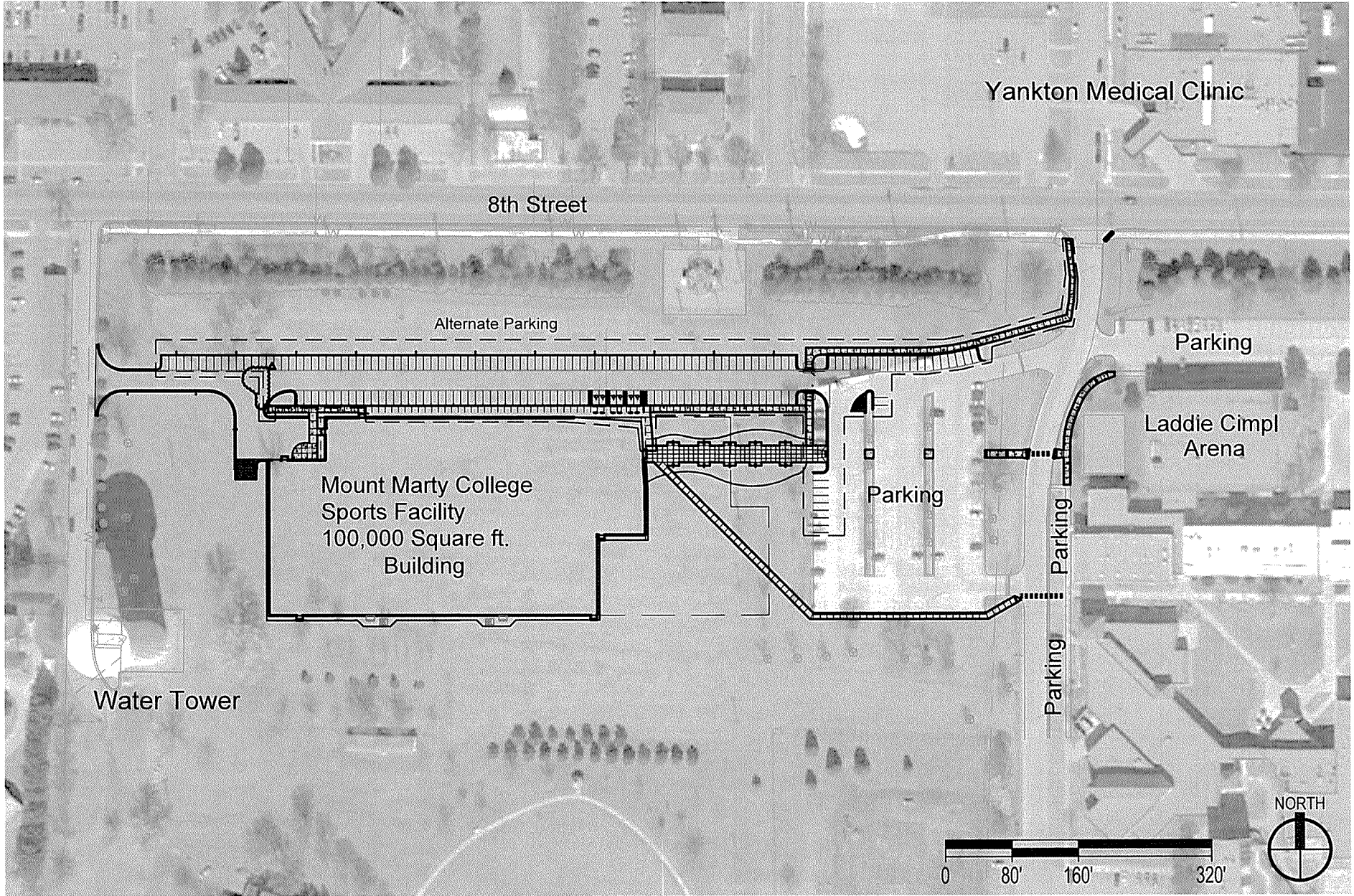
Adopted:

Nathan V. Johnson, Mayor

ATTEST:

Al Viereck, Finance Officer

MOUNT MARTY COLLEGE - SPORT FACILITY

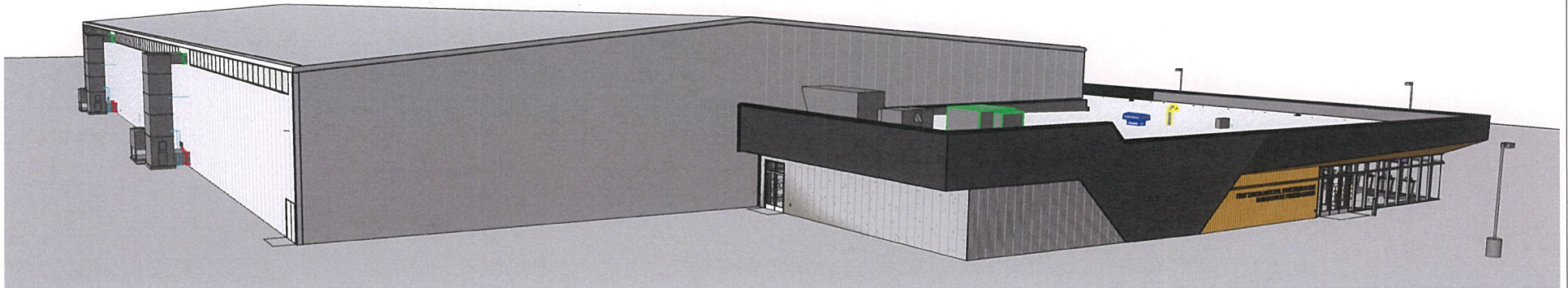


2019-03-11

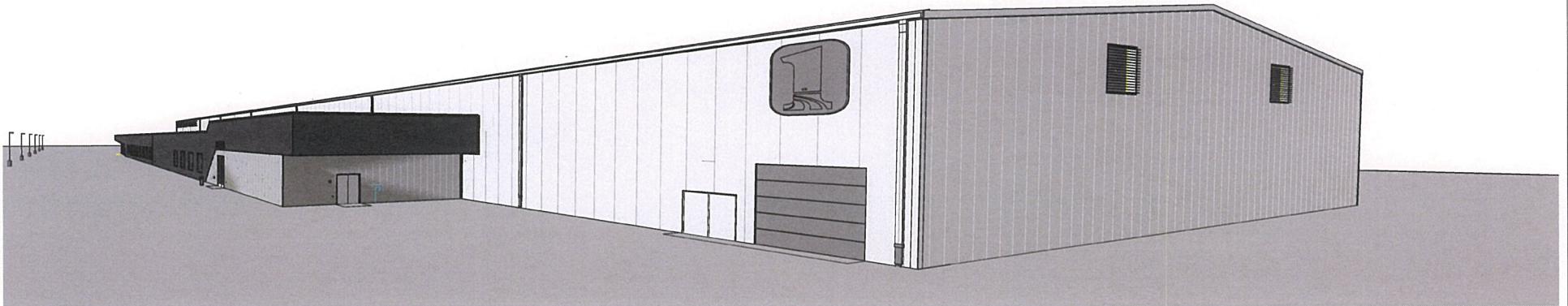
MOUNT MARTY COLLEGE - SPORT FACILITY



RENDERING LOOKING SOUTHWEST



RENDERING LOOKING NORTHWEST



RENDERING LOOKING SOUTHEAST

2019-02-18

EXTERIOR RENDERINGS



Memorandum #19-87

To: Amy Leon, City Manager
From: Dave Mingo, AICP Community and Economic Development Director
Subject: Planning Commission Action Number 19-14 / Resolution #19-18
Date: April 11, 2019



PLAT REVIEW

ACTION NUMBER: 19-14

E.T.J. MEMBER ACTION REQUIRED: No

APPLICANT / OWNER: Benedictine Convent of the Sacred Heart, owner.

ADDRESS / LOCATION: 1005 W. 8th Street (reference the attached map).

PROPERTY DESCRIPTION: Monastery Lot C6, Benedictine Hilltop Addition, City of Yankton, Yankton, South Dakota.

ZONING DISTRICT: R-2 Single Family Residential.

PREVIOUS ACTION: Multiple Monastery Benedictine Hilltop Addition Plats.

COMMENTS: The proposed plat would create a lot in the Monastery Benedictine Hilltop Addition specifically for the proposed Mount Marty College Fieldhouse. The separately identified tract of land is needed to support the financing for the facility.

The area is owned by the Benedictine Sisters as a part of the Convent and Mount Marty College campus property. The City has no plans for extensions of the street grid or other utility corridors in the site. All adjacent infrastructure has been previously improved to City and State (SD Hwy 52) specifications.

Staff recommends approval of the proposed plat.

HEARING SCHEDULE:

April 8, 2019: Planning Commission reviews the plat and makes a recommendation to the City Commission.

April 22, 2019: City Commission reviews the plat and makes a final decision.

Planning Commission results: The Planning Commission recommended approval of the proposed plat.

_____ Roll Call

RESOLUTION #19-18

WHEREAS, it appears from an examination of the plat of Monastery Lot C6, Benedictine Hilltop Addition, City of Yankton, Yankton, South Dakota prepared by Brett R. Kennedy, a registered land surveyor in the state of South Dakota, that all applicable requirements have been met, 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 of the above described property is hereby approved.

Adopted:

Nathan V. Johnson, Mayor

ATTEST:

Al Viereck, Finance Officer

City of Yankton

Plat Location Map

A Plat of Monastery
Lot C6, Benedictine
Hilltop Addition,
City of Yankton,
Yankton County,
South Dakota



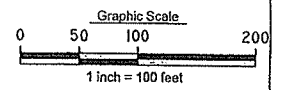
0 100 200 400
Feet



A PLAT OF MONASTERY LOT C6, BENEDICTINE HILLTOP ADDITION,
CITY OF YANKTON, YANKTON COUNTY, SOUTH DAKOTA



BASIS OF BEARING
City of Yankton Datum



LEGEND:

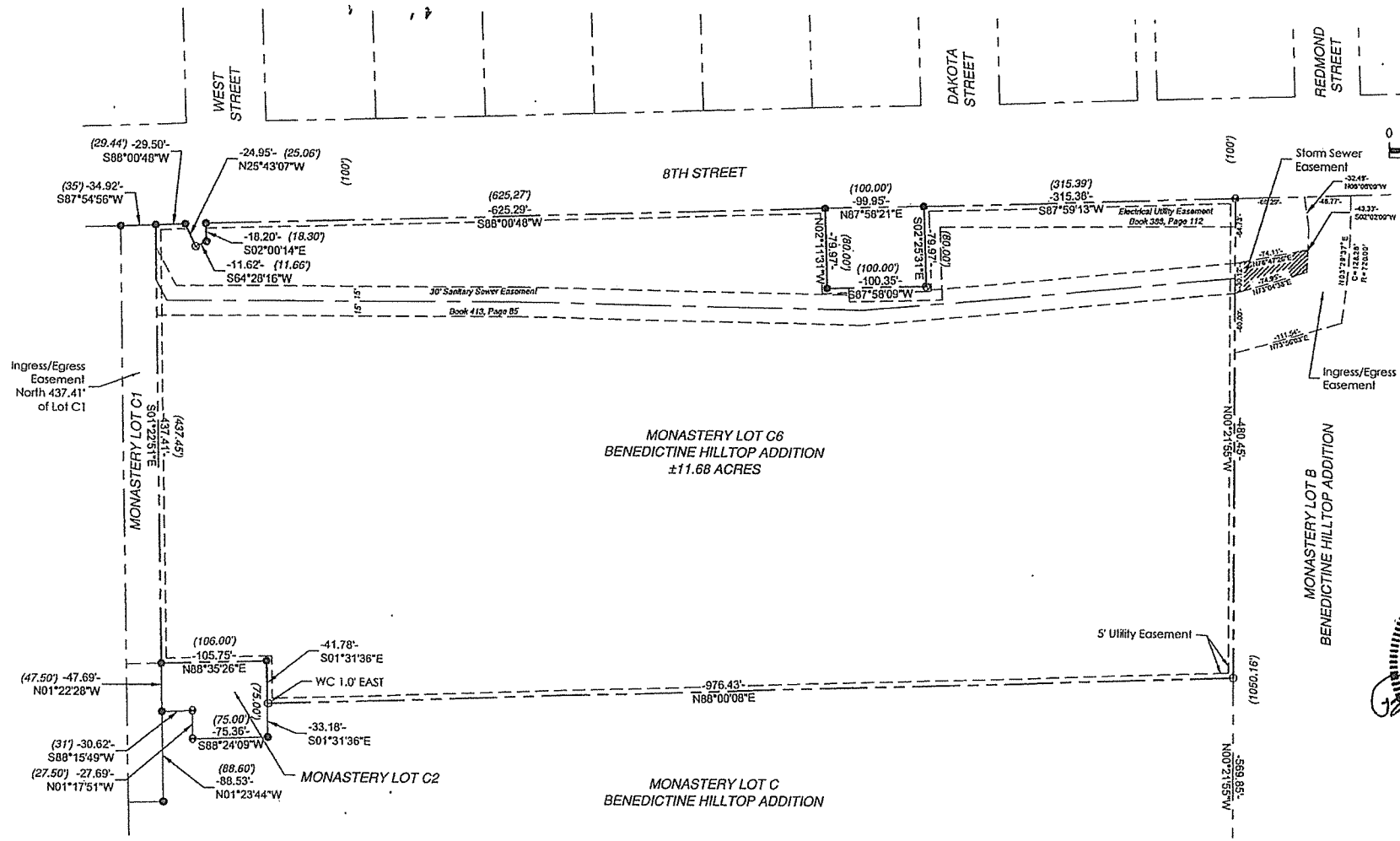
- Set 5/8" Rebar w/ cap LS 5350
- Found Pipe w/ cap LS 2919
- ⊗ Found 3/4" Pipe
- ⊗ Found 5/8" Rebar
- (90') Recorded Distance

EASEMENTS

- 5' Utility Easement along exterior boundary line
- Storm Sewer Easement in Monastery Lot B as shown
- Ingress/Egress Easement in Monastery Lot B as shown
- Ingress/Egress Easement in Monastery Lot C1 as shown



Prepared By:



MONASTERY LOT C6
BENEDICTINE HILLTOP ADDITION
±11.68 ACRES

MONASTERY LOT C
BENEDICTINE HILLTOP ADDITION

MONASTERY LOT C1
BENEDICTINE HILLTOP ADDITION

MONASTERY LOT C2
BENEDICTINE HILLTOP ADDITION

MONASTERY LOT B
BENEDICTINE HILLTOP ADDITION

Ingress/Egress
Easement
North 437.41'
of Lot C1

Ingress/Egress
Easement

5' Utility Easement

Storm Sewer
Easement

Electrical Utility Easement
Book 333, Page 112

Sanitary Sewer Easement
Book 413, Page 85

WEST
STREET

8TH STREET

DAKOTA
STREET

REDMOND
STREET

(29.44') -29.50'-
S88°00'48"W

-24.95'- (25.06')
N25°43'07"W

(35') -34.92'-
S87°54'56"W

-18.20'- (18.30')
S02°00'14"E

-11.62'- (11.66')
S64°28'16"W

(625.27')
-625.29'-
S88°00'48"W

(100.00')
-99.95'-
N87°58'21"E

(86.00')
-79.97'-
N02°11'31"W

(100.00')
-100.35'-
S02°25'31"E

(100.00')
-99.95'-
S87°58'09"W

(315.39')
-315.38'-
S87°59'13"W

(100')

-32.44'-
N88°00'00"W

-43.37'-
S02°02'00"W

-43.37'-
N03°04'12"E

-43.37'-
S87°23'00"W

-43.37'-
N03°04'12"E

-43.37'-
S87°23'00"W

-43.37'-
N03°04'12"E

-43.37'-
S87°23'00"W

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S87°23'00"W

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N03°04'12"E

-43.37'-
S87°23'00"W

-43.37'-
N03°04'12"E

-43.37'-
S87°23'00"W

-43.37'-
N03°04'12"E

Memorandum #19-94

To: Amy Leon, City Manager
From: Bradley Moser, Civil Engineer
Subject: Bid Award for the 21st Street Reconstruction from Broadway Avenue to Douglas Avenue
Date: April 16, 2019

Bids for the 21st Street Reconstruction Project from Broadway Avenue to Douglas Avenue, were opened on April 15, 2019. As part of the contract, the contractor will remove the existing curb and gutter, driveway approaches and asphalt pavement. They will install a 16" water main prior to providing 12" of crushed concrete and asphalt as base for paving. Once the base is completed, 8" PCC pavement with new curb and gutter will be placed on top.

With an emphasis on having the roadway completed by the start of school fall of 2019, this may have been a small factor in the bidding prices. Even with that requirement, the bids received were still competitive and in-line with the going rates. The bids received are listed below:

- | | |
|---|-----------------|
| 1. Masonry Components, Inc., Yankton, SD | \$ 980,459.85 |
| 2. Feimer Construction, Inc., Yankton, SD | \$ 985,168.80 |
| 3. Slowey Construction, Inc., Yankton, SD | \$ 988,038.50 |
| 4. BX Civil & Construction, Inc., Dell Rapids, SD | \$ 1,100,195.40 |

The low bidder meets the specifications and is \$45,155.95 lower than the Engineer's estimate of \$1,025,615.80, for the project. Masonry Components has proven that they are capable of completing projects of this magnitude. Most recently in Yankton they were a concrete subcontractor on both the 8th Street and Walnut Street projects. Based on this work history and a review of the bids submitted, city staff recommends that the bid be awarded, to Masonry Components, Inc., in the amount of \$980,459.85.

Respectfully submitted,

Bradley Moser
Civil Engineer

Recommendation: It is recommended that the City Commission award the contract, to Masonry Components, Inc., in the amount of \$980,459.85, as explained in Memorandum #19-94.

I concur with the recommendation.

I do not concur with the recommendation.

Amy Leon
City Manager

cc: Adam Haberman

____ Roll call

Memorandum #19-63

To: Amy Leon, City Manager
 From: Todd R. Larson, Director of Parks, Recreation, & Events
 Subject: Welcome to Walnut event funding request
 Date: April 16, 2019

With 2019 being the first summer of the new Walnut corridor from 2nd to 4th Streets being in bloom, and with the City being an integral part of the Air Show at the airport on August 31 and September 1, the City Staff would like to plan a “Welcome to Walnut” event for Friday night, August 30. This event is part of the City’s weekend of celebrating being incorporated as a City 150 years ago.

The Walnut corridor vision was a part of the community planning process during the Design South Dakota effort in 2017. The City was able to make the Walnut and downtown vision a reality with construction in 2018 and early 2019. The “Welcome to Walnut” event can be an opportunity to remind people of the public process that led to the designs. It can also be used to thank all of those that were involved in the planning processing including the Design SD group and the architectural students from SDSU. It is also an opportunity to educate and celebrate the important investment the City made in this public space, which is aimed to make the downtown a really great experience for those who spend time there. These investments include wider sidewalks, more seating, flower pots, bike racks, landscaping that is more environmentally suitable for the appropriate trees and plantings, up lighting on the trees for ambience, a pedestrian friendly connection to the plaza and bridge, and more.

Initial thoughts about this “community picnic on Walnut” would include providing food, beverage, and entertainment (music and family friendly activities) from 5:30 pm - 8:30 pm. Coordination with the Air Show would also occur as part of the entertainment aspect and would include some of the airplanes participating in the events at the airport to fly-over the picnic. One other item being requested as a part of this event, but also as a part of the air-show planning, and the other events that the City is involved with (Music at the Meridian, Holiday Festival of Lights), is the purchasing of an outdoor portable stage, twelve feet deep, twenty-four feet long, and a couple feet high.

A preliminary budget for this event includes \$5,000 for food and beverage, \$3,500 for entertainment, \$500 for marketing, and \$10,000 for the portable stage. Total budget of \$19,000 to be funded by the BBB.

Recommendation: It is recommended that the City Commission approve the BBB funding request for “Welcome at Walnut” in the amount of \$19,000.

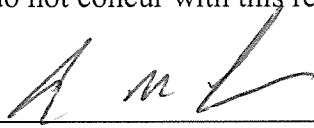
Respectfully submitted,



Todd R Larson
Director of Parks, Recreation, & City Events

I concur with this recommendation.

I do not concur with this recommendation.



Amy Leon, City Manager

_____ Roll call

Memorandum #19-91

To: Amy Leon, City Manager
From: Brittany LaCroix, Events and Promotions Coordinator
Subject: *Music at the Meridian Concert Series*
Date: *April 15, 2019*

The 4th Annual Music at the Meridian summer concert series dates are as followed: 7/4, 7/11, 7/18, 7/25, 8/1, 8/8, and 8/15. Bands specializing in bluegrass, folk, jazz, blues and other “rare” to Yankton genres will set-up in the parking lot west of the Meridian Bridge. Live music will be from 6:00 pm - 8:00 pm. Levee Street will be closed in the small area by the Meridian Bridge, specifically from the driveway of the Water Treatment Plant parking lot to the east end of the alley along The Lawn. City staff has been and will continue to work with the Water Treatment Plant construction staff during the 7-week music series to ensure a safe and enjoyable location for event goers.

Attendees will be able to sit in the green space north of the parking lot, on Levee Street, or The Lawn. The event is designed to attract the after-work crowd, Meridian Bridge enthusiasts, families with kids who can run and play in the green spaces or enjoy the spray jets at the plaza, and citizens who want a pleasant social experience on the banks of the beautiful Missouri River. Attendees will be encouraged to bring their own lawn chairs or blankets for seating.

The Meridian Mural will continue again this year, ran by the Meridian District Art Project committee. Local food trucks and Bens Brewing Company will also be set up at The Lawn.

The Department is asking for the City Manager to be granted the ability to sign all documents/contracts for the event and approve the street closure.

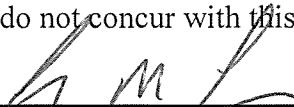
Recommendation: It is recommended that the Commission approve the Music at the Meridian Concert Series and grant the City Manager the ability to sign all documents/contracts for the event and approve the street closure.

Respectfully submitted,



Brittany LaCroix
 Events and Promotions Coordinator

I concur with this recommendation.
 I do not concur with this recommendation.



 Amy Leon, City Manager

_____ Roll call

Memorandum #19-90

To: Amy Leon, City Manager
From: Brittany LaCroix, Events and Promotions Coordinator
Subject: Request by the Parks and Recreation Department for a Fireworks Public Display on July 4, 2019
Date: April 15, 2019

The City of Yankton Parks and Recreation Department is requesting the approval of a public fireworks display within the city limits on July 4, 2019 located on the top level of the Meridian Bridge. Staff will follow city procedure of closing the bridge to pedestrian traffic. The bridge will close no earlier than 10:00 am for set-up by Premier Pyrotechnics staff on July 4, 2019 and will remain closed during the day. The bridge will open back up for pedestrian use by 6:00 am on July 5, 2019. Per municipal code, this request needs to be approved by the City Commission. The fire department has reviewed the request and is comfortable with the request being approved.

Recommendation: It is recommended that the Commission approve the request for a public firework display hosted by Parks and Recreation on July 4, 2019.

Respectfully submitted,



Brittany LaCroix
Events & Promotions Coordinator

I concur with this recommendation.
 I do not concur with this recommendation.



 Amy Leon, City Manager

_____ Roll call

FIREWORKS PUBLIC DISPLAY PERMIT FOR YANKTON COUNTY

PERMIT # _____
(USE APPLICATION PICKUP DATE FOR PERMIT #)

NAME OF APPLICANT Brittany La Croix

ADDRESS 1900 Ferdig CITY Yankton STATE SD ZIP 57078

PHONE 605.668.5232 CELL 605.661.0656 OTHER _____

PERSON(S) ACTUALLY IN CHARGE OF/SHOOTING DISPLAY: ^{Premier} Pyrotechnics

NAME _____ ADDRESS _____ CITY _____ STATE _____ ZIP _____

NAME _____ ADDRESS _____ CITY _____ STATE _____ ZIP _____

DATE/TIME DISPLAY TO DISCHARGED July 4th 2019 @ 10:00 pm

LOCATION DISPLAY WILL BE DISCHARGED Meridian Bridge

TYPE OF FIREWORKS TO BE DISCHARGED: CLASS B EXPLOSIVES (SPECIAL FIREWORKS) _____
CLASS C COMMON FIREWORKS _____

IF APPLYING FOR CLASS B FIREWORKS, HAVE YOU ATTENDED A SHOOTERS SCHOOL _____ YES _____ NO

I, Brittany La Croix, DECLARE AND AFFIRM UNDER THE PENALTY OF PERJURY THAT THIS FIREWORKS DISPLAY PERMIT HAS BEEN EXAMINED BY ME AND TO THE BEST OF MY KNOWLEDGE AND BELIEF IS TRUE AND CORRECT.

DATED THIS 16 DAY OF April, 2019. Brittany La Croix
Signature of applicant

Notary public only
Subscribed and sworn to (or affirmed) this _____ day of _____ 20____
Notary Public _____ expires _____

FIRE DEPARTMENT SIGNATURE/TITLE Lay Mckee Deputy Chief DATE 4-16-2019

LAW ENFORCEMENT SIGNATURE/TITLE _____ DATE _____

Permit issued subject to applicable laws and regulations. SDCL 34-36, SDCL 34-37. NFPA 1123 - CURRENT EDITION, AND LOCAL ADOPTED FIRE CODES. This permit may not be transferred or reassigned without issuing authority permission (2010)

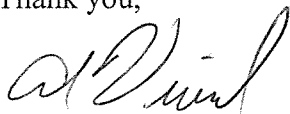
Memorandum #19-95

To: City Commission
From: Finance Officer
Date: April 18, 2019
Subject: Memorandum Supporting Resolution #19-19, Proposing New Tipping Fees Effective July 1, 2019, July 1, 2020 and July 1, 2021

Attached to this memorandum is Resolution #19-19 proposing new tipping rates for the City of Yankton. The proposed rate increase would be effective July 1, 2019, July 1, 2020 and July 1, 2021. At the April 4, 2019 Joint Powers Advisory Board meeting in Yankton, the board voted to recommend that each city increase the tipping fees at each municipality's respective facility. The staff presented a three-year rate increase at both the transfer station and landfill. The purpose of the rate increase is to assist in recovering costs associated with operations of the Joint Powers Authority and to assist with the costs associated with future capital improvements needed at both facilities.

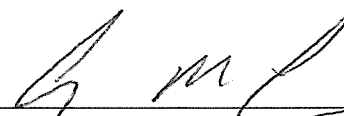
It is recommended that the City Commission adopt Resolution #19-19 enacting the new rates effective July 1, 2019, July 1, 2020, and July 1, 2021,

Thank you,



Al Viereck
Finance Officer

I concur with the above recommendation
 I do not concur with the above recommendation



 Amy Leon, City Manager

_____ Roll call

RESOLUTION #19-19

WHEREAS, at the April 4, 2019, Joint Powers Advisory Board meeting in Yankton, the board voted to recommend that each city increase the tipping fees at each municipality's respective facility; and

WHEREAS, the cost to operate per ton has exceeded the revenue per ton currently charged; and

WHEREAS, the Capital Cost needs continue to increase at both locations; and

WHEREAS, the Joint Powers member cities desire to provide solid waste services on a self-sustaining user fee basis;

NOW, THEREFORE, BE IT RESOLVED by the City Commission of Yankton, South Dakota, that the following Joint Powers Landfill and Recycling tipping rates are hereby adopted, effective for July 1, 2019, and July 1, 2020, and July 1, 2021

	Current	Proposed	Proposed	Proposed
	Per Ton	July 1, 2019	July 1, 2020	July 1, 2021
1. Garbage for Licensed Haulers	\$50.50	\$54.00	\$57.50	\$61.00
2. Garbage for Un-Licensed Haulers	\$56.00	\$59.50	\$63.00	\$66.50
3. Garbage / Out of County / Licensed	\$60.00	\$63.50	\$67.00	\$70.50
4. Garbage / Construction Debris	\$58.00	\$61.50	\$65.00	\$68.50

The City of Yankton reserves the right to impose additional fees on loads or items deemed to be not in keeping with the above rates. These fees will be set in accordance with the final recycling cost, transportation costs and operations cost affected.


Adopted:

Nathan V. Johnson
Mayor

ATTEST:

Al Viereck
Finance Officer

Memorandum No. 19-96

TO: Mayor and City Commissioners
FROM: Amy Leon, City Manager 
RE: Memorandum of Understanding
DATE: December 5, 2018

The City of Yankton and the American Federation of State, County, and Municipal Employees, AFL-CIO, Local 3968, have entered into a Memorandum of Understanding regarding the day after 4th of July, 2019 (July 5, 2019) for the calendar year 2019. The Memorandum of Understanding which is attached to this memo, hereby deems the day after 4th of July (July 5, 2019) for the calendar year 2019, as an additional recognized City holiday, subject to all applicable rights and obligations afforded to City employees under the CBA and the applicable Employee Personnel Manual.

Recommendation: It is recommended that the City Commission approve the Memorandum of Understanding and authorize the City Manager to implement the provisions of the agreement throughout the organization, as applicable.

MEMORANDUM OF UNDERSTANDING

This Memorandum of Understanding is entered into by and between the City of Yankton, a political subdivision of the State of South Dakota, hereinafter referred to as the “City,” and Local 3968, American Federation of State, County and Municipal Employees, AFL-CIO, hereinafter referred to as the “Union.”

WHEREAS, the City’s administration recognizes the extra efforts City employees put forth to accommodate and overcome unexpected challenges faced by the City caused by the flooding events of spring, 2019;

WHEREAS, the City’s administration wishes to reward its employees for their extra efforts with a one-time paid holiday; and

WHEREAS, discretionary one-time paid holidays of this nature are not included within the present effective collective bargaining agreement (“CBA”) between the parties and must be the subject of a negotiated agreement between the parties.

NOW THEREFORE, the parties agree that for calendar year 2019 only, July 5, 2019, shall be deemed an additional recognized City holiday, subject to all applicable rights and obligations afforded to City employees under the CBA and the applicable Employee Personnel Manual.

All other provisions contained within the CBA dated November 23, 2016, as amended, are incorporated herein by this reference and remain in full force and effect.

**AMERICAN FEDERATION
OF STATE, COUNTY AND
MUNICIPAL EMPLOYEES,
AFL-CIO, LOCAL 3968**

CITY OF YANKTON

By:

Amy Leon, City Manager