

**CHAMBER OF THE BOARD OF CITY COMMISSIONERS
YANKTON, SOUTH DAKOTA
May 28th, 2019**

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

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

Action 19-139

Moved by Commissioner Miner, seconded by Commissioner Moser, to approve the Minutes of the regular meeting of May 13th, 2019.

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

Motion adopted.

Mayor Johnson read the General Aviation Appreciation Month Proclamation.

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

Chief Harris introduced new police officers Colton Bender, Cole Larson and Skylar Russenberger.

Action 19-140

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

1. **Approving Current Volunteer Firefighter**
Consideration of Memorandum 19-120 regarding approving the new Volunteer Firefighters per Workers' Compensation and SDCL requirements
2. **Establish public hearing for sale of alcoholic beverages**
Establish June 10, 2019, as the date for the public hearing on the request for a Special Events (on-sale) Liquor License for June 18, 2019 from Chamber of Commerce, (Carmen Schramm, Director) d/b/a Chamber of Commerce, Ag-Gala, 4-H Ice Arena, 709 Whiting Drive, Yankton, SD.
3. **Establish public hearing for sale of alcoholic beverages**
Establish June 10, 2019, as the date for the public hearing on the request for a Special Events Malt Beverage (on-sale) Retailers License for one day, July 1, 2019, from the Center (Christy Hauer, Executive Director), 900 Whiting Drive, Yankton, South Dakota.
4. **Special Events Dance License**
Consideration of Memorandum 19-113 recommending approval of the application from Yankton Baseball Association to hold a dance on May 31, 2019, Riverside Park Baseball Diamond, Yankton, S.D.

5. **Establish public hearing for sale of alcoholic beverages**
Establish June 10, 2019, as the date for the public hearing on the request for a Special Events Malt Beverage (on-sale) Retailers License and a Special (on-sale) Wine Retailers License for one day, June 15, 2019, from the Center (Christy Hauer, Executive Director), 900 Whiting Drive, Yankton, South Dakota.
6. **Establish public hearing for sale of alcoholic beverages**
Establish June 10, 2019, as the date for the public hearing on the request for a Special Events Malt Beverage (on-sale) Retailers License and a Special (on-sale) Wine Retailers License for one day, September 21, 2019, from the Center (Christy Hauer, Executive Director), 900 Whiting Drive, Yankton, South Dakota.
7. **Transient Merchant License**
Consideration of Memorandum 19-124 recommending approval of the application from Yankton Chamber & Visitors Center for a Transient Merchant License for May 31, 2019 – June 31, 2019.
8. **Transient Merchant License**
Consideration of Memorandum 19-126 recommending approval of the application from Meridian District for a Transient Merchant License for May 31, 2019 – June 31, 2019.

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

Action 19-141

This was the time and place for the public hearing for a Special Malt Beverage (on-sale) Retailers License and a Special (on-sale) Wine Retailers License for 1 day, July 20, 2019 from Yankton Area Arts, (Julie Amsberry, Executive Director) Meridian Bridge, rain date set for City Hall Auditorium, 416 Walnut, Yankton, S.D. (Memorandum 19-115) No one was present to speak for or against the application. Moved by Commissioner Moser, seconded by Commissioner Miner, to approve the license.

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

Action 19-142

This was the time and place for the public hearing for a New Retail (on-off sale) Malt Beverage & SD Farm Wine License for July 1, 2018, to June 30, 2019, from Angelas La Mexicana, LLC (Maria Guitron, Member), dba Angelas La Mexicana, 401 Picotte Street, Yankton, SD 57078. (Memorandum 19-116) No one was present to speak for or against the application. Moved by Commissioner Ferdig, seconded by Commissioner Miner, to approve the license.

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

Action 19-143

This was the time and place for the public hearing for a New Retail (on-off sale) Wine & Cider License for January 1, 2019, to December 31, 2019, from Angelas La Mexicana, LLC (Maria Guitron, Member), dba Angelas La Mexicana, 401 Picotte Street, Yankton, SD 57078. (Memorandum 19-117)

No one was present to speak for or against the application. Moved by Commissioner Carda, seconded by Commissioner Ferdig, to approve the license.

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

Motion adopted.

Action 19-144

This was the time and place for the public hearing for a Special Events Malt Beverage (on-sale) Retailers License and a Special RETAIL (on-sale) Wine dealers License for 3 days, June 10-12, 2019, from Mount Marty College, Inc., Mount Marty College Campus, 1105 W. 8th Street, Yankton, S.D. (Memorandum 19-118) No one was present to speak for or against the application.

Moved by Commissioner Miner, seconded by Commissioner Ferdig, to approve the license.

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

Motion adopted.

Action 19-145

This was the time and place for the public hearing for the Renewal of Malt Beverage Licenses, for the 2019-2020 licensing period. (Memorandum 19-119) No one was present to speak for or against the applications. Moved by Commissioner Carda, seconded by Commissioner Moser, to approve the license renewals.

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

Motion adopted.

Action 19-146

Moved by Commissioner Carda, seconded by Commissioner Schramm, to approve Resolution 19-23. (Memorandum 19-121)

RESOLUTION 19-23

WHEREAS, it appears from an examination of the plat of Lots 4A and 4B, Block 2, Westbrook Estates being a Replat of Lot 4 and the North 0.6 feet of Lot 5, Block 2, Westbrook Estates located in the East 700 feet of the East Half of the Southeast Quarter, except the South 560 feet and less R.O.W. thereof, Section 2, Township 93 North, Range 56 West of the 5th P.M., City of Yankton, South Dakota prepared by Brian J. Benson, a registered land surveyor in the state of South Dakota, and

WHEREAS, such plat has been prepared according to law and is consistent with the City’s overall Comprehensive Development Plan.

NOW, THEREFORE BE IT RESOLVED by the Board of City Commissioners of the City of Yankton, South Dakota, that the plat for the above described property is hereby approved.

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

Motion adopted.

Action 19-147

Moved by Commissioner Ferdig, seconded by Commissioner Carda, to approve Resolution 19-24. (Memorandum 19-122)

RESOLUTION 19-24

WHEREAS, it appears from an examination of the plat of Lots 20A and 20B, Crestview Homes Subdivision, in the NE 1/4 of Section 21, T93N, R56W of the 5th P.M., Yankton County, South Dakota prepared by John L. Brandt, a registered land surveyor in the state of South Dakota, and

WHEREAS, such plat has been prepared according to law and is consistent with the City's overall Comprehensive Development Plan.

NOW, THEREFORE BE IT RESOLVED by the Board of City Commissioners of the City of Yankton, South Dakota, that the plat for the above described property is hereby approved.

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

Action 19-148

This was the time and place to award the bid for the Cold Applied Plastic Pavement Marking Installation Project. The following bids were received and opened on May 9th, 2019 at 3:00pm: Dakota Traffic Services, LLC for \$49,595.60 and Traffic Solutions Inc. for \$56,577.77.

(Memorandum 19-123)

Moved by Commissioner Miner, seconded by Commissioner Moser, to award the bid to Dakota Traffic Services, LLC. in the amount of \$49,595.60.

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

Commissioner Carda introduced the 2019 Assessment Roll of the Noxious Vegetation & Tree Trimming. The consideration of Memorandum 19-125 and Resolution 19-25 to be held in a public hearing on June 24th, 2019.

Action 19-149

Moved by Commissioner Moser, seconded by Commissioner Miner, to approve the Mayor's appointments to the following City Advisory Boards and Commissions (Memorandum 19-128):

Planning Commission – 3 Year Term

Deb Specht
Warren Erickson
Mike Healy
Dave Carda – City Commission Representative

Yankton Community Library Board – 3 Year Term

David Koerner
Jerry Webber – City Commission Representative

Park Advisory Board – 3 Year Term

Elizabeth Healy
Jason Tellus
Stephanie Moser – City Commission Representative

City/ School Summit Activities Center Committee

David Carda – City Commission Representative
Chris Ferdig- City Commission Representative
Jake Hoffner - City Commission Representative

Airport Advisory Board – 3 Year Term

Roger Huntley
Steve Hamilton
Mark Yonke
Jake Hoffner – City Commission Representative

Joint Powers Solid Waste Advisory Board

Jerry Webber – City Commission Representative

Yankton Housing and Redevelopment Commission – 5 Year Term

Matt Michels
Pam Kettering
Mason Schramm - City Commission Representative

Human Services Center Advisory Commission

Amy Miner – City Commission Representative

Dakota Territorial Museum

Nathan Johnson– City Commission Representative

Yankton County Courthouse and Safety Center Advisory Board

Stephanie Moser – City Commission Representative
David Carda – City Commission Representative

Federal Prison

Nathan Johnson – City Commission Representative

YAPG Board

Nathan Johnson – City Commission Representative
Bridget Benson – City Commission Representative

CVB

Bridget Benson – City Commission Representative

Towing Committee

Amy Miner – City Commission Representative
Chris Ferdig – City Commission Representative

City County Planning

David Carda – City Commission Representative
Mason Schramm – City Commission Representative

B-Y Water Committee

Mason Schramm – City Commission Representative
Dave Carda – City Commission Representative
Amy Miner – City Commission Representative
Chris Ferdig – City Commission Representative

Board of Equalization

To be determined at a later date

United Way

Stephanie Moser – City Commission Representative

BID #1 Board of Directors

Dan Specht
Rob Stephenson
Bruce Cull
Chris Ferdig – City Commission Representative

Heartland Humane Society

Amy Miner – City Commission Representative

Missouri Sedimentation Action Coalition

Nathan Johnson – City Commission Representative

Yankton Transit

Jake Hoffner – City Commission Representative

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

Motion adopted.

Action 19-150

Moved by Commissioner Schramm, seconded by Commissioner Miner, to adjourn into Executive Session at 7:35 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, Hoffner, Miner, Moser, Schramm and Webber. City Attorney Den Herder and City Manager Leon were also present. Absent: Commissioner Benson. Quorum present.

Action 19-151

Moved by Commissioner Carda, seconded by Commissioner Moser, to adjourn at 8:47 p.m.

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

Motion adopted.

Nathan V Johnson
Mayor

ATTEST:

Al Viereck
Finance Officer