

**CHAMBER OF THE BOARD OF CITY COMMISSIONERS  
YANKTON, SOUTH DAKOTA  
OCTOBER 25<sup>TH</sup>, 2021**

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

**Roll Call:** Present: Commissioners Brunick, Johnson, Maibaum, Miner, Schramm, Webber and Villanueva. City Attorney Den Herder and City Manager Leon were also present. Absent: Commissioner Benson. Quorum present.

Action 21-274

Moved by Commissioner Webber, seconded by Commissioner Maibaum, to approve Minutes of Regular Meeting of October 11, 2021.

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

Motion adopted.

Mayor Moser read the proclamation declaring the month of October 2021 as General Aviation Appreciation Month.

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 21-275

This was the time and place for the public hearing for a Special Malt Beverage (on-sale) Retailers License for 1 day, November 6, 2021 for Families Feeding Families (Tara Pirak, Coordinator), NFAA, 800 Archery Lane, Yankton, S.D. (Memorandum 21-216) No one was present to speak for or against the application.

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

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

Motion adopted.

Action 21-276

Moved by Commissioner Maibaum, seconded by Commissioner Webber, to approve Resolution 21-88. (Memorandum 21-217)

**RESOLUTION 21-88**

Conditional Use Permit

WHEREAS, Mount Marty University (MMU) is an applicant requesting a Conditional Use Permit for property legally described as Block 1, Lancer Addition to the City of Yankton South Dakota, located at 612 Summit Street, and

WHEREAS, the above described property is zoned A-1 Agricultural which allows conditional uses under the City of Yankton's Zoning Ordinance No. 711 as amended, and

WHEREAS, a Conditional Use Permit is necessary for the construction and occupancy of a

school accessory structure (Athletic Locker Room) and the associated plans have 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 construction and occupancy of a school accessory structure (Athletic Locker Room), on the above described property, as depicted in the associated documentation.

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

Action 21-277

Moved by Commissioner Maibaum, seconded by Commissioner Villanueva, to approve Resolution 21-87. (Memorandum 21-218)

**RESOLUTION 21-87**

A RESOLUTION APPROVING AN AIRPORT HANGAR LEASE TRANSFER

WHEREAS, The Board of City Commissioners of the City of Yankton has the authority to approve airport hangar land lease agreements at Chan Gurney Municipal Airport, and

WHEREAS, Dave Tunge desires to transfer the land lease for Hangar #37 to Redline Properties, LLC under the terms of the current lease agreement, and

WHEREAS, Redline Properties, LLC., as the new lessee, will be subject to all rights, responsibilities, and obligations of said land lease.

NOW, THEREFORE, BE IT RESOLVED by the Board of City Commissioners of the City of Yankton, South Dakota, that the land lease transfer be approved, and the City Manager be authorized to execute any documents associated with said transfer.

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

Commissioner Miner introduced and Mayor Moser read the title of Ordinance No. 1056, AN ORDINANCE A REZONING FROM I-1 INDUSTRIAL TO B-3 CENTRAL BUSINESS ON LOTS 14-18, BLOCK 26, LOWER YANKTON ADDITION TO THE CITY OF YANKTON, SOUTH DAKOTA. DON'T TELL MY WIFE I BOUGHT THIS LLC, AND FIVE FUTURES PROPERTIES, LLC, OWNERS. ADDRESS, 215 MULBERRY STREET, and set the date of the second reading and public hearing as November 8<sup>th</sup>, 2021.

Action 21-278

Moved by Commissioner Johnson, seconded by Commissioner Webber, to approve Resolution 21-84. (Memorandum 21-214)

**RESOLUTION 21-84**

A Resolution Establishing Base Salary Adjustments at 4.0%, and a 1 step increase on the pay plan for Non-Union Represented Eligible City Employees of the City of Yankton, South Dakota and a 3.0%, and a 1 step increase on the pay plan for Non-Union Represented Certified Law Enforcement Eligible City Employees of the City of Yankton, South Dakota

WHEREAS, adequate monies have been provided for in the adopted 2022 budget, for the remuneration of services rendered by City of Yankton employees; and

WHEREAS, the City Commission wishes to provide a base adjustment for all non-union represented eligible City employees of 4.0% and a 1 step increase on the pay plan;

WHEREAS, the City Commission wishes to provide a base adjustment for all non-union represented, certified law enforcement eligible City employees of 3.0% and a 1 step increase on the pay plan;

NOW, THEREFORE, BE IT RESOLVED by the Board of City Commissioners that starting with hours worked on January 1, 2022, the City Manager shall implement a base adjustment of 4.0 % for all non-union represented regular full-time employees that are at or below the maximum of their respective pay range, and a 1 step increase on the pay plan for all non-union represented regular full-time employees that are below the maximum of their respective pay range and starting with hours worked on January 1, 2022, the City Manager shall implement a base adjustment of 3.0 % for all certified law enforcement non-union represented regular full-time employees that are at or below the maximum of their respective pay range, and a 1 step increase on the pay plan for all non-union represented certified law enforcement regular full-time and regular part-time employees that are below the maximum of their respective pay range.

**Roll Call:** Commissioners voting “Aye” were Brunick, Johnson, Maibaum, Miner, Schramm, Webber and Villanueva; voting “Nay:” None. Abstain: Mayor Moser  
Motion adopted.

Action 21-279

Moved by Commissioner Brunick, seconded by Commissioner Webber, to approve the purchase of one (1) 2022 Ford Expedition plus installation and add-ons for \$43,000 for the Information Services Department, from Lamb Motor Company of Onida, South Dakota from the state bid contract.

(Memorandum 21-213)

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

Motion adopted.

Action 21-280

Moved by Commissioner Brunick, seconded by Commissioner Miner, to approve amended Resolution 21-89, which reflects the proposed rate increase for 2022 only and to be effective January 1<sup>st</sup>, 2022.

(Memorandum 21-220)

**RESOLUTION 21-89**

WHEREAS, the City of Yankton has determined that it is necessary to adjust The Huether Family Aquatics Center rates to a level which will ease the current subsidy and help maintain the facility, and

WHEREAS, the City expects the cost to operate the facility will increase each year; and

WHEREAS, the City desires to limit the subsidy to the facility;

NOW, THEREFORE, BE IT RESOLVED by the Board of City Commissioners of Yankton, South Dakota that the following rates are hereby adopted effective January 1<sup>st</sup>, 2022:

Daily pass	\$10
Season pass	\$62

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

Action 21-281

Julie Amsberry, YAAA Executive Director, was present to request funding and answer questions about the proposed Impact Study.

Moved by Commissioner Webber, seconded by Commissioner Johnson, to approve the \$3,000 local match from the BBB Fund for the Yankton Area Arts’ Arts and Economic Prosperity 6 Study. (Memorandum 21-223)

**Roll Call:** Commissioners voting “Aye” were Brunick, Johnson, Maibaum, Schramm, Webber and Mayor Moser; voting “Nay:” None. Abstain: Commissioners Miner and Villanueva.  
Motion adopted.

Action 21-282

Moved by Commissioner Webber, seconded by Commissioner Brunick, to approve the purchase a new 2022 Ford F-150 Special Service Vehicle 4x4 crew cab pickup in the amount of \$38,856 for the Fire Department, from Lamb Motor Company of Onida, South Dakota, based on the state bid. (Memorandum 21-215)

**Roll Call:** Commissioners voting “Aye” were Brunick, Johnson, Maibaum, Miner, Schramm, Webber and Mayor Moser; voting “Nay:” None. Abstain: Commissioner Villanueva.  
Motion adopted.

Action 21-283

Moved by Commissioner Johnson, seconded by Commissioner Villanueva, to approve Resolution 21-90. (Memorandum 21-222)

**RESOLUTION 21-90**

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

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

SURPLUS PROPERTY TO BE SOLD, TRADED, DONATED OR DESTROYED

Parks: 2015 John Deere X300 Tractor – S/N# CKFM339683

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

Action 21-284

Moved by Commissioner Villanueva, seconded by Commissioner Webber, to adjourn at 8:11 p.m.

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

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Stephanie Moser  
Mayor

ATTEST:

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Al Viereck  
Finance Officer