

**CHAMBER OF THE BOARD OF CITY COMMISSIONERS
YANKTON, SOUTH DAKOTA
NOVEMBER 22ND, 2021**

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

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

Quorum present.

Action 21-298

Moved by Commissioner Webber, seconded by Commissioner Miner, to approve Minutes of regular meeting of November 8, 2021.

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

Motion adopted.

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

There were no public appearances at that time.

It was announced of a possible quorum event on December 3, 2021, at River Rock Event Center with no official action to take place.

Action 21-299

This was the time and place for the public hearing for the applications of Alcoholic Beverage License Renewals for the 2022 (January 1, 2022, to December 31, 2022) licensing period. (Memorandum 21-235) No one was present to speak for or against the applications.

Moved by Commissioner Johnson, seconded by Commissioner Benson, to approve the renewal of Alcoholic Beverage Licenses for the 2022 (January 1, 2022, to December 31, 2022) licensing period.

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

Motion adopted.

Action 21-300

This was the time and place for the public hearing for a Special Events Malt Beverage (on-sale) Retailers License and a Special (on-sale) Wine Retailers License for 1 day, December 18, 2021 from the Center (Christy Hauer, Executive Director), 900 Whiting Drive, Yankton, South Dakota. (Memorandum 21-236) No one was present to speak for or against the application.

Moved by Commissioner Benson, seconded by Commissioner Villanueva, to approve the license.

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

Motion adopted.

Action 21-301

This was the time and place for the bid opening of the 2022 Annual Supply of Transport-Tankwagon Petroleum Products for Chan Gurney Municipal Airport. The following bids were received from and opened on November 4th at 3:00 pm.: Harms Oil Company, Brookings, SD; Stern Co., Freeman, SD; Gerstner Oil Company, Yankton, SD. (Memorandum 21-233)

Moved by Commissioner Webber, seconded by Commissioner Villanueva, to award the bid for the 2022 Annual Supply of Transport-Tankwagon Petroleum Products for the Chan Gurney Municipal Airport to Gerstner Oil Company of Yankton, SD.

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

Motion adopted.

Action 21-302

Moved by Commissioner Brunick, seconded by Commissioner Johnson, to approve the write-off of \$753.18 as Uncollectible Utility Accounts per SDCL 9-22-4. (Memorandum 21-228)

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

Motion adopted.

Action 21-303

Moved by Commissioner Maibaum, seconded by Commissioner Webber, to approve Resolution 21-94. (Memorandum 21-234)

RESOLUTION 21-94

WHEREAS, the plat of Tract B in the S 1/2 of the SW 1/4 of Section 33, T94N, R56W of the 5th P.M., Yankton County, South Dakota, has been prepared by Thomas Lynn Week, 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.

Commissioner Villanueva introduced and Mayor Moser read the title of Ordinance No. 1057, AN ORDINANCE AMENDING AND SUPPLEMENTING ORDINANCE NO.1038, THE 2021 ANNUAL APPROPRIATION ORDINANCE OF THE CITY OF YANKTON, SOUTH DAKOTA., and set the date of the second reading and public hearing as December 13, 2021.

Action 21-304

Moved by Commissioner Benson, seconded by Commissioner Johnson, to approve Resolution 21-96. (Memorandum 21-238)

RESOLUTION 21-96

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

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

PROPERTY TO BE SURPLUSED
2010 Steco Walking Floor Trailer 1S9WS4827AS188367

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

Action 21-305

Moved by Commissioner Johnson, seconded by Commissioner Miner, to approve Resolution 21-95.
(Memorandum 21-239)

RESOLUTION 21-95

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

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

PROPERTY TO BE SURPLUSED
2007 Cat 924G Loader ODDA03607

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

Action 21-306

Moved by Commissioner Maibaum, seconded by Commissioner Benson, to approve Mayor Moser’s recommendation of David Carda to fill the duration of the vacant position on the Planning Commission. (Memorandum 21-240)

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

Action 21-307

Moved by Commissioner Johnson, seconded by Commissioner Schramm, to establish December 13th, 2021, as the date for a public hearing on the SRF Application for wastewater improvements.

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

Action 21-308

Moved by Commissioner Villanueva, seconded by Commissioner Schramm, to adjourn into Executive Session at 7:18 p.m. to discuss **contractual, litigation and personnel 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 Moser.

Roll Call: Present: Commissioners Benson, Johnson, Maibaum, Miner, Schramm, Webber and

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Villanueva. City Attorney Den Herder (arrived at 7:45 p.m.) and City Manager Leon were present.

Absent: Commissioner Brunick

Quorum present.

Action 21-309

Moved by Commissioner Schramm, seconded by Commissioner Miner, to adjourn at 8:35 p.m.

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

Motion adopted.

Stephanie Moser
Mayor

ATTEST:

Al Viereck
Finance Officer