

**CHAMBER OF THE BOARD OF CITY COMMISSIONERS  
YANKTON, SOUTH DAKOTA  
DECEMBER 21, 2007 – 8:00 a.m.**

In the absence of a Mayor the meeting of the Board of City Commissioners of the City of Yankton was called to order by Acting City Manager Viereck.

**Roll Call:** Present: Commissioners Ellingson, Gross, Lowrie, Murphy, Specht, VanDerhule, and Wenande. City Attorney Goetz and Acting City Manager Viereck were also present. Absent: Mayor Bernard and Commissioner Rupiper. Quorum present.

Action 07-365

Moved by Commissioner Specht, seconded by Commissioner Wenande, to nominate Commissioner Gross as Acting Mayor for the ensuing meeting. Moved by Commissioner Ellingson that nominations cease and a unanimous ballot be cast for Commissioner Gross for the position of Acting Mayor.

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

Motion adopted.

Action 07-366

Moved by Commissioner VanDerhule, seconded by Commissioner Wenande, to approve the Minutes of the regular meeting of December 10, 2007.

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

Motion adopted.

Action 07-367

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

ACE HARDWARE-SANTA CLAUS LANE-\$745.67; ACTIVE NETWORK-ACTIVE NET CHARGES-\$750.00; AMERICAN LIBRARY ASSN-CLASSIFIED AD-\$390.00; AMERICAN RED CROSS-ARC REIMBURSEMENT-\$72.00; ANW-SAC BEVERAGES-\$228.95; APPEARA-TOWEL SERVICE-\$109.78; ARAMARK UNIFORM SERVICES-FLOOR COVERING-\$768.50; AVERA HEALTHWORKS-DOT RANDOM TESTING-\$27.00; AVERA SACRED HEART HOSPITAL-DOT RANDOM TESTING-\$29.00; BATTERY EXCHANGE-WOOD CHIPPER-\$79.95; BOBS CANDY INC-SUPPLIES-\$24.26; BODY MASTERS-PARTS-\$84.75; BOLLER PRINTING INC-SUPPLIES-\$432.00; BOMGAARS INC-WINTER GEAR-\$965.43; BONANZA SIRLOIN PIT #305-DOC WORK PROGRAM-\$78.81; BOW CREEK METAL INC-SIGNS-\$40.00; BOYCE GREENFIELD PASHBY & WELK-PROFESSIONAL SERVICES-\$3,523.62; BROADWAY CHRYSLER-LABOR-\$1,148.64; BROWN & SAENGER-UT RATE ENVELOPES-\$1,777.23; BUSINESS COMPUTER SERVICES-SOFTWARE-\$5,170.00; CARR/TODD-CHRISTMAS CONCERT-\$200.00; CENTRAL SECURITY-CABLE-\$68.50; CITY OF YANKTON-PARKS-LANDFILL CHARGES-\$57.72; COLE PAPERS INC-SUPPLIES-\$238.01; COX AUTO INC-OIL-\$73.67; CRESCENT ELECTRIC-SUPPLIES-\$259.30; CUTLER-MAGNER COMPANY-PEBBLE LIME-\$3,395.21; DAKOTA SUPPLY GROUP-FREIGHT-\$424.18; DEPT OF CORRECTIONS-DOC WORK PROGRAM-\$461.57; DEX MEDIA EAST-PHONE BOOK-\$13.87; DLT SOLUTIONS INC-SOFTWARE MAINTENANCE-\$2,569.86; FASTENAL COMPANY-PIPE SEALANT-\$105.24; FEJFAR PLUMBING INC-BOILER INSPECTION-\$58.93; FIRST DAKOTA NAT'L BANK-CREDIT CARD FEE-\$96.26; FORE! RESERVATIONS INC-CASH REGISTER TRAYS-\$120.00; GEOTEK ENG & TESTING SERV INC-ENGINEER SERVICE/TESTING-\$51,009.84; GOPHER SPORT-SAC PROGRAMS-\$235.63; GRAINGER-REPAIRS-\$171.73; HANSON BRIGGS ADVERTISING INC-EQUIPMENT-\$194.30; HAROLD'S CAMERA STORES-PROCESS FILM-\$13.98; HEDAHL'S PARTS PLUS-WIPER BLADES-\$85.15; HYVEE-SUPPLIES-\$148.09; JAMES STEEL ERECTION-JET/MAINTENANCE FACILITY-\$21,560.40; JIM TRAMP CONSTRUCTION-SIDEWALK-\$945.00; KADRMAS LEE & JACKSON INC-AIRPORT PROJECT-\$2,710.81; KAISER REFRIGERATION INC-FREEZER DISPOSAL-\$35.00; KATOLIGHT CORPORATION-FILTERS-\$76.93; KVHT RADIO STATION-HOLIDAY SAFETY ADS-\$700.00; LANGE/COLTON-CHRISTMAS CONCERT-\$35.00; LARRY'S HOME CENTER-REPAIR A/C-\$620.62; LINWELD INC-CO2-\$89.45; LOCATORS & SUPPLIES INC-SAFETY VEST-\$45.32; LONG'S PROPANE INC-PROPANE-\$532.00; MARKS MACHINERY-SNOWBLOWER-\$579.06; MATHISON COMPANY-EQUIPMENT RENTAL-\$314.50; MCGRATH NORTH MULLIN & KRATZ-PROFESSIONAL SERVICES-\$4,133.67; MEISNER MANAGEMENT SERVICE LLC-CONSULTING SERVICES-\$1,127.40; MEYER INC-CERTIFIED PLAY FIBER-\$2,540.00; MIDWEST LABORATORIES INC-SLUDGE ANALYSIS-\$545.65; MOTION INDUSTRIES INC-PUMP PARTS-\$375.89; NORTHWESTERN ENERGY-LABOR-\$476.04; OBSERVER-CHRISTMAS CONCERT-\$75.00; OLSON'S PEST TECHNICIANS INC-

PEST CONTROL-\$199.50; ONE CALL SYSTEMS INC-LOCATES-\$163.00; PENNWELL-BOOK-\$50.00; PETERSON/JENNIFER-CHRISTMAS CONCERT-\$110.00; PILGER SAND AND GRAVEL INC-SAND-\$549.01; PRESS DAKOTA MSTAR SOLUTIONS-BIDS-\$3,091.68; RACOM CORPORATION-RADIO EQUIPMENT-\$192.00; RAY O'HERRON CO INC-BATTERIES-\$55.28; RDG PLANNING & DESIGN-PROFESSIONAL SERVICES-\$1,650.00; REGIONAL TECHNICAL EDUCATION-LEASE-NOV-\$1,466.67; ROYAL SPORTS SHOP-SCOREBOOKS-\$109.75; SCHUTTER/JEREMY-CHRISTMAS CONCERT-\$167.00; SCOPE TECHNOLOGIES CORP-CHAIR REPAIR-\$120.50; SHERWIN WILLIAMS CO-BLINDS-\$250.00; SIOUX FALLS TWO WAY RADIO SVS-PAGER-\$1,133.96; SOFT PLAY LLC-REPAIRS-\$605.32; STERLING SCREEN PRINTING INC-METAL SIGNS-\$118.31; TASER INTERNATIONAL-TASER REPAIRS-\$75.00; TETRA TECH INC-TESTING-\$2,805.60; TITLEIST AND FOOT-JOY-GOLF BALLS-\$21.50; TMA-TIRE REPAIRS-\$13.68; TOM'S ELECTRIC-FUSES-\$133.64; TRUCK TRAILER SALES INC-REPAIR EXHAUST-\$35.00; USA BLUE BOOK-SAFETY GEAR-\$314.93; VANDERHULE MOVING INC-CHEMICALS-\$54.20; VOGT'S-COVERALL REPAIRS-\$7.00; WESTERN OFFICE PRODUCTS-SUPPLIES-\$76.91; YANKTON AREA ICE ASSOCIATION-PROGRAM FEE-\$8,740.58; YANKTON JANITOR SUPPLY INC-SUPPLIES-\$467.53; YANKTON MEDICAL CLINIC-ALCOHOL/DRUG TESTING-\$165.00; YANKTON POLICE DEPARTMENT-SPECIAL DETECTIVE ACCT-\$2,000.00; YANKTON SCHOOL FOOD SERVICE-STAFF MEETING-\$3.90; YANKTON WINNELSON CO INC-PIPE FITTINGS-\$55.60.

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

New Business Item Number 2 was added to the Agenda.

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

Action 07-368

This was the time and place for the public hearing and second reading of Ordinance No. 908, AMENDING ORDINANCE NO. 899, 2007, ANNUAL APPROPRIATION ORDINANCE. No one was present to speak for or against adoption of the ordinance. Moved by Commissioner Specht, seconded by Commissioner Ellingson, to adopt Ordinance No. 908.

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

Action 07-369

Moved by Commissioner VanDerhule, seconded by Commissioner Lowrie, that the Canvass of Election for the City of Yankton Election held on December 18, 2007, be approved as follows:

OFFICIAL CANVASS SHEET  
DECEMBER 18, 2007  
SPECIAL MUNICIPAL ELECTION  
CITY OF YANKTON

	(1) City Hall	(2) Senior Citizen Center	(3) Middle School	(4) Lincoln School	(5) Yankton Mall	Total
City Commissioner One and a Half Year Term						
David Carda	276	267	375	389	642	1949
Garry "Jr." Jons	8	28	11	23	23	93
David Knoff	264	245	356	391	625	1881
Daniel L. Rupiper	123	201	234	195	267	1020
Curt Bernard	125	204	237	200	297	1063
W.K. "Bill" Miller	11	26	12	24	32	105
Total Number Voting	414	494	621	622	962	3113

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 Special Municipal Election held on the 18<sup>th</sup> day of December, 2007, 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 David Carda and David Knoff 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 one and a half years.

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

Action 07-370

Moved by Commissioner Specht, seconded by Commissioner Ellingson, to adjourn sine die at 8:27 a.m.

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

City Attorney Goetz administered the Oath of Office to newly elected City Commissioners Carda and Knoff.

The meeting was called to order by Acting Mayor Gross.

**Roll Call:** Present: Commissioners Carda, Ellingson, Knoff, Lowrie, Murphy, Specht, VanDerhule, and Wenande. City Attorney Goetz and Acting City Manager Viereck were also present. Absent: None. Quorum present.

Deputy Finance Officer Clough requested nominations for the Office of the Mayor for the remainder of the 2007-2008 term.

Action 07-371

Moved by Commissioner Specht, seconded by Commissioner Ellingson, that nominations cease and a unanimous ballot be cast for Commissioner Gross for the position of Mayor.

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

Commissioner Specht requested that a work session to be scheduled for January 7, 2008, at 7:00 p.m., at the RTEC building for the purpose of beginning discussions for recruiting a new City Manager and to have a general discussion on policies and procedures as they pertain to a city manager form of government.

Action 07-372

Moved by Commissioner VanDerhule, seconded by Commissioner Wenande, to adjourn into Executive Session at 8:32 a.m. to discuss confidential economic development matters.

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

Regular meeting of the Board of City Commissioners of the City of Yank ton was reconvened by Mayor Gross.

**Roll Call:** Present: Commissioners Carda, Knoff, Lowrie, Murphy, Specht, VanDerhule, and Wenande. City Attorney Goetz and Acting City Manager Viereck were also present. Absent: Commissioner Ellingson.  
Quorum present.

Action 07-373

Moved by Commissioner Lowrie, seconded by Commissioner VanDerhule, to adjourn at 9:35 a.m.

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

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C.N. Gross  
Mayor

ATTEST:

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Ann L. Clough  
Deputy Finance Officer