

**CHAMBER OF THE BOARD OF CITY COMMISSIONERS
YANKTON, SOUTH DAKOTA
MAY 12, 2008**

Regular meeting of the Board of City Commissioners of the City of Yankton was called to order by 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.

Action 08-128

Moved by Commissioner Knoff, seconded by Commissioner Wenande, to approve the Minutes of the regular meeting of April 28, 2008.

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

Motion adopted.

Action 08-129

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

A-OX WELDING SUPPLY CO INC-ROAD MATERIALS-\$113.74; ACE HARDWARE-FAN-\$411.66; ACS GOVERNMENT INF SERVICE-MAINT PROGRAM SUPPORT-\$2,094.82; ACTIVE NETWORK-QUARTERLY USER FEE-\$750.00; AIR LIQUIDE INDUSTRIAL US LP-CO2-\$410.00; ALBENESIUS INC/MARK-WATERMAIN EXTENS-\$110,238.32; ALLTEL-CELL PHONE-\$366.07; AMERICAN BRAND GOLF-GOLF BAGS-\$514.00; AMERICAN FAMILY LIFE CORP-FLEX SERVICE FEE-APRIL-\$140.00; AMERICAN LIBRARY ASSN-MEMBERSHIP DUES-\$120.00; ANW-SOFT DRINKS-\$247.75; APPEARA-TOWEL SERVICE-\$238.84; AVERA EDUCATION & STAFFING-CPR TRAINING FEE-\$30.00; BAKER & TAYLOR BOOKS-BOOKS-\$3,963.54; BATTERY EXCHANGE-BATTERIES-\$589.60; BAUER BUILT INC-TIRES-\$451.79; BERING SALES-NAME BADGES-\$158.50; BEST BUSINESS PRODUCTS-CANON COPIER-\$100.27; BEST WESTERN RAMKOTA HOTEL-LODGING-\$210.00; BIERSCHBACH EQUIP & SUPPLY-ROAD MATERIALS-\$2,015.72; BIG M SECURITY & ALARM-REPAIR ALARM-\$80.00; BOBS CANDY INC-SUPPLIES-\$239.28; BOHLMANN INCORPORATED-CONCRETE PLANTERS-\$5,968.20; BOLLER PRINTING INC-PRINTING-\$499.00; BOMGAARS INC-LANDSCAPE SUPPLIES-\$1,422.82; BONANZA SIRLOIN PIT #305-DOC WORK PROGRAM-\$154.35; BOW CREEK METAL INC-PART-\$703.05; BOYER TRUCKS SIOUX FALLS-GARAGE PARTS-\$417.69; BRIDGESTONE GOLF INC-GOLF BALLS-\$890.40; BROWN & SAENGER OFFICE-SUPPLIES-\$50.94; BUTLER MACHINERY CO-GARAGE PARTS-\$1,400.83; CALLAWAY GOLF-MERCHANDISE-\$2,475.17; CARLSON AVIATION-AIRPORT MGR SVS-APRIL-\$2,520.74; CARLSON DISTRIBUTING CO INC-MALT BEVERAGES-\$1,025.60; CARROLL DISTRIBUTING-ROAD MATERIALS-\$291.70; CASH-WA DISTRIBUTING-FOOD-\$519.50; CENTURION TECHNOLOGIES-ANNUAL MAINTENANCE FEE-\$5.60; CHAMBER OF COMMERCE-1/4 SP APPROPRIATION-\$91,745.00; CHESTERMAN COMPANY-SOFT DRINKS-\$523.23; CHRISTENSEN WELL COMPANY INC-REPAIRS-WELL-\$69.57; CITY OF SIOUX FALLS-LAB FEES-\$229.84; CITY OF VERMILLION-JT POWER CASH TRANS-APR-\$37,003.84; CITY OF YANKTON-C G AIRPORT GARBAGE-\$12.00; CITY OF YANKTON-CITY CLEAN-UP-CITY-WIDE CLEAN-UP-\$16,396.39; CITY OF YANKTON-SOLID WASTE-COMPACTED GARBAGE-\$8,791.92; CITY UTILITIES WATER-WW-UTILITIES-\$2,560.99; CLEVELAND GOLF-GOLF MERCHANDISE-\$4,199.44; COLE PAPERS INC-JANITORIAL SUPPLIES-\$594.94; COLE-PARMER INSTRUMENT CO-PUMP PARTS-\$667.23; CONCRETE CONF-CONFERENCE REGISTRATION-\$285.00; CONKLING DIST-MALT BEVERAGES-\$1,723.50; CONNELL/MARIE-REFUND-\$8.09; COX AUTO INC-GARAGE PARTS-\$669.64; CREDIT COLLECTION SERVICE INC-UTIL COLLECT-MARCH 08-\$176.54; CRESCENT ELECTRIC-LAMPS-\$690.30; CRETEX CONCRETE PRODUCTUS-WEST DRAINAGE REPAIRS-\$7,017.34; CROCS INC-GOLF SHOES-\$65.86; DAKOTA BEVERAGE CO INC-MALT BEVERAGES-\$545.05; DAKOTA SUPPLY GROUP-WATER METERS-\$15,187.56; DEFENSE TECHNOLOGY CORP-SRT TRAINING-\$700.00; DEPT OF CORRECTIONS-DOC WORK PROGRAM-\$89.27; DEPT OF ENVIROMENTAL-PRINCIPAL-\$9,705.57; DEPT OF ENVIROMENTAL-PRINCIPAL-\$6,393.03; DEPT OF ENVIRONMENT-PRINCIPAL-\$2,304.82; DEPT OF REVENUE-MALT BEVERAGE LICENSE-\$125.00; DEPT OF REVENUE-LAB FEES-\$816.00; DESKTOP PUBLISHING SUPPLIES INC-POSTCARDS-\$187.70; DEX MEDIA EAST-PHONE BOOKS-\$26.40; DIGITAL ALLY INC-CLIPS-\$120.00; EARTHGRAINS COMPANY-FOOD-\$138.65; EASY PICKER GOLF PRODUCTS INC-RANGE MATS-\$1,955.94; EATON ELECTRICAL INC-

FANS/BATTERIES-\$445.30; ECHO-MOTOR-\$510.47; EHRESMANN ENGINEERING INC-SIGNS-\$12.90; ELECTION SYSTEM & SOFTWARE INC-BALLOT STOCK-\$2,099.97; ENERGY LABORATORIES INC-LAB TESTS-\$435.00; FAIRBANK EQUIPMENT INC-FUEL TANK-\$759.94; FARMERS ELEVATOR COMPANY-SOLAR SALT-\$935.90; FASTENAL COMPANY-SAFETY SUPPLIES-\$73.37; FEDEX-SHIPPING-\$155.22; FINANCE DEPT OF-PETTY CASH-\$61.09; FINANCE DEPT OF-MALT BEVERAGE LICENSES-\$125.00; FIRST DAKOTA NAT'L BANK-BANK CARD PAYMENT-MARCH-\$82.22; FIRST NATIONAL BANK-SALES TAX REVENUE BONDS-\$640,333.25; FLANNERY/KIRT-OFFICER STIPEND-\$25.00; FOOTJOY-GOLF SHOES-\$535.37; FRICK/BRIAN-OFFICER STIPEND-\$50.00; FRITO-LAY INC-SNACK FOODS-\$143.81; FULLERTON LUMBER-LUMBER-KENNEL GATE-\$1,061.86; GCSAA-DUES-\$80.00; GERSTNER OIL CO-FUEL-\$39,730.94; GLASS CUTTER-PARTS-\$321.45; GODFATHERS PIZZA-DOC WORK PROGRAM-\$59.94; GRAINGER-SUPPLIES-\$226.11; GRAYBAR ELECTRIC COMPANY INC-SUPPLIES-\$522.00; GUMDROP BOOKS-BOOKS-\$1,374.24; HACH COMPANY-EQUIPMENT-\$5,856.95; HAROLD'S CAMERA STORES-DEVELOP FILM-\$48.94; HAWKINS INC-FERRIC CHLORIDE-\$1,810.44; HD SUPPLY WATERWORKS LTD-PARTS-\$2,249.97; HDR ENGINEERING INC-WATER WELL INVESTIGATION-\$3,988.78; HEDAHL'S PARTS PLUS-PARTS-\$552.91; HERITAGE HOMES INC-1/2 SP APPROPRIATION-\$1,250.00; HERMANSON/STEVE-OFFICER STIPEND-\$50.00; HISTORIC DOWNTOWN YANKTON INC-1/3 SP APPROPRIATION-\$10,000.00; HOUSTON EQUIPMENT-SEALANT/SUPPLIES-\$200.78; HYVEE-SUPPLIES-\$634.81; INDUSTRIAL AUTOMATION-REPAIR KITS-\$475.80; INDUSTRIAL ELECTRIC MOTORS-MOTOR-\$111.14; INFILCO DEGREMONT INC-PARTS-\$198.15; INFOPRINT SOLUTIONS CO-PRINTER LEASE/MAINT-\$357.00; INTL CODE COUNCIL INC-MEMBERSHIP DUES-\$100.00; J&H CARE & CLEANING COMPANY-CUSTODIAL FEE-APRIL-\$1,700.00; JACK'S UNIFORMS-UNIFORMS-\$293.46; JANITOR'S CLOSET-SUPPLIES-\$300.52; JCL SOLUTIONS/JANITORS CLOSET-SUPPLIES-\$31.28; JODEAN'S-DOC WORK PROGRAM-\$127.74; JOHNSON ELECTRIC-REPAIR STREET LIGHT-\$173.47; K MART STORE #4813-SUPPLIES-\$173.51; KADRMAS LEE & JACKSON INC-ENGINEER SERVICE-DESIGN-\$8,696.31; KAISER HEATING & COOLING INC-CITY HALL REMODEL-\$6,173.48; KAISER REFRIGERATION INC-WEEDEATER PARTS-\$189.74; KELLEN & STREIT INC-ROCK-\$218.20; KING PAR CORPORATION-MERCHANDISE-\$160.49; KNOLOGY-PHONE BILL-\$2,916.84; KNOLOGY-INTERNET SERVICES-MAY-\$704.40; KOLETZKY IMPLEMENT INC-PARTS-\$99.87; KUHL/KEVIN-CONFERENCE EXPENSE-\$42.32; L&L MOTORS INC-PARTS-\$33.45; LANE/DICK-OFFICER STIPEND-\$25.00; LARRY'S CANVAS & SHOE REPAIR-VINYL SIGN COVER-\$150.00; LEAGUE OF MINNESOTA CITIES-ADVERTISEMENT-CITY MGR-\$225.00; LEWIS & CLARK BHS-1/2 SP APPROPRIATION-\$10,000.00; LEWIS & CLARK HOMEBUILDER ASSN-MEMBERSHIP DUES-\$300.00; LEWIS & CLARK THEATRE CO-1/2 SP APPROPRIATION-\$1,250.00; LEXISNEXIS MATTHEW BENDER-LAW BOOKS-\$517.00; LIBRARY-CHANGE FUND-SUPPLIES-\$24.56; LIGHT AND SIREN-PARTS-\$118.89; LOCATORS & SUPPLIES INC-MARKING PAINT/FLAGS-\$334.68; LONG'S PROPANE INC-PROPANE TANK-\$17.00; LUDOC INTERPRISES LLC-MEDICAL RECORD REVIEW-\$75.00; LYLE SIGNS INC-PARTS-\$428.38; MARKS MACHINERY-PARTS-\$701.82; MASONRY COMPONENTS INC-CULVERT CONSTRUCTION-\$24,147.96; MCGRATH NORTH MULLIN & KRATZ-PROF SVS-AFSCME ELECTION-\$307.36; MEISNER MANAGEMENT SERVICE LLC-CONSULTING SERVICES-MAR-\$1,886.10; MERIDIAN GRAIN-DE-ICING SALT-\$7,948.58; MICROMARKETING LLC-BOOKS ON CD-\$166.75; MIDAMERICAN ENERGY-FUEL-APRIL-\$11,548.44; MIDAMERICAN ENERGY-WATER/WW FUEL-\$16,163.31; MIDWEST LABORATORIES INC-ANNUAL METALS TESTING-\$734.84; MIDWEST WHEEL COMPANIES-GARAGE PARTS-\$192.64; MOTOR VEHICLE DEPT SD-LICENSE PLATES/TITLE-\$26.00; MUNDANIA PRESS LLC-BOOKS-\$19.14; NB GOLF CARS INC-GOLF CAR LEASE-APRIL-\$9,668.00; NEW SIOUX CITY IRON CO-REPAIR SAW-\$60.07; NIKE GOLF MERCHANDISE-\$2,146.81; NORBERG PAINTS INC-PAINT ROLLERS-\$46.95; NORTHWESTERN ENERGY-ELECTRIC-APRIL-\$46,397.48; OBSERVER SUBSCRIPTION-\$60.00; OFFICE ELEMENTS-ELECTRIC STAPLER-\$98.99; OFFICE OF WEIGHTS & MEASURES-SCALE INSPECTION-\$84.00; ONE CALL SYSTEMS INC-LOCATES-\$54.00; OVERHEAD DOOR CO-SUPPLIES-\$18.00; PING-GOLF CLUBS-\$792.59; PLANNING & DEVELOPMENT-BROWNSFIELD CLEANUP-\$10,000.00; POWR FLITE DIVISION-JANITORIAL SUPPLIES-\$53.58; PRESS DAKOTA MSTAR SOLUTIONS-RECYCLE ADS-\$312.16; PUSH PEDAL PULL-REPAIR EXERCISE EQUIP-\$802.72; Q-1-GOLF MERCHANDISE-\$453.94; QUILL CORPORATION-SUPPLIES-\$45.72; QWEST COMMUNICATIONS-PHONE-MAY-\$1,370.17; RACOM CORPORATION-RADIO ACCESS/T1-\$2,074.15; RADCO-SIOUX FALLS-PART-\$29.95; RADIO SHACK CORPORATION-PARTS-\$74.98; RAY O'HERRON CO INC-TASERS-\$3,814.40; REGIONAL TECHNICAL EDUCATION-LEASE-MAR-\$1,466.67;

REINHART FOODS INC-FOOD-\$1,343.86; ROBINSON MOTORS-REPAIR VEHICLE-\$1,392.27; RON'S AUTO GLASS REPAIR-EXCISE TAX-\$96.00; ROYAL SPORTS SHOP-SUPPLIES-\$70.00; RTI-DVD CLEANING SUPPLIES-\$820.45; RURAL DEVELOPMENT-SR CITIZENS LOAN-\$3,075.00; RYLIND INDUSTRIES INC-PARTS-\$1,189.00; SANDBAGGERS LLC-GOLF SHOES-\$206.66; SANITATION PRODUCTS INC-GARAGE PARTS-\$98.89; SHERWIN WILLIAMS CO-PAINT-\$193.53; SIOUX FALLS TWO WAY RADIO SVS-PAGER REPAIRS-\$230.00; SLOWEY CONSTRUCTION INC-SEWER PIPES-\$240.00; SOUTH DAKOTA STATE ARCHIVES-MICROFILM-\$64.00; SOUTH DAKOTA STATE HISTORICAL-BOOKS-\$16.65; SOUTHERN MINNESOTA CONST CO-CHEMICALS-\$390.80; STERN OIL CO INC-GASOLINE-\$32,601.56; STURDEVANT'S AUTO PARTS INC-GARAGE PARTS-\$132.07; SUPERIOR TECH PRODUCTS-CHEMICALS-\$2,060.20; TASER INTERNATIONAL-TRAINING-\$190.00; TAYLOR MADE-GOLF CLUBS-\$6,000.14; TINTING PROS-WINDOW TINT-\$175.00; TITAN MACHINERY-PARTS-\$22.94; TITLEIST AND FOOT-JOY-CAPS/VISORS-\$957.76; TMA-REPAIR TIRE-\$381.18; TOSHIBA-COMPUTER EQUIPMENT-\$3,672.36; TOUR EDGE-GOLF CLUBS-\$159.65; TOUR EDGE GOLF GROUP INC-GOLF CLUBS-\$594.96; TRI-STATE TURF-INSTALL SPRINKLER SYSTEM-\$3,549.32; TRUCK TRAILER SALES INC-COT INSPECTION/REPAIRS-\$649.50; TURFWERKS-TEMPERATURE GAUGE-\$144.15; TWO RIVER'S TOWING-TOWING-\$121.00; US POST OFFICE-UTIL-UTILITY POSTAGE-\$1,200.00; ULMER/BRUCE-SAFETY GLASSES-\$50.00; UNITED BUILDING INC-BLDG MATERIALS-\$205.03; UNITED STATES PLASTIC CORP-PIPE FITTINGS-\$32.33; UPSTART-SUMMER PROGRAM SUPPLIES-\$133.43; US KIDS GOLF-GOLF CLUBS-\$429.88; USA BLUE BOOK-PARTS-\$1,260.02; VAL-MATIC VALVE & MFG CORP-REPAIR PARTS-\$4,985.94; VANDERHULE MOVING INC-GAS TORCH-\$21.00; VELLEK/RICHARD-SAFETY GLASSES-\$49.50; VELLEK/RICHARD-SAFETY GLASSES-\$50.00; VIREECK/AL-TRAVEL REIMBURSEMENT-\$305.50; WAHLERS/JANICE-REFUND-PILATES CLASS-\$18.00; WALL STREET JOURNAL-SUBSCRIPTION RENEWAL-\$396.00; WALSH/JAY-OFFICER STIPEND-\$25.00; WATER & ENV ENG RESEARCH CTR-LAB FEES-\$38.00; WELFL CONSTRUCTION CORP-BOOSTER STATION-\$49,460.00; WESTERN OFFICE PRODUCTS-SUPPLIES-\$1,482.08; WHOLESALE SUPPLY INC-SOFT DRINKS-\$679.40; WILSON CO-LOCKBOX BOOKS-\$617.00; XEROX CORPORATION-COPIER LEASE-\$2,633.43; YAGGIE'S INC-GRASS SEED-\$82.00; YANKTON AREA ARTS ASSN-1/2 SP APPROPRIATION-\$2,500.00; YANKTON FIRE & SAFETY CO-RECHARGE EXTINGUISHER-\$27.50; YANKTON HIGH SCHOOL-BOOKS-\$92.00; YANKTON INSURANCE AGENTS-BUILDERS RISK INSURANCE-\$5,269.00; YANKTON JANITOR SUPPLY INC-SUPPLIES-\$734.03; YANKTON MEDICAL CLINIC-PRE-EMP PHYSICAL-JACOBS-\$292.00; YANKTON NURSERIES LLC-TREES-\$632.00; YANKTON REDI MIX-CONCRETE-\$2,787.75; YANKTON SCHOOL DISTRICT #63-3-SAC-1ST QTR BILLING-\$41,030.87; YANKTON SCHOOL FOOD SERVICE-FOOD-\$29.40; YANKTON WINNELSON CO INC-PARTS-\$54.95; ZIEGLER/BILL-OFFICER STIPEND-\$25.00; ZIMCO SUPPLY COMPANY-CHEMICALS-\$7,066.82; AMERICAN FAMILY LIFE CORP-CANCER & ICU PREMIUMS-\$4,930.12; AVERA HEALTH PLANS-HEALTH INS-MAY-\$69,912.43; BENJAMIN/JEFF AND JACI-HEALTH ACTIVITY REQUEST-\$895.00; BURGESON/MICHAEL SCHOOL-\$250.00; COLLECTOR'S CORNER REPLACE CK-\$50.00; DELTA DENTA-DENTAL INS-MAY-\$5,143.94; DEPT OF SOCIAL SERVICES-EMPLOYEE DEDUCTIONS-\$2,014.16; EDUCATION ASSISTANCE CORP-EMPLOYEE DEDUCTIONS-\$265.68; ELI/LOIS-ELECTION WORKER-\$52.92; FINANCE DEPT OF-ELECTION WORKERS-\$2,300.00; FIRST NATL BANK SOUTH DAKOTA-NSF CHECK-\$453.78; FIRST NATL BANK SOUTH DAKOTA-EMPLOYEE DEDUCTIONS-\$2,197.56; HAAS/SARAH-TRAINING-\$250.00; HUMAN RESOURCE ASSN-SD CONFERENCE REGISTRATION-\$35.00; ICMA RETIREMENT TRUST #457-EMPLOYEE DEDUCTIONS-\$4,386.41; MADISON NATIONAL LIFE INS CO-LIFE INSURANCE-APRIL-\$1,285.89; MINNESOTA CHILD SUPPORT-EMPLOYEE DEDUCTIONS-\$16.62; MUNICIPAL LEAGUE SD-MEETING-\$14.00; NOLZ/PAT-TRAINING-\$170.00; OFFICE OF WEIGHTS & MEASURES-INSPECTION-\$16.00; POOLER/JOHN-ELECTION WORKER-\$280.00; RETIREMENT SD-SD RETIREMENT-APRIL-\$55,064.58; ROBINSON MOTORS-PICKUP-\$17,792.00; SCHELHAAS/KRISTI-HEALTH ACTIVITY REQUEST-\$70.00; SDSRP-EMPLOYEE DEDUCTIONS-\$75.00; SIOUX FALLS TWO WAY RADIO SVS-PAGER REPAIR-\$18.94; SUMMIT ACTIVITY CENTER-EMPLOYEE DEDUCTIONS-\$532.20; UNITED WAY EMPLOYEE DEDUCTIONS-\$56.00; VISA-OFFICE SUPPLIES-\$155.21; VISA-TONER-\$373.24; VISA-TRAVEL-\$14.06; VISA-QUARTERLY WEB HOSTING-\$68.85; VISA-FOLDING TABLE-\$50.64; VISA-TRAINING-\$429.24; VISA-DISPLAY-\$81.47; VISA-LB POUND SUPPLIES-\$17.68; VISA-KB SEEDS-\$684.74; VISA-TL TRAVEL-\$284.53; VISA-LOLA HARENS LEASE-\$240.10; VISA-TODD BAILEY UNIFORMS-\$298.00;

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

Motion adopted.

SALARIES-April, 2008:

ADMINISTRATION-\$26,200.55; FINANCE-\$26,591.69; POLICE-\$117,845.52; FIRE-\$8,955.31; ENGINEERING-\$37,783.87; STREET-\$37,102.83; SNOW & ICE-\$980.84; TRAFFIC CONTROL-\$1,626.51; LIBRARY-\$24,769.47; PARKS/SAC-\$46,231.58; MARNE CREEK-\$2,678.81; WATER-\$32,561.74; WASTEWATER-\$29,639.45; CEMETERY-\$2,694.84; SOLID WASTE-\$14,595.17; LANDFILL-\$14,739.33; GOLF COURSE-\$14,687.26; CENTRAL GARAGE-\$5,816.57.

PERSONNEL CHANGES & NEW HIRES:

New Hires:

William Conkling-\$15.00 gm.-Rec. Div.; Audrey Freeman-\$7.25 hr.-Golf; Glen Granflaten-\$15.00 gm.-Rec. Div.; Rebecca Johnson-\$15.00 gm.-Rec. Div.; Jake Stucky-\$7.25 hr.-Parks Div.; Brian Tacke-\$7.50 hr.-Parks Div.; Tonya Zimmerman-\$7.25 hr.-Golf

Wage Increase:

Jordan Alton-\$7.50 hr.-Parks Div.; Ryan Benda-\$7.75 hr.-Parks Div.; Tiffany Gleich-\$7.50 hr.-Parks Div.; Andrew Goeden-\$7.50 hr.-Cemetery; Michael Groetken-\$8.25 hr.-Golf; Rebecca Haas-\$8.00 hr.-Parks Div.; Zach Helland-\$7.50 hr.-Golf; Alli Johnson-\$7.50 hr.-Golf; Collin Michels-\$7.75 hr.-Golf; Joe Schoenfelder-\$7.25 hr.-Rec. Div.; Lynette Uhing-\$7.50 hr.-Parks Div.; Al Viereck-\$3115.38 bi-wk.-Interim City Mgr.; Amberlee Willcuts-\$7.50 hr.-Golf

Status Change: none

Mayor Gross read a proclamation declaring May 17-23, 2008, as *National Safe Boating Week* in Yankton.

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

South Dakota Transportation Commissioner Ralph Marquardt spoke on behalf of the Department of Transportation (DOT) regarding the 10-ton weight limit restrictions placed on the Meridian Bridge. Mr. Marquardt said the DOT is working diligently to move forward with repairing the bridge and asked for the City's help in providing Police presence to prevent trucks from ignoring restrictions and crossing the bridge. After asking several questions, Commissioners added the DOT's request for Police assistance to the Agenda as New Business Item No. 10.

Action 08-130

Moved by Commissioner VanDerhule seconded by Commissioner Knoff, that the following items on the consent agenda be approved:

1. Permission for Alcoholic Beverages
Consideration of a request from Bruce Teachout to carry in and serve alcoholic beverages at the Dakota Territorial Capitol Building for a barbeque on May 27, 2008
2. Possible Quorum Event
May 17th, & 19th, 2008, at 8:00 a.m. at Marty Marty College and 5:15 p.m. at City Hall respectively, for City Manager interviews.
3. Renewal of 2008 City Dance License Application
Consideration of Memorandum 08-93 recommending approval of the renewal of application for 2008 City Dance License for Bernard Properties, LLC d/b/a Riverfront Events Center & Emporium, 121-113 W 3rd Street

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

Motion adopted.

Action 08-131

Moved by Commissioner Specht, seconded by Commissioner Lowrie, to adopt Resolution 08-06 and approve the associated development agreements. (Memorandum 08-92)

RESOLUTION 08-06

WHEREAS, it appears from an examination of the plat of the Lot 1 Thru Lot 4 of Block 5, Lot 1 Thru Lot 9 of Block 6 and Lot 1 & Lot 2 of Block 7, Majestic Heights Addition, Located in the SE ¼, SE ¼ of Section 11 – T93N – R56W in Yankton County, South Dakota prepared by Travis J. Kropuenske of Johnson Engineering 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 08-132

Moved by Commissioner Specht, seconded by Commissioner Carda, to adopt Resolution 08-05.

RESOLUTION NO. 08-05

WHEREAS, Kent E. Lehr, as Trustee of Clara Billars Irrevocable Trust has petitioned the City of Yankton, pursuant to SDCL 9-4-1, to annex certain real property into the corporate limits of the City of Yankton.

NOW, THEREFORE, BE IT RESOLVED by The Board of City Commissioners of the City of Yankton, South Dakota, that:

1. The following described real property is hereby annexed into the corporate limits of the City of Yankton, South Dakota:

DESCRIPTION OF TRACT TO BE ANNEXED

The Southeast Quarter (SE1/4), of the Southeast Quarter (SE1/4) Section Eleven (11), Township Ninety-three (93), Range Fifty-Six (56), Yankton County, South Dakota.

Said annexed property containing 40 acres total, more or less.

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

Action 08-133

Moved by Commissioner Knoff, seconded by Commissioner VanDerhule, to adjourn Sine Die at 7:30 p.m.

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

City Attorney Goetz administered the Oath of office to re-elected City Commissioners Ellingson, VanDerhule, and Wenande.

In absence of a Mayor, City Finance Officer Viereck called the meeting to order.

Roll Call: Members present Commissioners Carda, Ellingson, Gross, Knoff, Lowrie, Murphy, Specht, VanDerhule, and Wenande.

Finance Officer Viereck requested nominations for Office of the Mayor for the 2008-2009 term.

Commissioner Murphy nominated Commissioner Gross for the Office of Mayor, seconded by Commissioner Lowrie. Commissioner Ellingson nominated Commissioner Specht for Office of the Mayor, seconded by Commissioner Knoff.

Commissioner Gross withdrew his name for mayoral consideration.

Action 08-134

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

Roll Call: Members present voting "Aye": Commissioners Carda, Ellingson, Gross, Knoff, Specht, VanDerhule, and Wenande; voting "Nay": Commissioners Lowrie and Murphy.
Motion adopted.

Finance Officer Viereck turned the meeting over to Mayor Specht at this point.

Action 08-135

Michael Freeman, on behalf of the Yankton Area Ice Association, was present to request additional funding in the amount of \$15,000.00 for locker room improvements at the indoor ice skating rink. (Memorandum 08-94) Moved by Commissioner Gross, seconded by Commissioner Knoff, to approve

the request for \$15,000.00 (monies to be taken from BBB funds) for locker room improvements at the indoor ice skating rink facility.

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

Motion adopted.

Action 08-136

Moved by Commissioner Murphy, seconded by Commissioner Knoff, to approve the Engineering Agreement with Johnson Engineering for the Peninah Street Reconstruction and Water Main Replacement Project from Whiting Drive to Karen Drive as described in Memorandum 08-97.

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

Motion adopted.

Action 08-137

Moved by Commissioner Ellingson, seconded by Commissioner Wenande, to approve the Airport Hangar Lease agreement with Kolberg Pioneer Inc. for rental of space in the new Jet Hanger Maintenance Facility at a rate of \$950.00 per month. (Memorandum 08-72)

Roll Call: Members present voting "Aye": Commissioners Ellingson, Gross, Knoff, Lowrie, Murphy, VanDerhule, Wenande, and Mayor Specht; voting "Nay": None; Abstaining: Commissioner Carda.

Motion adopted.

Action 08-138

Moved by Commissioner Wenande, seconded by Commissioner Carda, to approve the Meridian Bridge Fence Agreement with the Nebraska Department of Roads. (Memorandum 08-95)

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

Motion adopted.

Action 08-139

Moved by Commissioner Wenande, seconded by Commissioner Gross, to authorize the City Manager to act on the City's option of first right to buy back formerly city-owned property that was purchased by Morris Communications, described as Block 69, Lower Yankton, for the original purchase price of \$200,000.00. (Memorandum 08-91) Acting City Manager Viereck recommended the City finance the purchase and re-pay funds when the property is resold.

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

Motion adopted.

Action 08-140

The request to spend an additional \$13,000.00 to complete the carpeting project at the Library was considered. Acting City Manager Viereck noted that funds would be available to complete the project through budgetary adjustments. Moved by Commissioner Ellingson, seconded by Commissioner Gross, to authorize expenditure of an additional \$13,000.00 for purchase of carpet to complete the Library carpet project. (Memorandum 08-102)

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

Motion adopted.

Action 08-141

Moved by Commissioner Murphy, seconded by Commissioner Knoff, to approve the Agreement with Williams and Company, P.C., to perform the annual audit of the City of Yankton's 2007 financials, contingent upon approval from the South Dakota Department of Legislative Audit. (Memorandum 08-101)

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

Motion adopted.

Action 08-142

Director of Parks and Recreation Todd Larson was present to discuss the development and implementation of a master plan to upgrade the Westside Park skateboard park and to request permission to spend the \$20,000.00 budgeted in 2008 for skateboard park improvements. (Memorandum 08-96) Task Force member Jeanine Evans was present and expressed support for refurbishing the existing equipment as well as purchasing new equipment. Evans stated that quotes for proposed skateboard equipment were received from three companies with Rampage, LLC, of Bridgeport, Connecticut, providing the best price quote. Commissioner VanDerhule extended her thanks to the Skate Park Task Force for their work. Moved by Commissioner VanDerhule, seconded by Commissioner Carda, to approve the Skate Park Master Plan and to approve spending the \$20,000.00 appropriated in the 2008 Budget to purchase new equipment for the park.

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

Action 08-143

The proposal from the Aquatics Committee to purchase items for the Memorial Park pool from the remaining \$55,000.00 Alcoa Grant monies was considered. Yankton citizen Fred Branaugh was present and expressed his opinion that the money should be spent on pool and bathhouse improvements rather than on "fun features." Commissioners pointed out that Alcoa Grant funds were designated to be spent on "fun features." Moved by Commissioner Murphy, seconded by Commissioner Knoff, to approve expenditure of \$33,940.40 plus freight from the Alcoa Grant for purchase of commercial patio umbrellas, chairs, and tables as outlined in Memorandum 08-98 for the Memorial Park Pool.

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

The request from the Department of Transportation for City Police Department assistance in enforcing the 10-ton weight restriction on the Meridian Bridge was considered. Acting City Manager Viereck asked for Commission direction to pull police officers off regular patrol to police the bridge area (without overtime.) Viereck will meet with the Chief of Police about the DOT's request, but will not recommend 24-hour patrol. Yankton citizen Dan Lammers suggested that the County be asked for assistance from the Sheriff's Department and suggested the State provide signage.

Action 08-144

Moved by Commissioner Knoff, seconded by Commissioner Carda, to adjourn into Executive Session at 8:45 p.m. to discuss pending negotiations.

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 Specht.

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

Action 08-145

Moved by Commissioner Knoff, seconded by Commissioner Murphy, to adjourn at 9:32 p.m.

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

Dan Specht
Mayor

ATTEST:

Ann L. Clough
Deputy Finance Officer