

**CHAMBER OF THE BOARD OF CITY COMMISSIONERS
YANKTON, SOUTH DAKOTA
JUNE 8, 2009**

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

Roll Call: Present: Commissioners Akland, Carda, Ellingson, Gross, Knoff, Lowrie, and Wenande. City Attorney Hosmer and City Manager Russell were also present. Absent: Commissioner VanDerhule.

Quorum present.

Action 09-150

Moved by Commissioner Wenande, seconded by Commissioner Knoff, to approve the Minutes of the regular meeting of May 26, 2009.

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

Motion adopted.

Action 09-151

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

A&B BUSINESS EQUIPMENT INC-RICOH COPIER-\$272.50; ACE HARDWARE-SUPPLIES-\$684.24; ACS GOVERNMENT INF SERVICE-MAINT PROGRAM SUPPORT-\$1,545.48; AECOM ENVIRONMENT-TESTING-\$1,600.00; ALLTEL-CELL PHONE BILL-\$316.80; AMERICAN FAMILY LIFE CORP-FLEX SERVICE FEE-JUNE-\$125.00; AMERICAN GUTTER SYSTEMS-INSTALL GUTTER-\$705.84; AMERICAN RED CROSS-LIFE GUARD COURSES-\$180.00; ANW-SOFT DRINKS-\$461.90; APPEARA-TOWEL SERVICE-\$333.78; ARAMARK-UNIFORM SERVICES REPAIRS-\$117.30; ASH CITY USA-MERCHANDISE-\$1,112.98; AVERA HOME MEDICAL EQUIPMENT-MEDICAL SUPPLIES-\$24.00; B&L COMMUNICATIONS-PAGER REPAIRS-\$179.50; BAKER & TAYLOR BOOKS-BOOKS-\$2,903.07; BARNSTEAD THERMOLYNE CORP-PARTS-\$726.79; BENJAMIN/JEFF AND JACI-LEAGUE SHIRTS-\$183.75; BERING SALES-NAME BADGES-\$40.77; BETTE & COURT-GOLF CLOTHING-\$196.46; BOBS CANDY INC-SUPPLIES-\$375.40; BOLLER PRINTING INC-RECYCLE STICKERS-\$1,824.00; BOMGAARS INC-WATER TANK & FITTINGS-\$1,840.11; BONANZA SIRLOIN PIT #305-DOC WORK PROGRAM-\$66.56; BOOKPAGE-SUBSCRIPTIONS-\$270.00; BOW CREEK METAL INC-PART-\$374.18; BROWN & SAENGER-TONER-\$128.99; BUILDING OFFICIALS/SD-REGISTRATION FEES-\$180.00; CALLAHAN/VIRGINIA-REFUND-\$54.06; CALLAWAY GOLF-MERCHANDISE/GOLF CLUBS-\$4,871.67; CARLSON AVIATION-AIRPORT MGMT CONTRACT-\$756.72; CASH-WA DISTRIBUTING-ENTREES-\$253.00; CEDAR COUNTY NEWS-CLASSIFIED AD-\$56.21; CHAMBER OF COMMERCE-RETIREMENT GIFT-\$100.00; CHASE PEST SERVICE-PEST CONTROL-\$35.00; CHESTERMAN COMPANY-SOFT DRINKS-\$1,235.93; CITY OF SIOUX FALLS-TESTING-\$229.84; CITY OF VERMILLION-JT POWER CASH TRANS-\$28,380.37; CITY OF YANKTON-SOLID WASTE-COMPACTED GARBAGE-\$8,201.52; CITY UTILITIES-PLUMBING PERMITS-\$4,079.08; CLARK'S RENTAL-RENTAL-\$35.00; CLEVELAND GOLF-GOLF CLUBS-\$2,871.53; COLE PAPERS INC-SUPPLIES-\$206.64; CONCRETE MATERIAL-CONCRETE-\$5,072.60; CONKLING DIST-MALT BEVERAGES-\$2,495.50; COX AUTO INC-PARTS-\$397.37; CREDIT COLLECTION SERVICE INC-UTIL COLLECTION-APRIL-\$109.88; CRESCENT ELECTRIC-LIGHT BULBS-\$198.90;

DAKOTA BEVERAGE CO INC-MALT BEVERAGES-\$2,811.40; DAKOTA SUPPLY GROUP-METER PARTS-\$517.29; DANKO EMERGENCY EQUIPMENT-PART-\$187.50; DEAN/SHANE-REFUND-SAND VOLLEYBALL-\$125.00; DEPARTMENT OF REVENUE-LAB FEES-\$136.00; DEPT OF CORRECTIONS-DOC WORK PROGRAM-\$1,107.80; DEPT OF ENV & NATURAL RESOURCE-ANNUAL FEE-\$5,250.00; DEX MEDIA EAST-PHONE BOOK-\$10.36; DWYER INSTRUMENTS INC-PARTS-\$127.49; E COMPRESSED AIR-AIR FILTERS-\$111.68; EARTHGRAINS COMPANY-ENTREES-\$447.80; ECHO-SUPPLIES-\$192.56; EHRESMANN ENGINEERING INC-PIPE-\$630.00; ELSTER AMCO WATER INC-WATER METERS-\$2,640.00; ENERGY LABORATORIES INC-TESTING-\$435.00; FAIRBANK EQUIPMENT INC-THERMOSTAT-\$72.18; FALKENBERG CONSTRUCTION-LAWN MAINTENANCE-\$100.00; FARMERS ELEVATOR COMPANY-SOLAR SALT-\$2,146.20; FASTENAL COMPANY-SUPPLIES-\$98.82; FEDEX-SHIPPING-\$122.37; FEJFAR PLUMBING INC-VALVE-\$146.83; FINANCE DEPT OF-PETTY CASH-\$45.23; FIRE ENGINEERING-SUBSCRIPTION-\$21.00; FIRST NATIONAL BANK-CLEAR WATER #3-\$106,494.59; FIRST NATIONAL BANK-DRINKING WATER SRF-\$61,349.87; FIRST NATIONAL BANK-SRF LOAN #2-\$96,659.29; FIRST NATIONAL BANK-SRF LOAN #1-\$52,744.23; FOOTJOY-SHOES-\$305.87; FREEDOM VALU CENTER-CAR WASHES-\$36.00; FRITO-LAY INC-SNACK FOODS-\$284.02; FULLERTON LUMBER-BALLFIELD GRID MARKERS-\$119.28; GALL/ALBERT-REFUND-SEASON PASS-\$687.79; GARDEN GATE LLC-TREES-\$430.00; GARDNER & ASSOCIATES-SAFETY TOWN SUPPLIES-\$367.00; GEAR FOR SPORTS-MERCHANDISE-\$744.21; GEOTEK ENG & TESTING SERV INC-TESTING-\$1,412.50; GERSTNER OIL CO-OIL-\$128.90; GIRTON ADAMS COMPANY-PART-\$180.27; GLOBAL TOUR-GOLF MERCHANDISE-\$933.42; GODFATHERS PIZZA-DOC WORK PROGRAM-\$153.80; GRAINGER-BLDG MNT SUPPLIES-\$252.74; GRAMPS-FUEL-\$1,668.19; GRAYMONT CAPITAL INC-PEBBLE LIME-\$4,221.04; GREAT PLAINS INTERNATIONAL-GARAGE SUPPLIES-\$28.46; H&H WELDING-WELDING-\$40.00; H&J LAWN & LANDSCAPING-LAWN CARE-\$1,300.00; HAAR CO INC-MOWER PARTS-\$41.76; HACH COMPANY-SUPPLIES-\$483.96; HANSEN LOCKSMITHING-LOCK REPAIR-\$155.00; HARTINGTON SHOPPER-CLASSIFIED ADS-\$141.60; HAWKINS INC-FERRIC CHLORIDE-\$6,297.00; HD SUPPLY WATERWORKS LTD-REPAIR PARTS-\$1,760.33; HEDAHL'S PARTS PLUS-FILTERS-\$551.53; HORNUNG'S PRO GOLF SALE INC-MERCHANDISE-\$519.24; HYVEE-SOFT DRINKS-\$621.43; INDELCO PLASTICS CORPORATION-REPAIR PARTS-\$768.86; INDEPENDENCE WASTE-RENTALS-\$553.70; INLAND TRUCK PARTS CO- PARTS-\$227.36; INMAN & STRICKLER PLC-CONSULTING FEES-\$675.00; J&H CARE & CLEANING COMPANY-JANITORIAL SERVICE-MAY-\$2,300.00; JACK'S UNIFORMS-UNIFORMS-\$2,624.16; JAMES STEEL ERECTION-N FIRE STATION-\$183,445.00; JCL SOLUTIONS/JANITORS CLOSET-SUPPLIES-\$712.16; JODEAN'S-DOC WORK PROGRAM-\$82.50; JOHNSON CONTROLS INC-MAINTENANCE AGREEMENT-\$10,744.06; JOHNSON ELECTRIC-TRENCHING/LABOR-\$826.56; JOHNSON ENG CO INC-ENGINEERING SERVICES-\$28,376.50; JOHNSTON AUTOSTORES-FUEL PUMP-\$258.16; K MART STORE #4813-MULCH-\$401.18; KADRMAS LEE & JACKSON INC-ENGINEERING SERVICES-\$10,638.23; KAISER REFRIGERATION INC-TRIMMER-\$1,287.59; KING/LISA-REFUND-SHELTER RENTAL-\$90.00; KLINES JEWELRY-RETIREMENT GIFT-\$83.99; KNOLOGY-PHONE BILL-\$2,804.90; KNOLOGY-INTERNET SERVICES-\$704.40; KOLETZKY IMPLEMENT INC-PART-\$65.80; LARRY'S CANVAS & SHOE REPAIR-REPAIR WEIGHT ROOM EQUIP-\$105.00; LARRY'S HOME CENTER-REPAIR FURNACE-\$163.06; LARRY'S PLUMBING SERVICE-PART-\$6.53; LARSON SALES INC-PARTS-\$18.80; LEWIS & CLARK HOMEBUILDER ASSN-MEMBERSHIP DUES-\$355.00; LEXISNEXIS MATTHEW BENDER-

LOCAL GOVT LAW BOOKS-\$552.40; LIBRARY STORE-SUPPLIES-\$60.27; LIBRARY-CHANGE FUND-DOC WORK PROGRAM-\$45.97; LIFE SAFETY CONSULTANTS-SMOKE DETECTOR-\$99.00; LINWELD INC-CO2-\$40.98; LOCATORS & SUPPLIES INC-SAFETY VESTS-\$465.74; LONG LINES-PHONE FEES-\$5.80; LONG'S PROPANE INC-PROPANE-\$51.90; LYLE SIGNS INC-PARTS-\$766.44; MARKS MACHINERY-PARTS-\$88.07; MASON/DANIEL-SAFETY GLASSES-\$60.00; MATHISON COMPANY-OFFICE SUPPLIES-\$135.15; MAYER SIGNS-VEHICLE LETTERING-\$83.00; MCGRATH NORTH MULLIN & KRATZ-PROFESSIONAL SERVICES-\$7,292.20; MCLEODS PRINTING-TIMECARDS-\$700.81; MEREDITH'S JEWELRY-RETIREMENT GIFT-\$90.00; MIDAMERICA BOOKS-BOOKS-\$320.04; MIDAMERICAN ENERGY-FUEL-MAY-\$4,226.41; MIDAMERICAN ENERGY-FUEL-MAY-\$4,762.35; MIDWEST LABORATORIES INC-HYDRANT FLUSHING-\$45.94; MIDWEST TURF & IRRIGATION-IRRIGATION PARTS-\$600.76; MILLERBERND MANUFACTURING CO-LIGHT POLE BASE-\$274.00; MOTOR VEHICLE DEPT SD-LICENSE PLATES/TITLES-\$26.00; MUNICIPAL CODE CORP-CODE ON INTERNET-\$400.00; NB GOLF CARS INC-WINDSHIELD KIT-\$135.00; NELSON-STASTNY/WAYNE-REFUND-SAND VOLLEYBALL-\$125.00; NIKE GOLF-GOLF BALLS-\$332.76; NORTHERN WATER WORKS SUPPLY-WATER METERS-\$875.02; NORTHWESTERN ENERGY-ELECT-MAY-\$44,661.81; O'CONNOR COMPANY-PARTS-\$131.65; O'DAY EQUIPMENT INC-WINDSHIELD CLEANER-\$141.03; ONE CALL SYSTEMS INC-LOCATE TICKETS-\$370.70; OVERHEAD DOOR CO-REPAIR DOOR-\$1,073.00; PHOTOGRAPHY BY JERRY-PHOTOS-\$177.00; PHYSIO-CONTROL INC-REPAIRS-\$284.00; PIED PIPER FLOWERS-MEMORIAL PLANT-\$40.00; PILGER SAND AND GRAVEL INC-SAND-\$2,714.42; PIN HIGH INC-MERCHANDISE-\$130.00; PING-GOLF CLUBS-\$2,614.21; PIONEER BANK & TRUST-RICOH COPIER LEASE-\$198.83; PIZZA RANCH-SUPPLIES-\$41.00; PLAN & DEVELOPMENT DIST III-HEALTHY YANKTON GROUP-\$63.60; PRESS DAKOTA MSTAR SOLUTIONS-RECYCLE ADS-\$611.49; PRO-BUILD-LUMBER-\$90.07; PROFESSIONAL GOLFERS' ASSN-PGA DUES-\$456.00; PUMP 'N' STUFF-CAR WASHES-\$72.00; PUSH PEDAL PULL-EQUIPMENT REPAIRS-\$92.00; QUILL CORPORATION-OFFICE SUPPLIES-\$191.41; QUIZNOS #9406-DOC WORK PROGRAM-\$24.24; QWEST COMMUNICATIONS-PHONE BILL-\$1,547.29; R&R PRODUCTS INC-IRRIGATION PARTS-\$518.95; RACOM CORPORATION-RADIO ACCESS-\$1,143.90; RAY O'HERRON CO INC-TASER PARTS-\$106.41; RECREONICS INC-LIFEGUARD LADDER/STAND-\$656.09; REGIONAL TECHNICAL EDUCATION-LEASE-APRIL-\$1,466.67; REINHART FOODS INC-ENTREES-\$2,931.93; RIVERSIDE HYDRAULICS & LAB INC-PART-\$32.64; ROBINSON MOTORS-PARTS-\$448.19; ROESLER/MERLIN-REFUND-SAND VOLLEYBALL-\$125.00; RON'S AUTO GLASS REPAIR-REPAIRS-\$130.00; ROYAL SPORTS SHOP-LIFEGUARD SUITS-\$1,896.24; RURAL DEVELOPMENT-SNR CITIZEN LOAN-\$3,075.00; SANITATION PRODUCTS INC-MOTOR-\$853.41; SCHMADER ELECTRIC-REPAIR SIRENS-\$788.77; SD REDBOOK FUND-BOOKS-\$420.00; SHEEHAN MACK SALES & EQ INC-EQUIPMENT RENTAL-\$2,861.25; SHERWIN WILLIAMS CO-PAINT-\$161.99; SHUR-CO-VINYL GLUE-\$27.48; SIOUX EQUIPMENT COMPANY INC-ANNUAL INSPECTION-\$1,425.14; SLOWEY AUTO BODY-VEHICLE REPAIRS-\$96.00; SMITH & SMITH CONSTRUCTION INC-WTRMAIN CONST-\$115,164.04; SOUTH DAKOTA AMATEUR SOFTBALL-SOFTBALL LEAGUE FEE-\$1,520.00; SPARKS/KELLY-REFUND-SAND VOLLEYBALL-\$125.00; STEAMWAY-TOTAL CLEANING-CLEAN VEHICLE-\$75.00; STERN OIL CO INC-DIESEL/UNLEADED FUEL-\$2,238.25; STURDEVANT'S AUTO PARTS INC-SUPPLIES-\$36.89; SUPERIOR TECH PRODUCTS-CHEMICALS-\$2,787.52; TAYLOR MADE-GOLF CLUBS-\$1,116.00; TERRACON INC-SOIL TESTING-\$243.27; TERRY'S WELDING SERVICE-REPAIRS-\$953.70; TITLEIST AND FOOT-JOY-GOLF BALLS-\$2,807.02; TMA-REPAIR VEHICLE-\$35.94;

TOUR EDGE-GOLF CLUBS-\$197.60; TRACTOR SUPPLYPLAN CREDIT CARD-WEED SPRAY/GLOVES-\$111.96; TRUCK TRAILER SALES INC-FILTERS-\$392.20; TURFWERKS-PART-\$213.06; US POST OFFICE-UTIL-UTIL POSTAGE-\$1,300.00; ULTRAMAX AMMUNITION-AMMO-\$328.50; UNITED PARCEL SERVICE INC-POSTAGE-\$132.08; UNITED STATES POSTAL SERVICE-POSTAGE METER-MAY-\$1,175.00; UPSTART-SUMMER PROGRAM SUPPLIES-\$118.64; USA BLUE BOOK-CHEMICALS-\$411.26; VANDERHULE MOVING INC-ACETYLENE-\$64.15; VANORMY/AMY-REFUND-SAND VOLLEYBALL-\$125.00; VESSCO INC-PARTS-\$12.47; WALT'S HOMESTYLE FOODS INC-ENTREES-\$50.00; WATER & ENV ENG RESEARCH CTR-TOC SAMPLE ANALYSIS-\$38.00; WEST SIOUX CERAMICS-CERAMICS CLASS SUPPLIES-\$433.77; WESTERN OFFICE PRODUCTS-SUPPLIES-\$307.35; WHOLESALE SUPPLY INC-SNACK FOODS-\$1,625.20; WILSON SPORTING GOODS-GOLF-GOLF CLUBS-\$104.63; XEROX CORPORATION-COPIER LEASE-\$1,307.64; YAGGIE'S INC-FERTILIZER-\$409.00; YANKTON AG SERVICE-FERTILIZER-\$784.75; YANKTON CO HISTORICAL-1/4 SP APPROPRIATION-\$2,025.00; YANKTON FIRE DEPARTMENT-FEB-APR FIRE CALLS-\$8,930.00; YANKTON JANITOR SUPPLY INC-SUPPLIES-\$802.72; YANKTON MEDICAL CLINIC-IMMUNIZATIONS-\$168.00; YANKTON MOTOR COMPANY-TRUCK REPAIRS-\$3,519.11; YANKTON NURSERIES LLC-TREES-\$4,753.69; YANKTON OFFICE EQUIPMENT-PROGRAM CASH REGISTER-\$47.50; YANKTON POLICE DEPARTMENT-PETTY CASH-\$30.74; YANKTON SCHOOL DISTRICT 63-3-1ST QUARTER BILLING-\$40,157.30; YANKTON WINNELSON CO INC-COPPER PIPE/PARTS-\$1,660.05; ZEP MANUFACTURING CO-SUPPLIES-\$119.70; ZIMCO SUPPLY COMPANY-CHEMICALS-\$269.10; AMERICAN FAMILY LIFE CORP-CANCER & ICU PREMIUMS-\$5,306.76; AVERA HEALTH PLANS-HEALTH INS-JUNE-\$72,168.53; BERKE-HANSON/SUE-SCHOOL-\$40.00; BEST WESTERN RAMKOTA INN-CONFERENCE-\$74.99; CREDIT COLLECTION SERVICE INC-EMPLOYEE DEDUCTION-\$399.73; DELTA DENTAL-DENTAL INS-JUNE-\$5,426.70; DEPT OF SOCIAL SERVICES-EMPLOYEE DEDUCTION-\$1,223.00; DISC GOLF ASSOCIATION-DISC GOLF HOLE STANDARDS-\$3,718.62; FIRST NATL BANK SOUTH DAKOTA-EMPLOYEE DEDUCTION-\$1,711.34; GODFATHERS PIZZA-INTERVIEW-\$41.51; GOLFSMITH INTERNATIONAL-GOLF CLUBS-\$51.96; GOPHER SPORT-FITNESS SUPPLIES-\$81.14; HYVEE-PRESCHOOL SUPPLIES-\$9.46; ICMA RETIREMENT TRUST #457-EMPLOYEE DEDUCTION-\$6,471.84; K MART STORE #4813-SUPPLIES-\$6.01; MADISON NATIONAL LIFE INS CO-LIFE INSURANCE-JUNE-\$616.61; MICHELS/COLLIN-REPLACE LOST CHECK-\$10.74; MILLER PAINTING & DECORATING-MEMORIAL POOL PAINTING-\$11,761.66; NEBRASKA CHILD SUPPORT-PAYMENT EMPLOYEE DEDUCTION-\$303.00; OFFICE ELEMENTS-OFFICE SUPPLIES-\$151.70; PING-GOLF CLUBS-\$1,188.48; PITNEY BOWES-POSTAGE & LEASE-\$212.57; PROVANTAGE-SOFTWARE-\$1,505.19; RETIREMENT SD-SD RETIREMENT-MAY-\$81,907.22; RETIREMENT SD SYSTEM 401(A)-SPECIAL PAY-\$6,134.07; ROBINSON MOTORS-VEHICLES-\$48,042.00; SDSRP-EMPLOYEE DEDUCTION-\$187.50; SUMMIT ACTIVITY CENTER-REPLACE LOST CHECK-\$1,089.10; TINTING PROS-BATTERIES-\$10.00; US POST OFFICE-UTIL-POSTAGE-\$1,195.48; UNITED WAY-EMPLOYEE DEDUCTIONS-\$54.00; VISA-CONFERENCE-\$36.20; VISA-SEAL KIT-\$128.03; VISA-GOLF CLUBS-\$78.49; VISA-KB IRRIGATION PARTS-\$2,311.88; VISA-SUBSCRIPTION-\$69.00; VISA-MEETING-\$318.29; VISA-FITNESS SUPPLIES-\$25.75; VISA-UNIFORMS-\$280.66; VISA-UNIFORMS-\$335.73; WAL-MART STORES INC-DVD'S-\$960.19; WESTERN OFFICE PRODUCTS-ENVELOPES-\$6.99.

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

Motion adopted.

SALARIES MAY 2009:

ADMINISTRATION-\$41,842.11; FINANCE-\$38,307.16; POLICE-\$176,960.09; FIRE-\$13,849.20; ENGINEERING-\$61,293.83; STREET-\$57,474.77; TRAFFIC CONTROL-\$4,687.40; LIBRARY-\$37,868.69; PARKS/SAC-\$65,794.78; MEMORIAL POOL-\$1,038.00; MARNE CREEK-\$4,305.87; WATER-\$49,439.74; WASTEWATER-\$42,194.02; CEMETERY-\$4,577.69; SOLID WASTE-\$22,161.75; LANDFILL-\$21,812.09; GOLF COURSE-\$32,510.88; CENTRAL GARAGE-\$9,434.73

PERSONNEL CHANGES & NEW HIRES:New Hires:

Pauline Akland-\$233.33 mo.-City Commission; Cathy Battin-\$7.25 hr.-Library; Collin Berke-\$8.75 hr.-Wastewater; EmaLee Blagg-\$7.25 hr.-Rec. Div.; Cody Garvey-\$10.00 hr.-Street; Danielle Gill-\$7.50 hr.-Rec. Div.; Ryan Guthmiller-\$7.50 hr.-Rec. Div.; Maggie Healy-\$7.50 hr.-Rec. Div.; Alli Johnson-\$7.60 hr.-Golf; Christopher Kuhl-\$7.50 hr.-Engineering; Rachel Myers-\$7.25 hr.-Golf; Debra Orwig-\$7.25 hr.-Golf; Pamela Redlightning-\$7.25 hr.-Library; Brett Schurman-\$7.50 hr.-Parks Div.; Powers Schurrer-\$7.50 hr.-Rec. Div.; Ryan Shindler-\$7.25 hr.-Golf; John Silvernail-\$9.00 hr.-Solid Waste; David Sterk-\$7.25 hr.-Parks Div.; Kelsey Stevens-\$8.00 hr.-Rec. Div.; Shawn Stuen-\$8.50 hr.-Transfer Station/Airport; Spencer Yackley-\$7.25 hr.-Golf.

Wage Increase:

Katelan Adam-\$7.50 hr.-Rec. Div.; Jordan Alton-\$7.75 hr.-Parks; Patricia Bailey-\$8.10 hr.-Golf; Gail Bartunek-\$7.85 hr.-Golf; Amy Bertsch-\$11.50 hr.-Police/Safety Town; Mary Binder-\$8.10 hr.-Golf; Traves Brenner-\$8.00 hr.-Rec. Div.; Michael Brewer-\$7.85 hr.-Parks Div.; Sarah Buhl-\$9.25 hr.-Rec. Div.; Abby Burbach-\$7.75 hr.-Rec. Div.; Tyler Burbach-\$8.00 hr.-Rec. Div.; Morgan Casey-\$7.50 hr.-Golf; Bailie Cronin-\$10.50 hr.-Rec. Div.; Molly Davis-\$8.00 hr.-Rec. Div.; Jerry Delozier-\$7.50 hr.-Golf; Aaron DeWald-\$8.75 hr.-Rec. Div.; Kevin Evans-\$8.25 hr.-Golf; Audrey Freeman-\$7.50 hr.-Golf; Lacey Garvey-\$7.75 hr.-Rec. Div.; Tiffany Gleich-\$7.75 hr.-Parks Div.; Andrew Goeden-\$7.75 hr.-Parks Div.; Katherine Greene-\$7.85 hr.-Golf; Michael Groetken-\$8.25 hr.-Golf; Zach Helland-\$7.75 hr.-Golf; Meg Henrickson-\$9.25 hr.-Rec. Div.; Megan Hilson-\$7.75 hr.-Rec. Div.; Valerie Hummel-\$8.25 hr.-Rec. Div.; Earl Johnson-\$10.10 hr.-Rec. Div.; Gabbie Kachena-\$7.75 hr.-Rec. Div.; Kimberlee Kappel-\$8.10 hr.-Golf; Anne Kinsley-\$8.25 hr.-Rec. Div.; Carissa Kinsley-\$9.00 hr.-Rec. Div.; Carole Kling-\$9.00 hr.-Rec. Div.; Sarah Klug-\$15.00 gm.-Rec. Div.; Ashley Kneifl-\$7.75 hr.-Rec. Div.; Jim Koletzky-\$8.25 hr.-Golf; Colby Kuchta-\$7.75 hr.-Rec. Div.; Kelly Leyden-\$7.75 hr.-Rec. Div.; Kalli Likness-\$8.50 hr.-Rec. Div.; Jordan Lillie-\$7.50 hr.-Rec. Div.; Mary Loecker-\$10.00 hr.-Rec. Div.; LaVonne Lorenzen-\$10.00 hr.-Rec. Div.; Bennet Mabee-\$7.75 hr.-Rec. Div.; Michael Mabee-\$7.75 hr.-Rec. Div.; Travis Miller-\$9.25 hr.-Rec. Div.; Alex Neukirch-\$8.00 hr.-Rec. Div.; Traves Neukirch-\$7.75 hr.-Rec. Div.; Heidi Olson-\$7.50 hr.-Rec. Div.; Sharollette Peterson-\$10.00 hr.-Rec. Div.; Josh Sailer-\$7.75 hr.-Rec. Div.; Samuel Santos-\$8.00 hr.-Rec. Div.; Brice Sayler-\$7.50 hr.-Parks Div.; Carmen Schramm-\$7.50 hr.-Golf; Brett Sime-\$8.10 hr.-Golf; Patrick Smith-\$8.50 hr.-Golf; James Starr-\$8.25 hr.-Parks; Dylan Steffen-\$8.00 hr.-Rec. Div.; Marvin Steffes-\$8.10 hr.-Golf; Twila Stribral-\$10.00 hr.-Rec. Div.; Vicki Stogsdill-\$10.00 hr.-Rec. Div.; Jake Stucky-\$7.50 hr.-Parks Div.; Brian Tacke-\$7.75 hr.-Parks Div.; Becky Tasa-\$7.75 hr.-Golf; Denise Tramp-\$10.00 hr.-Rec. Div.; Lynette Uhing-\$7.75 hr.-Parks Div.; Jesse VanMaanen-\$8.25 hr.-Rec. Div.; Alissa VanMeeteren-\$8.00 hr.-Rec. Div.; Daniel Viereck-\$9.25 hr.-Rec. Div.; Joshua Wallis-\$8.00 hr.-Rec. Div.; Sonya Wattier-\$10.00 hr.-Rec. Div.; Amberlee Willcuts-\$7.75 hr.-Golf; Elizabeth Wright-\$7.85 hr.-Rec. Div.; Gerald Zavadil-\$8.00 hr.-Golf.

STATUS CHANGE:

Jerome Hisek-\$2510.46 bi-wk.-Acting Police Chief

Mayor Specht read a proclamation declaring June 21, 2009, as “ASK Day” in Yankton calling upon citizens to recognize the importance of gun safety. Lois Halbur and Bob Cappel, representing the Asking Saves Kids “ASK” Campaign, were present to accept the proclamation.

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

Action 09-152

Moved by Commissioner Carda, seconded by Commissioner Knoff, that the following items on the consent agenda be approved, with item Number 2 amended to read, “CIP Budget Workshop meeting dates on June 22 and June 25, 2009, at 5:30 p.m.”

1. Permission for Alcoholic Beverages
Consideration of a request from Marilyn Messler to carry in and serve alcoholic beverages at the Dakota Territorial Capitol Building for a family reunion on August 9, 2009.
2. CIP Budget Workshop Meeting Dates
Consideration of Memorandum 09-94 regarding setting CIP Budget workshop meeting dates on June 22, 24, and 25, 2009.
3. Approval of Peddler’s License
Consideration of Memorandum 09-95 recommending approval of an application for a Peddler’s License for Painter’s Touch of Ramona, South Dakota for five (5) people to go door to door to paint curbs with house numbers.

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

Motion adopted.

Action 09-153

This was the time and place for the public hearing on the applications for renewal of Malt Beverage Licenses for the 2009-2010 licensing period. No one was present to speak for or against approval of the licenses. (Memorandum 09-90) Moved by Commissioner Ellingson, seconded by Commissioner Carda, to approve renewal of the Malt Beverage License for 2009-2010 for Paul’s Kwik Stop, Inc., dba Paul’s Kwik Stop, 8th and Summit St., Yankton, South Dakota.

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

Motion adopted.

Moved by Commissioner Gross, seconded by Commissioner Knoff, to approve all remaining applications for renewal of Malt Beverage Licenses for the 2009-10 licensing period.

RETAIL (ON-OFF SALE) MALT BEVERAGE:

Hanten, Inc. dba Ben’s Brewing Company, 222 West 3rd St.; Carla Lee Welding dba Bistro at the River Rose, 214 W. 3rd St., Garden Level; Boomer’s, Inc., dba Boomer’s Lounge, 100 East 3rd St.; Daniel L. Ruper, dba “The Cactus,” 2020 Elm St. #7; Camp, Inc., dba The Camp Ground, 311 Douglas St.; Charlies Pizza House, Inc., dba Charlie’s Pizza House, 804 Summit St.; Xiao Hang Wang, dba Chinatown, 2007 Broadway St.; City of Yankton, dba Fox Run Golf Course, 600 West 27th St.; Cork ‘N Bottle, Inc., dba Cork ‘N Bottle, 1500 Broadway St.; CCC II, Inc., dba Custom Computer II, 2217 Broadway St., Suite B; El Tapatio Family Mexican Restaurant, 2502 Fox Run Parkway; Fryn’ Pan of Yankton, Inc., dba Fryn’ Pan Family Restaurant, 502 West 21st St.; Plains Pizza Corp., dba GodFather’s Pizza, Yankton Mall; Freedom Valu Center, Inc., dba Goldmine, 301 Broadway St.; J & J Convenience, LLC, dba Gramps, 700 East 4th St.; SYMS, LLC, dba Holiday Inn Express, PO Box

113; JR's Oasis, Inc. dba JR's Oasis, 2400 East Hwy 50; MaJors, Inc., dba Kadoo Express, 2217 Broadway St.; The Lighthouse Restaurant, LLC, dba The Light House Restaurant, 2901 Broadway St.; San Jose, Inc., dba Mexico Viejo, 1809 Broadway St.; WR Capital I, LLC, dba Minerva's Grill & Bar, 1607 E. Hwy 50, Ste A; Stern Oil Co., Inc., dba Papa's, 100 East 4th St.; TST, Inc., dba Phinney's Pub & Casino, Yankton Mall; NPC International, Inc., dba Pizza Hut #2791, 2003 Broadway St.; Stern Oil Company, Inc., dba Prairie Pumper, 909 Broadway St. ; Pump-N-Stuff Yankton, Inc., dba Pump-N-Stuff, 2nd & Walnut St.; Pure Ice Partners, LLC, dba Pure Ice Company, 101 Capital St.; TST, Inc., dba River City Harbor, Yankton Mall; Bernard Properties, LLC dba Riverfront Events Center & Emporium, 121-113 W. 3rd ; Roadrunner of Yankton, Inc., dba Roadrunner, 300 West 23rd St.; Valley View Gaming, Inc., dba Robbie's Little Casino, 304 West 3rd St.; Kathy J. Shelburg, dba Shelburg's Concessions, Sertoma Park; Morgen, LLC, dba South Point, 1101 Broadway St.; Gerstner Oil Company, Inc., dba Triple Time Rudy's, 1606 Broadway St.; Dave Tunge, dba Mule Train, 901 Broadway St., Suite A; Dave Tunge, dba Kankota's, 901 Broadway St., Suite C; Dave Tunge, dba Sportsman's, 901 Broadway St., Suite B; Upper Deck, Inc., dba Upper Deck, 311-315 Broadway; Walnut Tavern, Inc., dba Walnut Tavern, 100 West 3rd St.; Jay Deb Enterprises, Inc., dba Waterfront, 201 Capital; Yankton Morning Optimist, Inc., dba Yankton Morning Optimist, Riverside Park; Yesterdays, Inc., dba Yesterday's Cafe, 2216 Broadway St.; Dayhuff Enterprises, Inc., dba Zebra Club & Cockatoo II & Safari Club, 104-112 East 3rd St.; 5 O'Clock Somewhere LLC, dba 5 O'Clock Somewhere, 1522 ½ Broadway St.; Neuharth Enterprises, Inc., dba "7," 104 Capital St.

PACKAGE (OFF-SALE) MALT BEVERAGE:

Casey's General Stores, Inc., dba Casey's General Store, 1000 Broadway; Casey's General Stores, Inc., dba Casey's General Store, 801 Burleigh; Casey's General Stores, Inc., dba Casey's General Store, 515 West 4th St.; Freedom Valu Centers, Inc., dba Freedom Valu Center, 301 Broadway St; Hy-vee Inc., dba Hy-vee Gas, 2100 Broadway St.; Wal-Mart Stores, Inc., dba Wal-Mart Super Center #1483, 3100 Broadway St.

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

Action 09-154

This was the time and place for the public hearing on the application for a New Retail (on-off sale) Malt Beverage License for July 1, 2009, to June 30, 2010, from Jin Hui Huang d/b/a King Buffet, 3013 N. Broadway, Suite 5, Yankton, South Dakota. (Memorandum 09-91) No one was present to speak for or against approval of the license application. Moved by Commissioner Knoff, seconded by Commissioner Gross, to approve the license application.

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

Action 09-155

This was the time and place for the public hearing on the application for a Special Events Retail (on-sale) Malt Beverage and a Special Retail (on-sale) Wine Dealers License for one day, October 23, 2009, from Benedictine Health Foundation (Kelly Kathol, Director), such event to be held at Pavilion Surgery Center, Floors 1st and 2nd, on ASHH Campus, Yankton, South Dakota. (Memorandum 09-92) No one was present to speak for or against approval of the license application. Moved by Commissioner Akland, seconded by Commissioner Knoff, to approve the license application.

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

Action 09-156

This was the time and place for the public hearing on the application for a Special Events Retail (on-sale) Malt Beverage and a Special Retail (on-sale) Wine dealers License for one day, June 9, 2009, from Chamber of Commerce (Lynn Peterson, President) d/b/a Chamber of Commerce, Chan Gurney Airport, 700 E. 31st Street, Yankton, South Dakota. (Memorandum 09-93) No one was present to speak for or against approval of the license application. Moved by Commissioner Knoff, seconded by Commissioner Wenande, to approve the license application.

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

Motion adopted.

Action 09-157

This was the time and place for the public hearing on ORDINANCE NO. 922, **AMENDING THE 2003 UNIFORM PLUMBING CODE**. (Memorandum 09-102). No one was present to speak for or against adoption of the ordinance. Moved by Commissioner Gross, seconded by Commissioner Knoff, to adopt Ordinance No. 922.

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

Motion adopted.

Commissioner VanDerhule entered the meeting at 7:30 p.m.

Action 09-158

A number of Yankton citizens appeared to express concerns both for and against the location of the Stephen's House at 415 Linn. Following discussion, it was moved by Commissioner Knoff, seconded by Commissioner Ellingson, to direct City staff to do a full review of zoning ordinances. After further discussion and prior to a vote being taken, Commissioner Knoff withdrew his motion. It was then moved by Commissioner Knoff, seconded by Commissioner Ellingson, to direct staff to review the City's codes and zoning ordinances in regards to the maximum of unrelated persons allowed to occupy a dwelling unit and the minimum square footage required per inhabitant per dwelling unit.

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

Motion adopted.

Action 09-159

The request from members of the Discovery Bridge Committee to place flags on the Discovery Bridge (the standards were installed during construction) from Memorial Day through Labor Day was considered. Tom Noecker and Don "Murdo" Edwards were present to speak in favor of the request. Moved by Commissioner Lowrie, seconded by Commissioner Ellingson, to submit a request to the State of South Dakota for a permit to occupy the right-of-way and to the State of Nebraska for a banner permit to display American flags on the Discovery Bridge on holidays and also during Riverboat Days. (Memorandum 09-104)

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

Motion adopted.

Action 09-160

Commissioner Gross introduced and Mayor Specht read the title of ORDINANCE NO. 924, AN ORDINANCE TO REPEAL AND RECREATE APPENDIX A, ARTICLE I, DIVISION 1 AND DIVISION 2, AND ALL SUBSECTIONS OF THE CODE OF ORDINANCES OF THE CITY OF

YANKTON RELATED TO AUTHORIZING THE GRANT OF CABLE COMMUNICATIONS FRANCHISES IN THE CITY OF YANKTON; SETTING FORTH CONDITIONS ACCOMPANYING THE GRANT OF THE FRANCHISE(S), and set the date for the second reading and public hearing as June 22, 2009. (Memorandum 09-99)

Action 09-161

Moved by Commissioner Wenande, seconded by Commissioner Carda, to adopt Resolution 09-26. (Memorandum 09-101)

**RESOLUTION 09-26
NO PARKING ON THE NORTH SIDE OF 23RD STREET
FROM BROADWAY STREET TO CEDAR TERRACE AND
ON THE SOUTH SIDE OF 23RD STREET
FROM BROADWAY STREET TO DOUGLAS STREET**

WHEREAS, 23rd Street is an arterial street that carries a large number of vehicles each day; and

WHEREAS, 23rd Street will be impacted from emergency traffic created by the construction of Fire Station #2, and

WHEREAS, emergency traffic creates the need for clear and unobstructed travel in and out of the Fire Station, and

WHEREAS, the vehicle parking currently allowed on these streets creates a safety concern for emergency vehicles entering these traffic corridors from Fire Station #2, and

WHEREAS, the business owners and property owners along this street sections have sufficient parking spaces in parking lots and driveways, and

WHEREAS, The Board of City Commissioners of the City of Yankton has the authority to establish and revoke parking restrictions within the City of Yankton;

NOW, THEREFORE, BE IT RESOLVED by the Board of City Commissioners of the City of Yankton, South Dakota, that parking is prohibited on the north side of 23rd Street from Broadway Street to Cedar Terrace Street and on the south side of 23rd Street from Broadway Street to Douglas Street.

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

Action 09-162

Commissioner Gross introduced and Mayor Specht read the title of ORDINANCE NO. 923, AN ORDINANCE AMENDING CHAPTER 3 OF THE CODE OF ORDINANCES OF THE CITY OF YANKTON BY AMENDING VARIOUS SECTIONS THERIN, and set the date for the second reading and public hearing as June 22, 2009.

Action 09-163

Moved by Commissioner Ellingson, seconded by Commissioner Carda, to authorize the purchase of a new 2009 Elgin Pelican Street Sweeper, under the State Bid process, for the Public Services Department from Sanitation Products Inc., Sioux Falls, South Dakota, for a cost of \$151,820.00. (Memorandum 09-96)

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

Action 09-164

Moved by Commissioner Knoff, seconded by Commissioner Gross, to adopt Resolution 09-25 and to authorize the City Manager to execute all application and administrative documents associated with the Energy Efficiency and Conservation Block Grant. (Memorandum 09-100)

RESOLUTION 09-25

U.S. Department of Energy: Energy Efficiency and Conservation Block Grants Program – Formula Grant

WHEREAS, the City of Yankton has been allocated \$61,600.00 under the Dept. of Energy's Energy Efficiency and Conservation Block Grant (EECBG) Program, which is funded under the American Recovery and Investment Act of 2009; and

WHEREAS, the City of Yankton proposes to submit an application to the U.S. Department of Energy by June 25, 2009, outlining the proposed use of the funds; and

WHEREAS, the proposed application will meet all applicable federal, state, and local guidelines and regulations; and

WHEREAS, with the submission of the Dept. of Energy EECBG Formula Grant the City of Yankton assures and certifies that all Department of Energy grant program requirements will be fulfilled and the proposed use of the funds will include, but may not be limited to energy efficient replacement windows and doors for the City Hall Gym and front doors (with operator), a replacement door with operator for the Senior Citizens Center, and (4) replacement windows for the library.

THEREFORE, BE IT RESOLVED, that the Yankton City Commission duly authorizes and supports the submission of the Department of Energy EECBG Program application for the project as proposed; and

BE IT FURTHER RESOLVED, that the City Manager be authorized to execute all application and administrative documents associated with said application.

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

Action 09-165

Library Director Kathy Jacobs was present to explain the Library Board's recommendation to hire an architect to provide consulting services on the potential remodel of the current library or building of a new library. Moved by Commissioner Ellingson, seconded by Commissioner Knoff, to authorize hiring Jim Schramm Architect, LLC, for a fee of \$10,000.00, as a consultant on the library building

concept as outlined in Memorandum 09-98.

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

Action 09-166

Moved by Commissioner Gross, seconded by Commissioner Knoff, to adjourn into Executive Session at 9:52 p.m., to discuss contractual items. Commissioner Lowrie excused himself from part of the Executive Session expressing his belief that discussion should occur in regular session.

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 Akland, Carda, Ellingson, Gross, Knoff, VanDerhule, and Wenande. City Attorney Hosmer and City Manager Russell were also present. Absent: Commissioner Lowrie. Quorum present.

Action 09-167

Moved by Commissioner Knoff, seconded by Commissioner Carda, to adjourn at 10:40 p.m.

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

Dan Specht
Mayor

ATTEST:

Al Viereck
Finance Officer

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