

**CHAMBER OF THE BOARD OF CITY COMMISSIONERS
YANKTON, SOUTH DAKOTA
JULY 13, 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, VanDerhule, and Wenande. City Attorney Hosmer and City Manager Russell were also present. Absent: Commissioner Lowrie. Quorum present.

Action 09-180

Moved by Commissioner Wenande, seconded by Commissioner Gross, to approve the Minutes of the regular meeting of June 22, 2009.

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

Action 09-181

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

A & B BUSINESS EQUIPMENT INC-RICOH COPIER-\$183.69; A & R CONSTRUCTION-CG APRON RECONST-\$156,765.78; ACE HARDWARE-HEALTHY YANKTON GROUP-\$978.09; ACS GOVERNMENT INF SERVICE-MAINT PROGRAM SUPPORT-\$1,545.48; ALLTEL-CELL PHONE BILL-\$317.08; AMERICAN FAMILY LIFE CORP-FLEX SERVICE FEE-JULY-\$125.00; ANDWIN SCIENTIFIC INDUSTRIAL-LAB SUPPLIES-\$303.84; APPEARA-TOWEL SERVICE-\$329.78; ARBORISTS ASSN/SD-MEMBERSHIP DUES-\$110.00; ARBY'S RESTAURANT-MEETING SUPPLIES-\$116.70; ASCAP-2009 LICENSE FEE-\$32.38; ASHBROOK SIMON-HARTLEY-PARTS-\$358.09; BAKER & TAYLOR BOOKS-BOOKS-\$2,499.01; BATTERYZONE INC-BATTERIES-\$157.94; BEST ACCESS SYSTEMS-LOCKSETS/KEYS-\$874.19; BEST WESTERN-RAMKOTA INN LODGING-\$79.00; BIERSCHBACH EQUIP & SUPPLY-GRAVEL BAGS-\$72.00; BOBS CANDY INC-TOWELS-\$201.45; BOLLER PRINTING INC-OFFICE SUPPLIES-\$302.00; BOMGAARS INC-PUMP-\$1,213.12; BOSE/MICHELLE-REFUND-MEM POOL PASS-\$35.00; BOW CREEK METAL INC-CO2-\$137.82; BOYER TRUCKS-SIOUX FALLS PART-\$159.22; BRIDGESTONE GOLF INC-GOLF BALLS-\$693.60; BROWN & SAENGER-UTIL NOTICES/ENVELOPES-\$403.03; BUTLER MACHINERY CO-WARRANTY LABOR-\$21.75; CARLSON AVIATION-AIRPORT MGT SERVICE-JUNE-\$877.65; CARROT-TOP INDUSTRIES-INC-FLAG CORD-\$36.55; CASH-WA DISTRIBUTING-ENTREES-\$334.75; CHAMBER OF COMMERCE-TICKETS-\$40.00; CHASE PEST SERVICE-PEST CONTROL-\$35.00; CHESTERMAN COMPANY-SOFT DRINKS-\$1,462.43; CHRISTENSEN RADIATOR & REPAIR-PARTS-\$29.53; CITY OF SIOUX FALLS-BACTERIA TESTS-\$338.00; CITY OF VERMILLION-JT POWER CASH TRANSFER-\$30,235.47; CITY OF YANKTON-C G AIRPORT GARBAGE-\$24.00; CITY OF YANKTON-CENTRAL GARAGE RUBBISH-\$34.00; CITY OF YANKTON-LANDFILL-LANDFILL CHARGES-\$12.00; CITY OF YANKTON-PARKS LANDFILL CHARGES-\$192.00; CITY OF YANKTON-SOLID WASTE COMPACTED GARBAGE-\$9,383.76; CITY UTILITIES WATER-WW CHARGES-\$17,261.05; CLARK'S RENTAL-RENT-TRENCHER-\$200.00; CLEVELAND GOLF-GOLF BALLS-\$369.97; CONCRETE MATERIAL-BITUMINOUS MIX-\$75,240.39; CONKLING DIST-MALT BEVERAGES-\$2,880.45; COX AUTO INC-OIL & GREASE-\$288.82; CRAFT/HEATHER-REFUND-DANCE CLASS-\$21.20; CREDIT COLLECTION SERVICE INC-UTILITY COLL-MAY 09-\$177.00;

CRESCENT ELECTRIC-LAMPS-\$2,087.52; CSI SOFTWARE-ANNUAL MAINT FEE-\$3,995.00; CULLIGAN-SOFTNER SALT-\$57.50; DAKOTA BEVERAGE CO INC-MALT BEVERAGES-\$2,363.47; DAKOTA SHEET METAL INC-CLAMP-\$39.54; DANKO EMERGENCY EQUIPMENT-REPAIRS-\$133.15; DAYS INN-LODGING-\$67.00; DEGEN/BRANDY-REFUND-TAEKWONDO-\$14.84; DEPT OF CORRECTIONS-DOC WORK PROGRAM-\$1,455.54; DEPT OF REVENUE-LAB FEES-\$160.00; DEPT OF REVENUE-LICENSE-\$115.00; DEX MEDIA EAST-PHONE BOOK-\$36.52; EARTHGRAINS COMPANY-ENTREES-\$413.22; ECHO-BULBS-\$6.00; EHRESMANN ENGINEERING INC-ANGLE IRON-\$43.60; EISENBRAUN AND ASSOCIATES-PROFESSIONAL SERVICES-\$500.00; EMBROIDERY WORKS-SAFETY TOWN EXPENSE-\$1,077.00; ENERGY LABORATORIES INC-LABWORK-\$1,085.00; ESKINS/LYNN-REFUND-CLASS-\$15.90; ETHANOL PRODUCTS LLC-CO2-\$1,650.00; EVANS EQUIPMENT CO INC-PARTS-\$141.18; FALKENBERG CONSTRUCTION-LAWN MAINTENANCE-\$50.00; FARM & HOME PUBLISHERS-DIRECTORY-\$37.00; FASTENAL COMPANY-BOLTS-\$99.96; FEDEX-SHIPPING-\$249.51; FEJFAR PLUMBING INC-REPAIR POOL VALVE-\$162.10; FINANCE DEPT OF-PETTY CASH REIMBURSE-\$88.26; FINANCE DEPT OF-RENEW RESTAURANT LICENSE-\$15.00; FISH N STUFF-LAB SUPPLIES-\$4.78; FLANNERY/KIRT-OFFICER STIPEND-APR-\$75.00; FOOTJOY-GOLF GLOVES-\$435.83; FREEDOM VALU CENTER-CAR WASHES-\$76.00; FRICK/BRIAN-OFFICER STIPEND-JUNE-\$165.00; FRITO-LAY INC-SNACK FOODS-\$326.60; FULLERTON LUMBER-GRIDMARKERS-\$637.73; GALE-BOOKS-\$389.79; GARY'S REPAIR-TOWING-\$80.00; GEOTEK ENG & TESTING SERV INC-TESTING-\$485.00; GEVENS/JIM-REIMBURSE-CO2-\$19.18; GHOST TAPE-MERCHANDISE-\$101.09; GILL/TARA-REFUND-DAY CAMP-\$20.00; GLASS CUTTER-GLASS-PARK LIGHTS-\$195.44; GLOBAL TOUR-GOLF MERCHANDISE-\$85.46; GODFATHERS PIZZA-DOC WORK PROGRAM-\$277.94; GOOD-LAND PUMP INC-PUMP-\$2,821.90; GOVERNORS INN-LODGING-\$150.00; GRAINGER-SUPPLIES-\$108.69; GRAMPS-DOC WORK PROGRAM-\$20.38; GRAYMONT CAPITAL INC-BULK LIME-\$8,541.89; GREAT PLAINS INTERNATIONAL-WIPER BLADES-\$128.09; GREER/AARON-OFFICER TRAINING STIPEND-\$250.00; H&H WELDING-REPAIR GUARD RAIL-\$40.00; HAAR CO INC-PARTS-\$425.84; HACH COMPANY-PARTS-\$298.95; HALBUR/LOIS-HEALTHY YANKTON GROUP-\$28.61; HAMMOND WETMORE DRILLING-INSTALL WELL PUMPS-\$16,854.00; HANSEN LOCKSMITHING-INSTALL DOOR OPENER-\$590.00; HARDING GLASS-PARTS-\$156.76; HAWKINS INC-CHEMICALS-\$10,643.13; HD SUPPLY WATERWORKS LTD-PARTS-\$2,882.36; HEAVY PUTTER LLC-GOLF CLUBS-\$93.00; HEDAHL'S PARTS PLUS-PARTS-\$936.87; HERMANSON/STEVE-OFFICER STIPEND-APR-\$150.00; HORNUNG'S PRO GOLF SALE INC-GOLF CLUB GRIPS-\$313.66; HOSMER LAW OFFICE PC-FILING FEE-\$82.00; HOUSTON EQUIPMENT-SEALANT-\$149.60; HUNHOFF/MEREDITH-REFUND-DAY CAMP-\$20.00; HYVEE-ENTREES-\$920.04; INDEPENDENCE WASTE-RENTALS-JUNE-\$501.28; INDUSTRIAL ELECTRIC MOTORS-MOTOR-\$622.07; INTL CODE COUNCIL INC-CODE BOOKS-\$467.00; J&H CARE & CLEANING COMPANY-JANITORIAL SERVICE-JUNE-\$2,300.00; JACK'S UNIFORMS-PROTECTIVE VEST-\$1,793.17; JAMES STEEL ERECTION-N FIRE STATION-\$259,350.00; JANWAY CO-IMPRINT BAGS-\$306.83; JCL SOLUTIONS/JANITORS CLOSET-SUPPLIES-\$865.29; JEBRO INC-LIQUID ASPHALT-\$16,275.11; JEREMY WASHBURN-REFUND-UTILITY DEPOSIT-\$107.61; JODEAN'S-DOC WORK PROGRAM-\$139.50; JOHNSON ELECTRIC-EXHAUST FAN-\$1,165.91; JOHNSON ENG CO INC-ENGINEER SERVICES-\$16,620.50; JOHNSON/DOUG-REIMBURSE-UNIFORM BOOTS-\$124.50; JOHNSON/JODY-HEALTH/SAFETY STIPEND-\$250.00; JOX SOX INC-MERCHANDISE-\$7.47; K MART STORE #4813-SUPPLIES-\$126.65; KADRMAS LEE & JACKSON INC-ENGINEERING SERVICES-\$93,675.26; KAISER REFRIGERATION INC-REPAIR FREEZER-\$2,103.11; KASSEBURG-CANINE TRAINING K-9-\$8,000.00; KENNEDY/LUANN-REFUND-DAY

CAMP-\$20.00; KIMMEL GRAIN INC-CHEMICALS-\$2,246.16; KING PAR CORPORATION-GOLF CLUBS/CREDIT-\$6.86; KLEIN'S TREE SERVICE-REMOVE TREE STUMPS-\$550.00; KNOLOGY-PHONE BILL-\$2,810.32; KNOLOGY-INTERNET SERVICE-\$704.40; KOLETZKY IMPLEMENT INC-MOWER PARTS-\$663.24; KORTAN/PAT-REFUND-SUMMER PGM FEE-\$38.16; KROHMER PLUMBING INC-SERVICE BOILER-POOL-\$594.81; KVHT-FM-RADIO ADS-\$125.00; LANE/DICK-OFFICER STIPEND-APRIL-\$75.00; LARRY'S PLUMBING SERVICE-PARTS-\$18.38; LINWELD INC-CO2-\$49.88; LONG'S PROPANE INC-PROPANE-\$44.35; LORENZEN/LAVONNE-REIMBURSE WTR CERT FEE-\$128.50; LRC INC-WTR MAIN/STREET-\$47,980.31; LYLE SIGNS INC-DISC GOLF SIGNS-\$398.62; MARKS MACHINERY-REPAIR MOWER-\$584.41; MATUSKA/TAMMY-HEALTHY YANKTON GROUP-\$33.36; MCGRATH NORTH MULLIN & KRATZ-PROFESSIONAL SERVICES-\$480.48; MCLEODS PRINTING-PRINT UTILITY BILL FORMS-\$1,842.64; MIDAMERICAN ENERGY-FUEL-JUNE-\$2,820.38; MIDAMERICAN ENERGY-WATER/WW FUEL-\$1,695.70; MIDWEST TURF & IRRIGATION-PARTS-\$315.30; MORGAN/VERNON-SAFETY TOWN-\$460.00; MYERS TIRE SUPPLY-TIRE PATCHES-\$145.97; NB GOLF CARS INC-GOLF CAR LEASE-JULY-\$5,854.00; NEW DEAL TIRE-TIRE DISPOSAL FEE-\$4,742.10; NICKLES/MARK-FIRE PREVENTION STIPEND-\$250.00; NIKE-GOLF MERCHANDISE-\$5,175.77; NORTHERN BALANCE & SCALE INC-SERVICE CALL-\$152.00; NORTHERN WATER WORKS SUPPLY-METERS-\$5,400.00; NORTHWESTERN ENERGY-ELECTRIC-JUNE-\$48,435.65; OLSON'S PEST TECHNICIANS INC-PEST CONTROL-\$209.70; ONE CALL SYSTEMS INC-LOCATE REQUESTS-\$223.30; PEITZ GMC SERVICE INC-REPAIR TRUCK-\$226.05; PENGUIN GROUP USA INC-BOOKS-\$69.25; PIED PIPER FLOWERS-MEMORIAL PLANT-\$40.00; PILGER SAND AND GRAVEL INC-GOLF COURSE SAND-\$1,129.94; PING-GOLF CLUBS-\$202.62; PIZZA RANCH-MEETING SUPPLIES-\$109.00; POLK CITY DIRECTORIES-DIRECTORY-\$335.00; PRESS DAKOTA MSTAR SOLUTIONS-PUBLISH MINUTES/NOTICES-\$2,294.09; PRO-BUILD-LUMBER-\$279.34; PUMP'N'STUFF-CAR WASHES-\$36.00; QWEST COMMUNICATIONS-PHONE BILL-\$1,547.26; RACOM CORPORATION-INSTALL EQUIPMENT-\$9,882.30; RANDOM HOUSE INC-BOOK ON CD-\$366.40; RECREATION SUPPLY COMPANY-SS DRAIN COVER-\$1,237.86; REGIONAL TECHNICAL EDUCATION-LEASE-MAY-\$1,466.67; REGISTER OF DEEDS-FILING FEE-\$28.00; REINHART FOODS INC-ENTREES-\$2,341.19; RELIABLE PRINTING SOLUTIONS-PRINTER CARTRIDGE-\$236.47; RON'S AUTO GLASS REPAIR-REPLACE WINDOW-\$335.00; ROYAL SPORTS SHOP-LIFEGUARD UNIFORMS-\$1,032.00; RTI-SUPPLIES-\$927.50; RURAL DEVELOPMENT-SR CITIZENS LOAN-\$3,075.00; SCHRAMM ARCHITECT LLC-SAC ARCHITECT FEE-\$3,000.00; SHEEHAN MACK SALES & EQ INC-EQUIP RENTAL-\$2,500.00; SHINDLER/KAREN-INSECT SPRAY-\$42.50; SHUR-CO-STRAPS/TUBING-\$155.90; SKYHAWKE TECHNOLOGIES LLC-ACCESSORIES-\$1,070.10; SMITH & SMITH CONSTRUCTION INC-WTR MAIN/STREET-\$217,190.24; SMITH/JACKI-REFUND-DAY CAMP-\$20.00; SMITH/TRACIE-REFUND-DAY CAMP-\$20.00; SOUTH DAKOTA AMATEUR SOFTBALL-ASA SANCTIONING FEE-\$40.00; SOUTH DAKOTA GOLF ASSN-HANDICAP FEES-\$6,524.00; SOUTH DAKOTA STATE ARCHIVES-MICROFILM-\$96.00; SOUTHEAST JOB LINK INC-TRAINING COURSE-\$85.00; SOUTHERN MINNESOTA CONST CO-CHEMICALS-\$617.69; SOUTHGATE 66-REPAIR TIRE-\$45.00; STERN OIL CO INC-FUEL-\$32,664.35; STURDEVANT'S AUTO PARTS INC-PARTS-\$50.42; SUDBECK/JARINDA-REIMBURSE-SUPPLIES-\$82.68; SUPERIOR TECH PRODUCTS-CHEMICALS/FERTILIZERS-\$6,596.20; SYD'S EASTSIDE AUTO PARTS-PARTS-\$10.00; TAYLOR MADE-GOLF CLUBS-\$444.00; TETRA TECH INC-MATERIALS TESTING-\$3,113.00; THYSSENKRUPP ELEVATOR CORP-ELEVATOR MAINTENANCE-\$819.50; TITLEIST AND FOOT-JOY-GOLF BALLS-\$429.94; TMA-TIRE REPAIRS-\$1,227.14; TOM'S ELECTRIC-REPAIR CONDUIT-\$868.66; TOUR EDGE-GOLF CLUBS-\$314.04; TRAFFIC

CONTROL CORP-LIGHT-\$135.00; TRANSPORTATION DEPT/SD-ROAD STRIPING-\$1,715.42; TRUCK TRAILER SALES INC-REPAIRS-\$520.55; TUNGE/DAVE-AIRPORT LOUNGE FURNITURE-\$2,200.00; TURFWERKS PARTS-\$448.94; TWO RIVER'S TOWING-TOWING-\$98.00; US POST OFFICE-UTIL-UTILITY POSTAGE-MAY-\$1,300.00; UNITED PARCEL SERVICE INC-POSTAGE-JUNE-\$165.12; UNITED STATES POSTAL SERVICE-POSTAGE METER-JUNE-\$1,222.00; UPSTART-SUMMER READING SUPPLIES-\$118.15; USA BLUE BOOK-CHARTS/INK-\$167.86; UTHE/BARBRA-REFUND-DAY CAMP-\$20.00; VAN GILDER-PIERCE/TARYN-REFUND-TRACK-\$18.02; VANDERHULE MOVING INC-OXYGEN-\$60.70; VESSCO INC-PUMP PARTS-\$642.51; VIERECK/AL-REIMBURSE TRAVEL EXPENSE-\$61.85; VOGT'S-UNIFORM REPAIR-\$24.00; WALSH/JAY-OFFICER STIPEND-APRIL-\$75.00; WALT'S HOMESTYLE FOODS INC-SNACK FOODS-\$75.00; WATER & ENV ENG RESEARCH CTR-TOC SAMPLES-\$38.00; WEBERG/LINDA-TRAINING REIMBURSEMENT-\$85.00; WEST SIOUX CERAMICS-CLAY CLASS SUPPLIES-\$44.59; WESTERN OFFICE PRODUCTS-SUPPLIES-\$526.72; WHOLESALE SUPPLY INC-SOFT DRINKS-\$1,475.30; WILKENS INDUSTRIES INC-WALKING FLOOR-\$17,824.86; WILLIAMS/JENNIFER-REFUND-DAY CAMP-\$20.00; WILSON SPORTING GOODS-GOLF-GOLF CLUBS-\$62.36; XEROX CORPORATION-COPIER LEASE-\$365.36; YANKTON AG SERVICE-HEALTHY YANKTON GROUP-\$384.93; YANKTON BASEBALL ASSN-MAINT AGREE-BB PARK-\$3,600.00; YANKTON FIRE DEPARTMENT-APRIL-MAY FIRE CALLS-\$2,330.00; YANKTON INSURANCE AGENTS-BUILDER'S RISK INSURANCE-\$4,669.00; YANKTON JANITOR SUPPLY INC-SUPPLIES-\$1,053.88; YANKTON MEDICAL CLINIC-PRE-EMPLOY PHYSICAL-\$1,081.00; YANKTON NURSERIES LLC-LANDSCAPE PLANTS-\$4,808.45; YANKTON PAINT & DECORATING-PAINT-\$44.98; YANKTON POLICE DEPARTMENT-PETTY CASH-\$8.66; YANKTON TRANSIT INC-1/2 SP APPROPRIATION-\$15,000.00; YANKTON WINNELSON CO INC-PIPE/PARTS-\$998.75; ZIEGLER/BILL-OFFICER STIPEND-APRIL-\$75.00; AMERICAN FAMILY LIFE CORP-CANCER & ICU PREMIUMS-\$5,315.08; AVERA HEALTH PLANS-HEALTH INS-JULY-\$73,089.71; CHARLIE'S PIZZA HOUSE-COMMISSION WORKSHOP-\$119.00; CORTRUST BANK-TRANSFER FUNDS-\$318,000.00; CREDIT COLLECTION SERVICE INC-EMPLOYEE DEDUCTIONS-\$232.54; DELTA DENTAL-DENTAL INS-JULY-\$5,481.62; DEPT OF SOCIAL SERVICES-EMPLOYEE DEDUCTIONS-\$1,223.00; FIRST NATIONAL BANK-DRINKING WATER #2-\$18,418.28; FIRST NATL BANK SOUTH DAKOTA-EMPLOYEE DEDUCTIONS-\$1,711.34; GIRTON ADAMS COMPANY-REPLACE CHECK-\$204.95; HERITAGE HOMES INC.-CRAMER KENYON HOUSE-\$1,728.50; ICMA RETIREMENT TRUST-#457-EMPLOYEE DEDUCTIONS-\$4,314.56; K MART STORE #4813-SUPPLIES-\$87.91; LINWELD INC-CO2-\$20.49; MADISON NATIONAL LIFE INS CO-LIFE INS-JULY-\$624.92; NEBRASKA CHILD SUPPORT PAYMENT-EMPLOYEE DEDUCTIONS-\$303.00; RETIREMENT SD-SD RETIREMENT-JUNE-\$55,673.95; SD PUBLIC ASSURANCE ALLIANCE-ADDT'L PROP/LIAB INS-\$806.40; SDSRP-EMPLOYEE DEDUCTIONS-\$125.00; SOUTH DAKOTA PLANNER'S ASSN-REGISTRATION-\$250.00; SOUTHEAST PROPERTIES-TID REIMBURSEMENT-\$11,798.44; SUMMIT ACTIVITY CENTER-EMPLOYEE DEDUCTION-\$529.91; UNITED WAY-EMPLOYEE DEDUCTION-\$36.00; VISA-OFFICE SUPPLIES-\$42.94; VISA-CONFERENCE-\$759.24; VISA-OFFICE SUPPLIES-\$541.02; VISA-TRAINING-CAD DATA-\$644.95; VISA-MEETING-\$430.33; VISA-INK CARTRIDGE-\$365.80; VISA-GRASS SEED-\$197.40; VISA-DVD'S-\$857.72; VISA-ICMA CONFERENCE-\$2,044.24; VISA-PROGRAM SUPPLIES-\$527.08; VISA-POSTAGE-\$100.00; VISA-TRAVEL-\$6.94; WAL-MART STORES INC-RETIREMENT SUPPLIES-\$10.07; WASHBURN/JEREMY-PREPAID WAGES-\$128.00.

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

Motion adopted.

SALARIES- JUNE 2009:

ADMINISTRATION-\$28,872.53; FINANCE-\$25,539.28; POLICE-\$126,011.31; FIRE-\$9,249.47; ENGINEERING-\$38,846.48; STREET-\$40,315.42; LIBRARY-\$24,878.55; PARKS/SAC-\$ 61,071.59; MEMORIAL POOL-\$12,946.10; MARNE CREEK-\$3,760.93; WATER-\$33,628.78; WASTEWATER-\$29,690.20; CEMETERY-\$3,907.47; SOLID WASTE-\$15,902.85; LANDFILL-\$15,371.57; GOLF COURSE-\$27,746.31; CENTRAL GARAGE-\$6,023.49 .

PERSONNEL CHANGES & NEW HIRES:

New Hires: Matthew Barry-\$7.25 hr.-Rec. Div.; Ryan Berry-\$7.50 hr.-Rec. Div.; Joseph Boudreau-\$7.50 hr.-Rec. Div.; John Brende-\$7.25 hr.-Water; Jamie Brooks-\$7.50 hr.-Rec. Div.; Krista Creager-\$7.25 hr.-Rec. Div.; Debra Doerr-\$7.25 hr.-Parks; Angie Dvorak-\$7.25 hr.-Rec. Div.; Joseph Gleich-\$7.25 hr.-Wastewater; Amanda Kneifl-\$7.50 hr.-Rec. Div.; Emily Lincoln-\$7.25 hr.-Rec. Div.; Kelsey Megard-\$7.50 hr.-Rec. Div.; Javier Murguia-\$1322.30 bi-wk.-Police; Jeremy Olson-\$1322.30 bi-wk.-Police; Holly Pedersen-\$8.50 hr.-Rec. Div.; Lauren Storm-\$7.50 hr.-Rec. Div.; Katie Wagner-\$7.25 hr.-Rec. Div.; Alexander Young-\$7.25 hr.-Rec. Div.

Wage Increase: Gina Althoff-\$7.50 hr.-Parks; Alex Neukirch-\$9.00 hr.-Rec. Div.

Status Change: None.

Mayor Specht read a proclamation in recognition and support of the American Cancer Society, declaring July 17 and 18, 2009, as *Relay for Life Days* in Yankton.

City Manager Russell submitted a written report giving an update on community projects and items of interest; announced that the Discovery Bridge has received an *America's Transportation Award* from the Western Association of State and Highway Transportation Officials; and introduced Parks and Recreation Director Todd Larson, who introduced Darren Hoff the new Recreation Coordinator.

Action 09-182

Moved by Commissioner Ellingson, seconded by Commissioner Gross, to approve Items Number 1, 3, and 5 through 9 on the consent agenda.

1. Permission for Alcoholic Beverages
Consideration of a request from Dale Trenhaile to carry in and serve alcoholic beverages at the Dakota Territorial Capitol Building for Father's Day Family Reunion on June 20, 2010.
2. Fireworks Request
Consideration of Memorandum 09-113 regarding request to shoot small fireworks show.
3. Transient Merchant License
Consideration of Memorandum 09-117 recommending approval of the Transient Merchant License for Historic Downtown Yankton, Inc.
4. Permission for Alcoholic Beverages
Consideration of a request from Historic Downtown Yankton, Inc. to consume, but not to engage in the sale thereof, upon property described in Attachment "A" during Rockin' Ribfest on September 19, 2009.
5. Establishing public hearing for sale of alcoholic beverages
Establish July 27, 2009, as the date for the public hearing on the request for a Special Events Retail (on-sale) Malt Beverage and a Special Retail (on-sale) Wine Dealers License for one day, September 15, 2009, from Chamber of Commerce (Lynn Peterson, President) d/b/a Chamber of Commerce, CorTrust Bank, 110 Cedar Street, Yankton, South Dakota.
6. Establish Public hearing for Malt Beverage License

Establish July 27, 2009, as the date for the public hearing on the application for a transfer of ownership of a Retail (on-off sale) Malt Beverage License for July 1, 2009, to June 30, 2010, from Daniel L. Rupiper d/b/a The Cactus to Diggers, Inc., (Larry Olson, President,) d/b/a Diggers Casino, 2020 Elm Street, Suite 7, Yankton, South Dakota.

7. Establish Public hearing for Malt Beverage License

Establish July 27, 2009, as the date for the public hearing on the application for a transfer of location of a Retail (on-off sale) Malt Beverage License for July 1, 2009, to June 30, 2010, from The Lighthouse Restaurant, LLC, (Daniel Trimble, President) d/b/a The Lighthouse Restaurant, 2901 Broadway to 1101 Broadway, Yankton, South Dakota.

8. Establishing public hearing for sale of alcoholic beverages

Establish July 27, 2009, as the date for the public hearing on the request for a Special Events Retail (on-sale) Malt Beverage and a Special Retail (on-sale) Wine Dealers License for one day, August 3, 2009, from Interchange, Inc., (Stacy Winterringer, President) d/b/a Interchange, Inc., Mount Marty College, Welcome Center, 1105 W. 8th Street, Yankton, South Dakota.

9. Budget Workshop Meeting Dates

Consideration of Memorandum 09-119 regarding setting Budget workshop meeting dates on August 3, 4 and 5.

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

Motion adopted.

Moved by Commissioner Gross, seconded by Commissioner Wenande, to approve Items Number 2 and 4 on the consent agenda.

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

Motion adopted.

Action 09-183

This was the time and place for the public hearing for consideration of Ordinance No. 924, AN ORDINANCE TO REPEAL AND RECREATE APPENDIX A ARTICLE I DIVISION 1 AND 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). (Memorandum 09-99) No one was present to speak for or against adoption of the ordinance. Moved by Commissioner Carda, seconded by Commissioner VanDerhule, to adopt Ordinance No. 924.

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

Motion adopted.

Action 09-184

This was the time and place to award the bid for Phase III of the Chan Gurney Airport Apron Project. The following bids were received and opened on July 6, 2009: Dakota Contracting, Sioux Falls, South Dakota-\$907,906.95; Buskerud Construction, Dell Rapids, South Dakota-\$967,000.00; A&R Construction Co., Plainview, Nebraska-\$1,046,181.20. (Memorandum 09-118) Moved by Commissioner VanDerhule, seconded by Commissioner Wenande, to award the bid to the low bidder, Dakota Contracting in the amount of \$907,906.95, with the City’s share of the cost being three percent, contingent upon SDDOT and FAA concurrence and the issuance of a grant agreement; and to also authorize the City Manager and City Attorney to execute the grant agreement upon receipt.

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

Action 09-185

Moved by Commissioner Ellingson, seconded by Commissioner Knoff, to authorize the purchase of an Excel Model EX63 baler and an Excel Model 4823 conveyor for the City of Yankton Public Services/Joint Powers Department from Apex Equipment, LLC, Mound, Minnesota, under the State Bid for a price of \$76,950.00. (Memorandum 09-112)

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

Action 09-186

Moved by Commissioner Knoff, seconded by Commissioner Ellingson, to approve rate increases at the Summit Activities Center (SAC)—Alternative No. 1 as outlined in Memorandum 09-111, amended to combine Youth and High School annual membership and set the rate at \$100.00; and to formalize the Corporate Rate, giving a ten percent discount when the business pays the fee directly. Following discussion and prior to a vote being taken, moved by Commissioner Gross, seconded by Commissioner VanDerhule, to amend the motion to implement the fee increases over a two year period, with an increase of 50 percent of the proposed rates taking effect on October 1, 2009, and the additional 50 percent increase taking effect on October 1, 2010; in addition, offering a ten percent discount for all corporate rates when the company pays the SAC directly.

Roll Call: Members present voting “Aye:” Commissioners Akland, Gross, Knoff, VanDerhule, and Mayor Specht; voting “Nay:” Commissioners Carda, Ellingson, and Wenande.
Motion to amend adopted.

Roll call was then taken on the original motion.

Roll Call: Members present voting “Aye:” Commissioners Akland, Gross, Knoff, VanDerhule, and Mayor Specht; voting “Nay:” Commissioners Carda, Ellingson, and Wenande.
Motion adopted.

Action 09-187

Moved by Commissioner Knoff, seconded by Commissioner Gross, to approve Change Order No 1 from Pro Track and Tennis, Inc. of Bennington, Nebraska, an increase of \$3,111.00 for a new contract total of \$41,299.00; to accept the project as complete; and to authorize the City Finance Officer to issue a manual check in the amount of \$41,299.00 to Pro Track and Tennis, Inc. of Bennington, Nebraska as final payment for Memorial Park and Summit Activities Center Tennis Courts Resurfacing Project. The project cost is a 60/40 split with the Yankton High School covering sixty percent (\$16,118.40) and City forty percent (\$10,745.60). City Staff will bill Yankton High School for \$16,118.40. (Memorandum 09-115)

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

Commissioner Lowrie joined the meeting at this time via teleconference.

Action 09-188

This was the time and place to award the bid for constructing the SAC Comfort Station at the softball and soccer field complex. The following bids were received and opened on July 1, 2009: Welfl Construction, Yankton, South Dakota - Base bid-\$130,900.00, Alternate #1 (exclude epoxy painting of

interior floors)-deduct \$3,650.00; Peska Construction, Sioux Falls, South Dakota - Base Bid-\$138,500.00, Alternate #1 (exclude epoxy painting of interior floors)-deduct \$5,894.00. (Memorandum 09-116)

Moved by Commissioner Knoff, seconded by Commissioner Ellingson, to award the bid to Welfl Construction, Yankton, South Dakota, in the amount \$130,900.00 (base bid), with the Yankton School District providing \$50,000.00 toward the project, and to authorize the City Manager to sign all documents related to this project.

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

Motion adopted.

Action 09-189

Proposed revisions to the Safety Center Lease Agreement between the City and County were considered.

Moved by Commissioner Ellingson, seconded by Commissioner Akland, to approve Alternate No. 1 (contract proposed by the Safety Center Committee) as outlined in Memorandum 09-114. Following discussion, and prior to a vote being taken, moved by Commissioner Ellingson, seconded by

Commissioner Knoff, to amend the motion to require the County to set aside \$20,000.00 annually as a reserve for capital improvements in the City's portion of the building.

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

Motion to amend adopted.

Roll call was then taken on the original motion.

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

Motion adopted.

Action 09-190

Moved by Commissioner Ellingson, seconded by Commissioner Knoff, to adjourn at 9:25 p.m.

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

Motion adopted.

Dan Specht
Mayor

ATTEST:

Al Viereck
Finance Officer