

**CHAMBER OF THE BOARD OF CITY COMMISSIONERS  
YANKTON, SOUTH DAKOTA  
JUNE 14, 2010**

In absence of the Mayor the regular meeting of the Board of City Commissioners of the City of Yankton was called to order by Finance Officer Viereck.

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

Finance Officer Viereck requested nominations for the Office of Acting Mayor for the ensuing meeting.

Action 10-126

Moved by Commissioner Ellingson, seconded by Commissioner Carda, to nominate Commissioner VanDerhule as Acting Mayor and that nominations cease and a unanimous ballot be cast for Commissioner VanDerhule for the position of Acting Mayor for the meeting of June 14, 2010.

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

Finance Officer Viereck turned the meeting over to Acting Mayor VanDerhule at this time.

Action 10-127

Moved by Commissioner Akland, seconded by Commissioner Carda, to approve the Minutes of the regular meeting of May 24, 2010.

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

Action 10-128

Moved by Commissioner Gross, Seconded by Commissioner Wenande, to approve the Minutes of the Special Meeting of June 3, 2010.

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

Action 10-129

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

A & B BUSINESS EQUIPMENT INC-MAINTENANCE CONTRACT-\$191.46; A-OX WELDING SUPPLY CO INC-SAWZALL-\$250.00; ACE HARDWARE- SUPPLIES-\$1,074.26; ACS GOVERNMENT INF SERVICE-MAINT PROGRAM SUPPORT-\$1,580.72; ADAMS GOLF-GOLF CLUBS-\$656.56; AECOM INC-2ND QTR TESTS-\$1,600.00; ALLTEL-WIRELESS SERVICE-\$406.37; AMERICAN FAMILY LIFE CORP-FLEX SERV FEE-JUNE-\$105.00; AMERICAN RED CROSS-LIFEGUARD COURSE-\$635.00; ANW-GATORADE-\$250.50; APPEARA-TOWEL SERVICE-\$296.38; APPLIED POWER SOLUTIONS-PARTS-\$487.72; ASCAP-ASCAP AGREEMENT-\$305.00; ASHBROOK SIMON-HARTLEY PARTS-\$1,903.21; BAILEY/TODD-REIMBURSEMENT-\$55.65; BAKER & TAYLOR BOOKS-BOOKS-\$2,377.80; BATTERY EXCHANGE-BATTERIES-\$49.90; BENJAMIN/JEFF AND JACI-SAFETY TOWN-\$966.00;

BERING SALES-NAME BADGE-\$28.34; BEST ACCESS SYSTEMS-KEYS-\$153.12; BETTER ELECTRIC CO INC-INSTALL OUTLET-\$135.61; BIERSCHBACH EQUIP & SUPPLY-ROAD MATERIALS-\$2,222.74; BLATCHFORD CONSTRUCTION-REFUND-\$94.80; BOHLMANN INCORPORATED-REPAIRS-\$662.55; BOLLER PRINTING INC-THANK YOU CARDS-\$172.00; BOMGAARS INC-REPAIRS-\$2,118.43; BOOKPAGE-SUBSCRIPTION-\$270.00; BOW CREEK METAL INC CO2-\$78.50; BOYER TRUCKS-SIOUX FALLS REPAIRS-\$68.12; BRIDGESTONE GOLF INC-GOLF BALLS-\$1,033.20; BROADWAY CHRYSLER-SWITCH-\$64.10; BROWN & SAENGER-OFFICE SUPPLIES-\$135.96; CALLAWAY GOLF-GOLF CLUBS-\$897.14; CARLSON AVIATION-AIRPORT MGMT CONTRACT-\$716.87; CARLSON COMPANY-STREET RECONS-\$8,671.33; CARROLL DISTRIBUTING-UNIFORMS-\$189.64; CEDAR SHORE RESORT-TRAINING-\$81.95; CEDARTIP COMPANY-BOOK-\$14.35; CHESTERMAN COMPANY-SOFT DRINKS-\$959.15; CHILD'S WORLD-BOOKS-\$444.70; CITY OF VERMILLION-JT POWER CASH TRANS-\$29,058.22; CITY OF YANKTON-CENTRAL GARAGE-RUBBISH-\$4.00; CITY OF YANKTON-PARKS-LANDFILL CHARGES-\$59.76; CITY OF YANKTON-SOLID WASTE-COMPACTED GARBAGE-\$8,124.48; CITY OF YANKTON-STREET-RUBBISH-\$12.00; CITY UTILITIES-WATER-WW CHARGES-\$5,166.29; CLEVELAND GOLF-GOLF CLUBS-\$1,296.84; COLE-PARMER INSTRUMENT CO-TUBING-\$295.71; CONCRETE MATERIAL-CONCRETE-\$4,323.11; CONKLING DIST-MALT BEVERAGES-\$1,850.85; COX AUTO INC-PARTS-\$350.22; CREDIT COLLECTION SERVICE INC-UT COLL-APRIL-\$158.19; CRESCENT ELECTRIC-LIGHT BULBS-\$2,017.36; CSI-SOFTWARE CREDIT CARD PROCESSING-\$65.00; CULLIGAN-SOFTNER SALT-\$59.50; D-P TOOLS-SOCKET SET-\$148.94; DAKOTA BEVERAGE CO INC-MALT BEVERAGES-\$1,951.60; DAKOTA SUPPLY GROUP-METER REPAIRS-\$1,725.34; DANKO EMERGENCY EQUIPMENT-FIRE EXT-\$131.28; DAVIDSON TITLES INC-BOOKS-\$1,459.52; DEPT OF CORRECTIONS-DOC WORK PROGRAM-\$915.96; DESKTOP PUBLISHING SUPPLIES-OFFICE SUPPLIES-\$113.42; DEX MEDIA EAST-PUBLISHING-\$54.42; DIESEL MACHINERY INC-PARTS-\$837.84; DOCKENDORF EQUIPMENT CO INC-TANK MONITOR SYSTEM-\$8,919.22; EARTHGRAINS COMPANY-ENTREE-\$323.05; EASY PICKER GOLF PRODUCTS INC-RANGE TOKENS-\$144.04; ECHO MOTORS-\$962.51; ECOWATER SYSTEMS OF YANKTON-SOLAR SALT-\$2,327.50; EHRESMANN ENGINEERING INC-TUBING-\$1,075.93; ENGINEER SUPPLY-REPAIRS-\$151.74; ENVIRONMENTAL EXPRESS-LAB SUPPLIES-\$97.84; EQUIMEDIC-USA SUPPLIES-\$468.70; ETHANOL PRODUCTS LLC-CARBON DIOXIDE-\$363.67; FASTENAL COMPANY-REPAIR KIT-\$186.93; FEDEX-SHIPPING-\$10.67; FEIMER CONSTRUCTION-PENINAH ST CONST-\$99,184.95; FEJFAR PLUMBING INC-FITTINGS/PIPE-\$3,717.00; FELD EQUIPMENT CO INC-EQUIPMENT-\$5,115.62; FERGUSON WATER WORKS-SUPPLY METER PARTS-\$4,624.49; FINANCE DEPT OF-REIMBURSEMENT-\$122.29; FINANCE DEPT OF-RESTAURANT LICENSE-\$15.00; FIRE GUARD-PART-\$2,128.84; FIRST NATIONAL BANK-CLEAR WATER #3-\$106,494.59; FIRST NATIONAL BANK-DRINKING WATER SRF-\$61,349.87; FIRST NATIONAL BANK-SFR LOAN #2-\$96,659.29; FIRST NATIONAL BANK-SRF #1-\$52,744.23; FIRST NATIONAL BANK-DRINKING WATER #2-\$15,301.27; FLANNERY/KIRT-OFFICER'S STIPEND-\$50.00; FLSMIDTH-MOTORS-\$310.67; FOOTJOY-SHOES-\$308.31; FRICK/BRIAN-OFFICER'S STIPEND-\$115.00; FRITO-LAY INC-CHIPS-\$126.00; FULLERTON LUMBER-REPAIRS-\$455.33; GALE-BOOKS-\$246.24; GARDEN GATE LLC-TREES-\$1,530.00; GARY'S REPAIR-TOWING-\$80.00; GCSAA SOUTH DAKOTA-CHAPTER DUES-\$80.00; GEAR FOR SPORTS-SHIRTS-\$12.45; GERSTNER OIL CO-OIL-\$119.70; GLASS CUTTER-DOOR REPAIR-\$685.00; GLOBAL TOUR GOLF-GOLF ACCESSORIES-\$152.42; GLSPORTS-DODGE BALLS-\$153.66; GODFATHERS PIZZA-DOC WORK PROGRAM-\$108.25; GRAINGER-SUPPLIES-\$458.26; GRAMPS-FUEL-\$4,515.03;

GRAYMONT CAPITAL INC-PEBBLE LIME-\$4,474.74; GREAT PLAINS INTERNATIONAL FILTERS-SWITCH-\$438.36; GRESSCO LTD-DVD CASES-\$497.95; H&J LAWN & LANDSCAPING-LAWN CONTROL-\$1,150.00; HAAR CO-INC/FRED-BATTERY-\$259.08; HANSEN LOCKSMITHING-DOOR LOCK REPAIRS-\$130.00; HAWKINS INC-CHEMICALS-\$2,813.58; HD SUPPLY WATERWORKS LTD-TANK-\$2,603.14; HEDAHL'S PARTS PLUS-FILTERS-\$1,600.27; HERMANSON/STEVE-OFFICER STIPEND-\$115.00; HOFF/DARREN-REIMBURSEMENT-\$22.20; HORNUNG'S PRO GOLF SALE INC-GRIPS-\$175.54; HOSMER LAW OFFICE PC-PROFESSIONAL SERVICES-\$63.24; HOUSTON EQUIPMENT-SUPPLIES-\$165.50; HUNDERTMARK CLEANING SYSTEMS-REPAIRS-\$728.94; HYVEE-ENTREE-\$572.19; IMPERIAL HEADWEAR INC-CAPS-\$1,702.10; INDEPENDENCE WASTE-RENTALS-\$393.14; INDUSTRIAL CHEM LABS & SERVICE-DEGREASER-\$1,171.33; INTELLIGENT PRODUCTS INC-SUPPLIES-\$1,540.73; IOWA PARKS & RECREATION ASSN-TRAVEL EXPENSE-\$675.00; J&H CARE & CLEANING COMPANY-JANITORIAL CLEANING-MAY-\$2,600.00; JACK'S UNIFORMS-BATTERY REPLACEMENT-\$176.73; JANWAY CO-BOOK BAGS-\$266.50; JCL SOLUTIONS/JANITORS CLOSET-SUPPLIES-\$967.65; JODEAN'S-DOC WORK PROGRAM-\$111.00; JOHNSON CONTROLS INC-MAINTENANCE AGREEMENT-\$11,066.00; JOHNSON ELECTRIC-REPAIRS-\$2,782.24; K MART STORE #4813-SUPPLIES-\$248.36; KADRMAS LEE & JACKSON INC-ENG SERVICES-\$2,793.98; KAISER REFRIGERATION INC-BLOWER-\$644.12; KAISER'S-POWER EQP REPAIRS-\$71.10; KARL'S INC-A/V EQUIPMENT & INSTALL-\$7,818.74; KIMMEL GRAIN INC-AGRILIME-\$5,557.85; KNOLOGY-PHONE BILL-\$2,194.19; KNOLOGY-INTERNET SERVICE-\$704.40; KOLETZKY IMPLEMENT INC-MOWER PARTS-\$329.86; LARRY'S HOME CENTER-REPAIRS-\$179.95; LARRY'S PLUMBING SERVICE-SERVICE CALL/PARTS-\$128.43; LARSON/SCOTT-REIMBURSEMENT-\$40.00; LAW ENFORCEMENT TARGETS INC-SUPPLIES-\$142.69; LEAGUE OF KANSAS-CLASSIFIED ADS-\$65.00; LERNER PUBLISHING GROUP-BOOKS-\$337.92; LEWIS & CLARK FORD-FUEL PUMP-\$445.18; LEWIS & CLARK HOMEBUILDER ASSN-MEMBERSHIP DUES-\$300.00; LEWIS & CLARK NATURAL RESOURCE-MERIDIAN TRAIL PROJECT-\$11,395.00; LIBRARY STORE-SUPPLIES-\$44.66; LOGO GOLF CHIPS INC-ACCESSORIES-\$268.00; LONG'S PROPANE INC-PROPANE-\$156.00; LOWRIE/PAUL-REIMBURSEMENT-\$239.31; LYLE SIGNS INC-SIGNS-\$446.72; MAGUIRE IRON INC-WATER TOWER REHAB-\$120,839.85; MARKS MACHINERY-PARTS-\$838.14; MAS MODERN MARKETING-SAFETY TOWN SUPPLIES-\$261.64; MASON/DANIEL-SAFETY GLASSES-\$60.00; MAXR-MESSAGE CENTER-\$2,111.17; MCCORMACK/TOM-DVD-\$25.00; MCGRATH NORTH MULLIN & KRATZ-PROFESSIONAL SERVICES-\$1,393.08; MERIDIAN GRAIN-DE-ICING SALT-\$8,288.64; MIDAMERICAN ENERGY-FUEL-MAY-\$1,909.56; MIDAMERICAN ENERGY-WATER/WW FUEL-\$2,793.13; MIDWEST LABORATORIES INC-TESTS-\$798.28; MIDWEST TURF & IRRIGATION-REPAIRS-\$84.71; MIDWEST WHEEL COMPANIES-BREAK DRUM-\$95.84; MONTEREY CLUB-SHOES-\$1,442.50; MUNICIPAL LEAGUE SD-REGISTRATION-\$50.00; NATIONAL CRIME PREVENTION-SAFETY TOWN SUPPLIES-\$487.00; NB GOLF CARS INC-GOLF CAR LEASE-\$4,923.10; NIKE GOLF-SHIRTS-\$1,789.03; NORTHWESTERN ENERGY-ELECTRIC-MAY-\$44,856.68; NOVELTY MACHINE INC-CUSHIONS-\$67.02; OFFICE OF WEIGHTS & MEASURES-SCALE TEST-\$131.00; ONE CALL SYSTEMS INC-LOCATES-\$294.93; OPIS ENERGY GROUP-SUBSCRIPTION-\$1,056.00; PEAVEY CO-REPAIRS-\$108.30; PEITZ GMC SERVICE INC-MOUNT-\$102.07; PGA OF AMERICA-DUES-\$456.00; PIED PIPER FLOWERS-MEMORIAL FLOWERS-\$34.00; PING-GOLF CLUBS-\$908.78; PIONEER BANK & TRUST-RICOH COPIER LEASE-\$198.83; PIZZA RANCH-ORIENTATION-\$101.00; POLK CITY DIRECTORIES-DIRECTORY-\$570.00; PRESS DAKOTA

MSTAR SOLUTIONS-PUBLISH RECYCLING ADS-\$3,211.13; PREVENTION-SUBSCRIPTION-\$19.94; PRO-BUILD-EXPANSION JOINT-\$144.78; PUMP 'N' STUFF-REPAIRS-\$4.00; QUICK/KATHY-REFUND-\$17.60; QUILL CORPORATION-PROGRAM SUPPLIES-\$230.26; QWEST COMMUNICATIONS-PHONE-MAY-\$1,703.54; R & R PRODUCTS INC-SUPPLIES-\$356.94; RACOM CORPORATION-VEHICLE-\$7,515.89; RADIO SHACK CORPORATION-CORD-\$16.98; RANDOM HOUSE INC-AUDIO BOOKS-\$106.75; RECREATION SUPPLY COMPANY-TEST KITS-\$118.00; REEVES COMPANY INC-NAME PINS-\$69.77; REGIONAL TECHNICAL EDUCATION-LEASE-APRIL-\$1,466.67; REGISTER OF DEEDS-RECORD ANNEX RESOLUTION-\$12.00; REINHART FOODS INC-ENTREE-\$1,728.09; RIVERSIDE HYDRAULICS & LAB INC-PLUG-\$1.62; RON'S AUTO GLASS-REPAIR SIDE MIRRORS-\$30.00; ROURKE PUBLISHING LLC-BOOKS-\$248.98; ROYAL SPORTS SHOP-PLATES/TAGS-\$98.14; RURAL DEVELOPMENT-SR CITIZENS LOAN-\$3,075.00; SANTOS/LORI-REFUND-\$43.40; SCHOOL SPECIALTY-LATTA DIV ART SUPPLIES-\$78.86; SCORECARDS UNLIMITED-SCORECARDS-\$1,028.00; SHEEHAN MACK SALES & EQ INC-RENTAL CONTRACT-\$2,914.00; SHERWIN WILLIAMS CO-PAINT-\$529.16; SHUR-CO-PARTS-\$262.17; SIMPLEX GRINNELL-SPRINKLER INSPECTION-\$386.00; SIOUX FALLS CRANE & HOIST INC-CRANE INSPECTION-\$461.10; SIOUX FALLS SHOPPING NEWS-AD-\$130.00; SIOUX FALLS TWO WAY RADIO SVS-CHARGER-\$54.94; SKYHAWKE TECHNOLOGIES LLC-ACCESSORIES-\$1,620.49; SLOWEY AUTO BODY-REPAIRS-\$200.00; SOUTH DAKOTA AMATEUR SOFTBALL-REGISTRATION FEE-\$1,440.00; SOUTH DAKOTA HUMANITIES-READING PROGRAM-\$35.00; SOUTHERN MINNESOTA CONST CO-AGRILIME-\$222.99; SOUTHGATE 66-TIRES-\$220.00; SPECIALTY STORE SERVICES INC-SECURITY STRIPS-\$250.18; STAR PUBLISHING-LEGAL NOTICE-\$2.93; STEALTH AUTOMOTIVES-TOWING-\$160.00; STERN OIL CO INC-FUEL-\$23,481.58; STIBRAL/TWILA-REIMBURSEMENT-\$100.00; STURDEVANT'S AUTO PARTS INC-KIT-\$161.94; SUPERIOR TECH PRODUCTS-SUPPLIES-\$393.00; TACONY CORPORATION-SUPPLIES-\$134.20; TAYLOR MADE-GOLF CLUBS-\$1,255.75; TEE TO GREEN-ADVERTISING-\$495.00; TERRY'S WELDING SERVICE-REPAIRS-\$326.40; THOMSON WEST-SUBSCRIPTION-\$267.50; TIGERSHARK GOLF-GOLF CLUB GRIP-\$21.99; TITLEIST AND FOOT-JOY GOLF BALLS-\$2,197.06; TMA-VEHICLE REPAIR-\$1,146.71; TOM'S ELECTRIC-SERTOMA BALLFIELDS-\$481.12; TOUR EDGE GOLF GROUP INC-GOLF CLUBS-\$251.43; TRAFFIC CONTROL CORP-BACKER PLATES-\$160.00; TRI AIR TESTING INC-AIR TESTING-\$417.00; TRI-STATE TURF-SPRINKLER SYSTEM-\$70.73; TRUCK TRAILER SALES INC-CHECK AC-\$311.15; TURFWERKS-SOFTBALL FIELD GROOMER-\$12,084.00; TWO RIVER'S TOWING-TOWING-\$80.00; US POST OFFICE-UTIL-UTILITY POSTAGE-\$1,300.00; ULTRAMAX AMMUNITION-SUPPLIES-\$34.80; UNITED LABORATORIES-GREASE-\$790.12; UNITED PARCEL SERVICE INC-POSTAGE-MAY-\$134.53; UNITED STATES POSTAL SERVICE-POSTAGE METER-MAY-\$1,411.00; UPSTART-READING PROGRAM-\$65.05; VANDERHULE MOVING INC-ARGON & TARGON GAS-\$84.50; VELLEK/FRANK-PLANT MIX-\$1,425.44; VOGT'S-UNIFORM REPAIR-\$18.00; WALSH/JAY-OFFICER STIPEND-MAY-\$50.00; WALT'S HOMESTYLE FOODS INC-SNACKS-\$100.00; WATER & ENV ENG RESEARCH CTR-TOC SAMPLE ANALYSIS-\$76.00; WELFL CONSTRUCTION CORP-WELL FIELD-\$171,569.00; WEST SIOUX CERAMICS-SUMMER PROGRAM SUPPLIES-\$241.67; WESTERN OFFICE PRODUCTS-PENS & BOOK-\$161.52; WHOLESALE SUPPLY INC-CANDY-\$844.45; XEROX CORPORATION-COPIER LEASE-\$1,492.47; YAGGIE'S INC-GRASS SEED-\$405.00; YANKTON AUTOMOTIVE MACHINE INC-GREASE-\$45.90; YANKTON BASEBALL ASSN-RIVERSIDE BB MAINTENANCE-\$3,600.00; YANKTON COMPUTER & NETWORK SER-USB CABLE-\$4.99; YANKTON COUNTY AUDITOR-SAFETY CENTER BILLING-

\$39,596.18; YANKTON FIRE DEPARTMENT-FIRE CALLS MARCH-APRIL-\$7,590.00; YANKTON JANITOR SUPPLY INC-JANITORIAL SUPPLIES-\$1,147.41; YANKTON MEDICAL CLINIC-PRE-EMPLOYMENT PHYSICAL-\$497.50; YANKTON MOTOR COMPANY-FUEL PRESSURE REGULATOR-\$1,210.57; YANKTON NURSERIES LLC-LANDSCAPE AIRPORT-\$3,283.41; YANKTON OFFICE EQUIPMENT-PROGRAM CASH REGISTER-\$47.50; YANKTON PAINT & DECORATING-PAINT-\$116.98; YANKTON POLICE DEPARTMENT-CPR TRAINING-\$111.53; YANKTON SCHOOL DISTRICT 63-3-1ST QTR EXPENSES-\$39,842.57; YANKTON SCHOOL DISTRICT 63-3-HEALTH FAIR SUPPLIES-\$72.00; YANKTON WINNELSON CO INC-REPAIRS-\$209.15; ZEP MANUFACTURING CO-SUPPLIES-\$247.72; ZIEGLER/BILL-OFFICER STIPEND-MAY-\$50.00; ZIMCO SUPPLY COMPANY-CHEMICALS-\$5,292.27; ACE HARDWARE-OUTDOOR CLOCKS-\$135.97; AFSCME COUNCIL 59-EMPLOYEE DEDUCTIONS-\$1,067.50; AMERICAN FAMILY LIFE CORP-CANCER & ICU PREMIUMS-\$5,512.24; AVERA HEALTH PLANS HEALTH INS-JUNE-\$79,123.85; BARNES & NOBLE INC-BOOKS-\$338.91; BOMGAARS INC-K-9 SUPPLIES-\$440.92; BRASEL/VIRGIL-WORKSHOP-\$305.80; BRYAN/GREG-HONARIUM FOR PROGRAM-\$25.00; CARDA/DAVID-REPLACE PAYCHECK-\$215.48; CREDIT COLLECTION SERVICE INC-EMPLOYEE DEDUCTION-\$241.40; DELTA DENTAL-DENTAL INS-JUNE-\$5,972.24; DEPT OF HEALTH-REGISTRATION-\$75.00; DEPT OF SOCIAL SERVICES-EMPLOYEE DEDUCTION-\$1,072.00; FIRST NATL BANK-SOUTH DAKOTA EMPLOYEE DEDUCTION-\$1,439.00; GALL'S INC-SRT SUPPLIES-\$238.34; GOLFSMITH INTERNATIONAL-GOLF CLUB GRIPS-\$123.96; HAAS/REBECCA- PAYROLL ADVANCE-\$180.00; HOLIDAY INN-CITY CENTRE CONFERENCE-\$76.65; HYVEE-TRAINING CLASS-\$103.55; ICMA RETIREMENT TRUST #457-EMPLOYEE DEDUCTION-\$4,473.18; JOHNSON/REBECCA-PAYROLL ADVANCE-\$150.00; MADISON NATIONAL LIFE INS CO-LIFE INS - JUNE-\$610.98; NEBRASKA CHILD SUPPORT PAYMENT-EMPLOYEE DEDUCTION-\$303.00; PBI CONSTRUCTION-CRUSH CONCRETE ASPHALT-\$40,095.00; RETIREMENT SD-SD RETIREMENT-MAY-\$63,329.97; RUSSELL/DOUG-MEETING-\$80.00; SDSRP-EMPLOYEE DEDUCTION-\$125.00; SEARS-BATTERIES-\$64.99; SORENSEN/JEFFREY-WORKSHOP-\$50.00; SOUTH DAKOTA DEPT OF LABOR-UNEMPLOYMENT INSURANCE-\$18,781.37; SOUTH DAKOTA FIREFIGHTERS ASSN-MEMBERSHIP DUES-\$660.00; SUMMIT ACTIVITY CENTER-EMPLOYEE DEDUCTIONS-\$879.54; TRACTOR SUPPLYPLAN CREDIT CARD-SPREADER-\$299.87; UNITED WAY-EMPLOYEE DEDUCTIONS-\$2.00; VISA-BATTERY CHARGERS-\$518.15; VISA-COMPUTER SUPPLIES-\$166.95; VISA-PC POWER SUPPLY-\$350.80; VISA-INSTRUCTORS CONFERENCE-\$2,049.54; VISA-TASER RECERTIFICATION-\$1,020.92; VISA-POOL DOLPHIN CLEANER-\$4,700.00; VISA-SUBSCRIPTIONS-\$851.11; VISA-MEETING-\$1,303.50; VISA-EMPLOYEE RECOGNITION-\$15.01; VISA-LIFEGUARD STATION-\$917.00; VISA-SUMMER READING PRIZES-\$17.00; VISA-MEETING-\$20.34; VISA-TRAINING-\$45.55; VISA-TRAINING-\$48.04; WAL-MART STORES INC-SAC SUPPLIES-\$217.78; WUEBBEN/STEVE WORKSHOP-\$160.00.

**Roll Call:** Members present voting "Aye:" Commissioners Akland, Carda, Ellingson, Gross, Wenande, and Woerner; voting "Nay:" None; Abstaining: Commissioner Lowrie and Acting Mayor VanDerhule.

Motion adopted.

SALARIES-MAY 2010:

ADMINISTRATION-\$23,892.10; FINANCE-\$35,586.78; COMMUNITY DEVELOPMENT-\$16,411.57; POLICE-\$134,859.17; FIRE-\$9,360.49; ENGINEERING-\$41,270.36; STREET-

\$39,891.13; TRAFFIC CONTROL-\$1,469.73; LIBRARY-\$29,608.65; PARKS/SAC-\$62,061.62; MEMORIAL POOL-\$1,121.13; MARNE CREEK-\$4,682.26; WATER-\$32,781.91; WASTEWATER -\$30,579.69; CEMETERY-\$5,619.49; SOLID WASTE-\$16,672.54; LANDFILL-\$14,514.25; GOLF COURSE-\$24,699.55; CENTRAL GARAGE-\$6,801.38.

PERSONNEL CHANGES & NEW HIRES:

New Hires: Gina Althoff-\$7.75-Rec. Div.; Maggie Bisgard-\$7.50 -Rec. Div.; Morgan Casey-\$7.75 -Rec. Div.; Paul Hejna-\$9.25-Community Development; Emily Miller-\$7.25-Golf; Zach Nolz-\$7.25 -Parks Div.; Jacob Obr-\$7.50-Airport; Christopher Pieper-\$7.25 -Rec. Div.; Rebecca Pittenger-\$1403.16 bi-wk.-Library; Scott Schindler-\$1986.12 bi-wk.-Dispatch; Cody Silvernail-\$7.25 -Parks Div.; John Silvernail-\$9.25 -Solid Waste; Taylor Specht-\$7.25 -Golf; Shawn Stuen-\$8.75 -Transfer Station; Matthew Wiedmeier-\$7.25 -Rec. Div.; Mark Wilcox-\$7.25 -Rec. Div.; Michael Wilcox-\$7.25-Rec. Div.; Bradley Woerner-\$233.33 mo.-City Commission.

Wage Increase: Michael Arens-\$1315.46 bi-wk.-Wastewater; Michael Benda-\$1777.16 bi-wk.-Community Development; Brittany Bessert-\$1123.58 bi-wk.-Parks & Rec.; Brad Binde-\$1764.54 bi-wk.-Engineering; Chris Bornitz-\$1406.04 bi-wk.-Cemetery; Lisa Brasel-\$1193.04 bi-wk.-Animal Control; Virgil Brasel-\$1306.93 bi-wk.-Dispatch; Brian Carda-\$1409.89 bi-wk.-Solid Waste; Delores Chabane-\$1717.04 bi-wk.-Wastewater; Leonard Christensen-\$1327.12 bi-wk.-Streets; Roger Dather-\$1260.50 bi-wk.-Dispatch; Darrik Delozier-\$1267.74 bi-wk.-Streets; Richard DeWald-\$1987.27 bi-wk.-Wastewater; Michael Duchscher-\$1349.62 bi-wk.-Wastewater; Cathy Durham-\$1379.89 bi-wk.-Finance; Michael Feilmeier-\$1464.00 bi-wk.-Jt. Power Landfill; Connie Ferdig-\$1121.23 bi-wk.-City Hall; James Flynn-\$1413.74 bi-wk.-Solid Waste; Brian Frick-\$1432.58 bi-wk.-Parks & Rec.; Dan Frick-\$1647.19 bi-wk.-Streets; Tim Garvey-\$1671.93 bi-wk.-Wastewater; Melissa Gibbs-\$1134.81 bi-wk.-Dispatch; John Gleich-\$1252.19 bi-wk.-Parks & Rec.; Dylan Gobel-\$1088.31 bi-wk.-Solid Waste /Jr. Powers; Gregory Gusso-\$1305.85 bi-wk.-Wastewater; Jeanne Haas-\$12.8916 -Library; Rebecca Haas -\$8.25 -Parks Div.; Adam Haberman-\$1617.74 bi-wk.-Engineering; Kim Hacecky-\$1444.54 bi-wk.-Streets; Christian Haffner-\$1126.08 bi-wk.-Jr. Powers/Recycling; Benjamin Harris-\$1126.08 bi-wk.-Solid Waste/Jt. Powers; Stanley Hoffart-\$1596.23 bi-wk.-Parks & Rec.; Marlon Huber-\$1327.12 bi-wk.-Streets; Douglas Jensen-\$1412.00 bi-wk.-Golf; Corriene Jordahl-\$14.8683 -Library; Randy Jorgensen-\$1795.85 bi-wk.-Water; Tracey Kaufman-Blassl-\$1202.93 bi-wk.-Engineering; Dave Kuehler,-\$1444.62 bi-wk.-Water; Joan Lammers-\$1376.04 bi-wk.-Finance; Glenda Lanning-\$14.2861 -Library; Larry Lee Jr.-\$1190.08, bi-wk.-Jt. Powers; Michael Lee-\$1360.58 bi-wk.-Solid Waste; Laurie Lockwood-\$1596.23 bi-wk.-Finance; Daniel Mason-\$1476.35 bi-wk.-Water; Ellen Melaragno-\$1061.74 bi-wk.-SAC; Connie Miles-\$1419.31 bi-wk.-City Hall; Peter Mueller-\$1878.16 bi-wk.-Streets; Matt Nighbert-\$1144.93 bi-wk.-Solid Waste; Susan O'Grady-\$1376.04 bi-wk.-Finance; Daniel Otteman-\$1463.19 bi-wk.-Marne Creek; Jennifer Palsma-\$1096.12 bi-wk.-Dispatch; Beth Parr-\$1368.35 bi-wk.-Finance; Alan Peterson-\$1631.66 bi-wk.-Water; Mary Robb-\$1061.74 bi-wk.-Jt. Powers/Streets/ Eng.; Donnie Robinson-\$1295.35 bi-wk.-Wastewater; Danny Roth-\$1423.62 bi-wk.-Streets; Robert Ryken-\$1416.62 bi-wk.-Airport; Dwayne Schantz-\$1231.27 bi-wk.-Water; Roger Schroeder-\$1444.54 bi-wk.-Streets; Joseph Simonsen-\$1088.31 bi-wk.-Streets; Robert Simonsen-\$1440.74 bi-wk.-Streets; John Slep-\$1892.70 bi-wk.-Central Garage; Robert Snyder-\$1163.27 bi-wk.-Rec. Div.; Marietta Sprakel-\$1287.62 bi-wk.-Police; Samuel Stanage-\$1202.46 bi-wk.-Dispatch; Marvin Steffen-\$1462.50 bi-wk.-Central Garage; Donna Steinbach-\$1287.62 bi-wk.-Police; Gail Stocking-\$1244.74 bi-wk.-Jt. Power Landfill; Kimberly Storgaard-\$1303.08 bi-wk.-Dispatch; Jason Sudbeck-\$1088.31 bi-wk.-Solid Waste /Jt. Powers; Jason Tramp-\$1334.00 bi-wk.-Water; Ray Tweedy-\$2091.23 bi-wk.-Water; Bruce Ulmer-\$1408.16 bi-wk.-Streets; Michael VanWinkle-\$1212.54 bi-wk.-Parks & Rec.; Frank Vellek-\$1623.97 bi-wk.-Water; Richard Vellek-\$1267.74 bi-wk.-Streets; Tamara Wadsworth-\$1372.19 bi-wk.-Finance; Robert Wubben-\$1315.54 bi-wk.-Parks & Rec.

Status Change: Joyce Brunken-\$1595.27 bi-wk.-from Sr. Library Asst. to Interim Assistant Library Director; Robert Buechler-\$1599.85 bi-wk.-Police-return from military leave; Cody Garvey-\$10.00- from Rec. Div. to Streets (temp); Michelle Johnson -\$8.75-Rec. Div. from temp. to perm.; David Knoff-\$316.67 mo. from City Commissioner to Mayor; Loren Reifenrath-\$10.5544 -Library-from temp to perm.; Linda Weberg-\$1404.54 bi-wk.-from Library Assistant to Sr. Library Assistant.  
Longevity Increase: Brian Carda-\$1356.12 bi-wk.-Solid Waste; Douglas Jensen-\$1415.84 bi-wk.-Golf.

City Manager Russell submitted a written report giving an update on community projects and items of interest and also introduced Police Chief, Brian Paulsen.

#### Action 10-130

Moved by Commissioner Gross, seconded by Commissioner Wenande, that the following items on the consent agenda be approved, with Item No. 2 amended to read, “. . . workshop meeting date on June 21<sup>st</sup> at 5:30 p.m., at the RETC building, and, if necessary, on June 24<sup>th</sup>.”

1. Permission for Alcoholic Beverages  
Consideration of a request from Sharon Oien to carry in and serve alcoholic beverages at the Dakota Territorial Capitol Building for a graduation party on May 19-20, 2012
2. CIP Budget Workshop Meeting Dates  
Consideration of Memorandum 10-90 regarding setting CIP Budget workshop meeting dates on June 21<sup>st</sup>, 23<sup>rd</sup>, & 24<sup>th</sup>, if necessary
3. Establishing public hearing for sale of alcoholic beverages  
Establish June 28, 2010, 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, October 22, 2010, from Avera Sacred Heart Health Services (Kelly Kathol, Director), such event to be held at Pavilion Surgery Center, Floors 1<sup>st</sup> & 2<sup>nd</sup> on ASHH Campus, Yankton, S.D.
4. Permission for Alcoholic Beverages  
Consideration of a request from Lori Bame to carry in and serve alcoholic beverages at the Dakota Territorial Capitol Building for a family reunion on July 24, 2010

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

#### Action 10-131

This was the time and place for the public hearing on the applications for renewal of Malt Beverage Licenses for the 2010-11 licensing period. No one was present to speak for or against renewal of the licenses. Moved by Commissioner Akland, seconded by Commissioner Gross, to approve renewal of the following Malt Beverage Licenses for the 2010-2011 licensing period. (Memorandum 10-84)

#### RETAIL (ON-OFF SALE) MALT BEVERAGE:

Hanten, Inc. dba Ben’s Brewing Company, 222 West 3<sup>rd</sup> St.; 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.; Addar Inc., dba Club Coco Loco, 1208 Broadway St.; Cork 'N Bottle, Inc., dba Cork 'N Bottle, 1500 Broadway St.; CCC II, Inc., dba Custom Computer II, 2217 Broadway St., Suite B; Diggers Inc., dba Diggers Casino, 2020 Elm St. #7; El Tapatio Family Mexican Restaurant, 2502 Fox Run Parkway; Fryn’ Pan of Yankton, Inc., dba Fryn’ Pan Family Restaurant, 502 West 21<sup>st</sup> 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; SMM DESAI, LLC, dba JR's Oasis, 2400 East Hwy 50; Jin Hui Huang, dba King Buffet, 3010 N. Broadway St. Suite 5; San Jose, Inc., dba Mexico Viejo, 1809 Broadway St.; WR Capital I, LLC, dba Minerva's Grill & Bar, 1607 E. Hwy 50, Suite A; Stern Oil Co., Inc., dba Papa's, 100 East 4th St.; Annis Properties, Inc., dba Patriot Express, 2217 Broadway St.; Paul's Kwik Stop, Inc., dba Paul's Kwik Stop, 800 Summit 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. 3<sup>rd</sup>; 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. Suite 109; Morgen, LLC, dba South Point, 1101 Broadway St. Suite 107A; 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 3<sup>rd</sup> 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.; 5 O'Clock Somewhere LLC, dba 5 O'Clock Somewhere, Parrots Cove, 1522 ½ Broadway St. Suite A.; Neuharth Enterprises, Inc., dba "7," 104 Capital St.; Chef Nielsen, LLC, dba 81 Seafood & Chophouse, 2901 Broadway St. #C

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.; Walgreen Co., dba Walgreens #09806, 2020 Broadway St.; Wal-Mart Stores, Inc., dba Wal-Mart Super Center #1483, 3100 Broadway St.

PACKAGE (OFF-SALE) MALT BEVERAGE AND SOUTH DAKOTA FARM WINE:

Boomers, Inc., dba Boomers Lounge, 100 East 3<sup>rd</sup> St.

**Roll Call:** Members present voting "Aye:" Commissioners Akland, Carda, Ellingson, Gross, Lowrie, Woerner, and Acting Mayor VanDerhule; voting "Nay:" None; Abstaining: Commissioner Wenande. Motion adopted.

Action 10-132

This was the time and place for the public hearing on the application for a New Package (off sale) Malt Beverage and South Dakota Farm Wine License for July 1, 2010, to June 30, 2011, from JoDean Corp, dba JoDeans Steakhouse, (John Nielsen, President), 2809 Broadway St, Yankton, South Dakota. (Memorandum 10-85) No one was present to speak for or against approval of the license application. Moved by Commissioner Carda, seconded by Commissioner Lowrie, to approve the license application.

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

Action 10-133

This was the time and place for the public hearing to consider Ordinance No. 930, AN ORDINANCE CREATING THE REFERENCED SECTIONS OF ZONING ORDINANCE NO. 711 MAKING WIND ENERGY CONVERSION SYSTEMS A CONDITIONAL USE IN THE B-2 HIGHWAY BUSINESS DISTRICT, INDUSTRIAL DISTRICTS, AND CERTAIN NEW RESIDENTIAL DISTRICTS WHEN ESTABLISHED AS A COMMUNITY UNIT PLAN; AND ESTABLISHING REGULATIONS FOR THE SAME. (Memorandum 10-91) No one was present to speak for or against adoption of the Ordinance. Moved by Commissioner Wenande, seconded by Commissioner Akland, to adopt Ordinance No. 930.

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

#### Action 10-134

This was the time and place for the public hearing to consider Ordinance No. 931, AN ORDINANCE CREATING THE REFERENCED SECTIONS OF ZONING ORDINANCE NO. 797, EXTRATERRITORIAL JURISDICTION REGULATIONS, MAKING WIND ENERGY CONVERSION SYSTEMS A CONDITIONAL USE IN THE B-2 HIGHWAY BUSINESS DISTRICT AND INDUSTRIAL DISTRICT; AND ESTABLISHING REGULATIONS FOR THE SAME, (Memorandum 10-92) No one was present to speak for or against adoption of the Ordinance. Moved by Commissioner Ellingson, seconded by Commissioner Carda, to adopt Ordinance No. 931.

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

#### Action 10-135

This was the time and place for the public hearing on the application to transfer location of a Retail (on-sale) Liquor License for January 1, 2010, to December 31, 2010, from WR Capital I, LLC, d/b/a Minerva's Grill & Bar, 1607 E Hwy 50, Suite A, to same licensee but expanding the licensed area to property lines to hold special events, Yankton, South Dakota. (Memorandum 10-86) Jeff Steppat, representing Minerva's was present to answer questions. Moved by Commissioner Akland, seconded by Commissioner Wenande, to approve the application for transfer of location of the license.

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

#### Action 10-136

This was the time and place to award the bids for the Annual Supply of Petroleum and Transport/Tankwagon Petroleum Products. The following bids were received and opened on June 3, 2010: (Memorandum 10-87)

##### Stern Oil Co., Inc., Freeman, South Dakota:

Gasoline: Lead Free (Transport)-\$.02250/gal.; Lead Free (Tankwagon)-\$.0965 gal.

Diesel Fuel-Dyed: No. 1 (Transport)-\$.0800 gal.; No. 1 (Tankwagon)-\$.1700 gal.; No. 2 (Transport)-\$.02250 gal.; No. 2 (tankwagon)-\$.1200 gal.; No. 1&2 50/50 Mix (Transport)-\$.0800 gal.; No. 1&2 50/50 Mix (Tankwagon)-\$.1700 gal.

Diesel Fuel-Clear of Hwy: No. 1 (Transport)-\$.0800 gal.; No. 2 (Transport)-\$.02250 gal.; No. 1&2 50/50 Mix (Transport)-\$.0800 gal.

##### Gerstner Oil, Yankton, South Dakota:

Gasoline: Lead Free (Transport)-\$.0008 gal.; Lead Free (Tankwagon)-\$.0908 gal.

Diesel Fuel-Dyed: No. 1 (Transport)-\$.0288 gal.; No. 1 (Tankwagon)-\$.1188 gal.; No. 2 (Transport)-\$.0008 gal.; No. 2 (tankwagon)-\$.0908 gal.; No. 1&2 50/50 Mix (Transport)-\$.0144 gal.; No. 1&2

50/50 Mix (Tankwagon)-\$.1144 gal.

Diesel Fuel-Clear of Hwy: No. 1 (Transport)-\$.0288 gal.; No. 2 (Transport)-\$.0008 gal.; No. 1&2 50/50 Mix (Transport)-\$.0144 gal.

Motor Oil: SAE 15W-40-EO-I (Drum)-\$8.35 gal., SAE 5W-20 (Drum)-\$6.69 gal.; SAE 5W-30 (Drum)-\$6.68 gal.

Miscellaneous Oil: Hydraulic Oil-10W (55 gal. Drum)-\$5.90 gal.; Dextron III (30 gal. Drum)-\$11.73 gal.; Mobile Fluid 424 (30 gal. Drum)-\$9.90 gal.

Petroleum Traders Corporation, Fort Wayne, Indiana:

Gasoline: Lead Free (Transport)-\$.2601 gal.

Diesel Fuel-Dyed: No. 1 (Transport)-\$.1015 gal.; No. 2 (Transport)-\$.0394 gal.; No. 1&2 50/50 Mix (Transport)-\$.1188 gal.

Diesel Fuel-Clear of Hwy: No. 1 (Transport)-\$.3188 gal.; No. 2 (Transport)-\$.2589 gal.; No. 1&2 50/50 Mix (Transport)-\$.3166 gal.

The bid from Petroleum Traders Corporation, Fort Wayne, Indiana, did not meet specifications and was, therefore, not considered.

Moved by Commissioner Gross, seconded by Commissioner Carda, to award the bids for the annual supply of petroleum and transport/tankwagon petroleum products as follows:

Stern Oil Co., Inc., Freeman, South Dakota:

Gasoline: Lead Free (Transport)-\$.02250 gal.; Lead Free (Tankwagon)-\$.0965 gal.

Diesel Fuel-Dyed: No. 1 (Transport)-\$.0800 gal.; No. 1 (Tankwagon)-\$.1700 gal.; No 2 (Transport)-\$.02250 gal.; No. 2 (Tankwagon)-\$.1200 gal.; No 1&2 50/50 Mix (Transport)-\$.0800 gal.

No. 1 & No.2 50/50 Mix (Tankwagon)-\$.1700 gal.

Diesel Fuel-Clear or Hwy: No. 1 (Transport)-\$.0800 gal.; No. 2 (Transport)-\$.02250 gal.; No. 1&2 50/50 Mix (Transport)-\$.0800 gal.

Prices are plus the OPIC (Oil Price Information Service) daily publish price on the date the product is ordered.

Gerstner Oil Co.

Petroleum Products: Motor Oil SAE 15W-40-EO-L (Drum)-\$8.35 gal.; Motor Oil SAE 5W-20 (Drum)-\$6.69 gal.; Motor Oil SAE 5W-30 (Drum)-\$6.68 gal.; Hydraulic Oil (55 gal. Drum)-\$5.90 gal.; Dextron VI Oil (30 gal. Drum)-\$11.73 gal.; Mobile Fluid 424 (30 gal. Drum)-\$9.90 gal.

Prices are plus the OPIC (Oil Price Information Service) daily publish price on the date the product is ordered.

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

Motion adopted.

Action 10-137

Moved by Commissioner Gross, seconded by Commissioner Lowrie, to approve the Permanent Easement for Drainage Purposes over and through property described as a tract of land in Tract 4 of Fox Run Subdivision No. 2 in the North ½ of the Southeast ¼ of Section 1, Township 93 North, Range 56 West of the 5<sup>th</sup> P.M., in the City of Yankton, South Dakota, and to authorize the City Manager to execute the document on behalf of the City. (Memorandum 10-89)

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

Motion adopted.

Action 10-138

Moved by Commissioner Gross, seconded by Commissioner Akland, to approve Change Order No. 1 from Smith & Smith Construction, a decrease of \$2,852.00 for a new contract total of \$98,175.50, for

the 8<sup>th</sup> Street Reconstruction and Water Main Extension Project—Broadway to Linn Street, to accept the project as complete, and to authorize the Finance Officer to issue a manual check in the amount of \$98,175.50 to Smith & Smith Construction, Tea, South Dakota, as final payment. (Memorandum 10-88)

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

Action 10-139

Moved by Commissioner Wenande, seconded by Commissioner Woerner, to adjourn at 7:34 p.m.

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

---

Judy VanDerhule  
Acting Mayor

ATTEST:

\_\_\_\_\_  
Al Viereck  
Finance Officer

Published June 25, 2010