

2010 Legal Notices

SCHOOL FOOD
ANC, SNA-REGISTRATION \$400.00; BOB'S CANDY-FOOD \$356.40; BRAUNGER FOOD-SERVICE-FOOD \$9,285.76; CASH-WA DISTRIBUTING-FOOD \$8,838.77; CHESTERMAN-BEVERAGE \$1,860.50; CHILD & ADULT NUTRITION SERVICES-FOOD \$3,125.66; DEAN FOODS-MILK & MILK PRODUCTS \$14,555.86; EMC INSURANCE-WORKERS COMP DEDUCTIBLE \$465.68; HAWKEYE-FOOD \$9,033.61; HOBART SALES & SERVICE-EQUIPMENT REPAIR \$671.97; HY-VEE SCHOOL FOOD SERVICE ACCOUNT-FOOD \$60.52; JANSSENS-GARBAGE SERVICE \$1,489.50; K MART #4813-SUPPLIES \$22.30; KRAMER, SANDI-REIMBURSEMENT \$288.61; MOORE, BRIDGET & BENJI-LUNCH ACT REFUND \$4.35; OLD DUTCH-FOOD \$549.90; OLSON'S-PEST CONTROL \$84.00; REINHART FOOD SERVICE-FOOD/SUPPLIES \$14,354.92; SYSCO-FOOD/SUPPLIES \$6,530.57; UNITED COMMODITY GROUP-FOOD \$2,343.55; VARIETY FOODS-FOOD \$2,114.48; WALT'S HOMESTYLE-FOOD \$360.00; WHOLESALE SUPPLY-FOOD \$2,240.71. Fund Total: \$79,037.59

SELF INSURANCE FUND
BOYCE, GREENFIELD, PASHBY & WELK, LLP-SERVICES \$680.00; FIRST ADMINISTRATORS-GRP HEALTH FEES \$24,803.91; SILVERSTONE GROUP-HIPPA TRAINING \$2,000.00; TLC ADVANTAGE-TLC SHARE OF SAVINGS \$472.43. Fund Total: \$27,956.34

MARCH IMPREST FUND
Brendan "Bo" Pons-State Debate Judge \$140.00, Todd Dvoracek-Wrestling Official \$30.00, SDHS-AA-State Debate Registration \$120.00, Leonard Kallis-State Debate Meal Money \$140.00, SD Music Educators Assoc.-All State Band Entry Fee \$42.00, Wholesale Supply-Concession Items \$144.57, Doug Gurney-GBB Official \$60.00, SD Division of Criminal Invest-Employee Fingerprinting \$43.25, B-J School Buses-Doug Ryken CDL \$80.00, SD Student Council-Registration Portion \$540.00, Nikki Heinz-Supply Reimbursement \$62.54, Jason Bietz-Postage Reimbursement \$28.00, SD Division of Criminal Invest-Employee Fingerprinting \$43.25, Kenmark-Backdrop Rental \$1,464.00, SD Division of Criminal Invest-Employee Fingerprinting \$43.25, Elcclair-Supplies for BT Class \$190.70, USD Athletics-Dan Lennon Entry Fee \$200.00 - Grand Total March Imprest Fund \$3,371.56

And General Fund Payroll expenditures for the month of March as follows: Beadle Elementary Instruction \$78,772.64; Lincoln Elementary Instruction \$109,361.54; Stewart Elementary Instruction \$71,699.59; Webster Elementary Instruction \$57,108.45; Class Size Reduction Grant \$17,097.14; Middle School Instruction \$195,267.31; High School Instruction \$241,941.59; Pre-School Program \$6,395.43; Enrichment & Technology \$8,809.15; Title I \$45,945.84; Alternative Learning Center \$18,446.41; Guidance Services \$40,022.30; Health Services \$9,418.68; Library Services \$13,862.28; Computer Assisted Instruction Service \$6,131.74; Superintendent's Office \$17,557.71; Principal's Office \$114,646.45; Other Administrative Support Service \$1,068.78; Fiscal Service \$29,867.22; Buildings and Grounds \$105,890.31; Pupil Transportation \$30,005.91; Other Non-Program Costs \$4,538.58; Co-Curricular \$41,615.11; totaling \$1,265,470.16, and including the following payments: First Dakota National Bank, Withholding \$73,406.62 and FICA \$133,542.68; SD Retirement System \$108,224.70; Annuity Payments: All American \$100.00, American Express \$650.00, American Funds \$6,726.66, AXA Equitable \$230.00, Catholic Aide \$270.00, Horace Mann \$700.00, Knights of Columbus \$100.00, Met Life \$75.00, Modern Woodmen of America \$150.00, New England Financial \$50.00, Primerica \$475.00, Reliastar \$175.00, SD Supplemental Retirement Program \$4,030.00, Thrivent \$2,350, Lone Star Life Ins., Disability \$365.81; Secure Benefits Systems Section 125 Plan \$14,510.92; Medical Insurance \$256,243.14; Other Payments and United Way \$2,052.22.

Special Education Payroll expenditures for March as follows: Programs for Mild/Moderate Disabilities \$190,382.07; Nurses Services \$1,657.81; Psychological Services \$19,308.84; Speech Pathology & Audiology \$31,115.67; Physical Therapy Services \$6,773.79; Occupational Therapy Services \$5,662.55; Administrative Support Services \$13,529.09; Pupil Transportation \$7,963.53; totaling \$276,393.35, and including the following payments: First Dakota National Bank, Withholding \$12,184.81 and FICA \$31,559.38; YPS Payroll Fund A/C, Retirement \$23,823.10; Annuity Payments: American Funds \$1,350.00, AXA Equitable \$270.00, Catholic Aide \$5.00, SD Supplemental Retirement Program \$100.00, Thrivent \$100.00, Lone Star Life Ins. Co., Disability \$34.34; Secure Benefits Systems Section 125 Plan \$2,822.41; Medical Insurance \$39,848.68; Other Payments and United Way \$715.84.

School Food Service Payroll

2010 Legal Notices

expenditures for March as follows: totaling \$61,715.58, including payments as follows: First Dakota National Bank, Withholding \$1,338.28 and FICA \$5,639.36; YPS Payroll Fund A/C, Retirement \$5,000.91; Secure Benefits Section 125 Plan \$699.50; Medical Insurance \$19,001.04; Other Payments and United Way \$141.91.

B. Approve Contracts and Award Bids as follows:

B1. Approve a lease agreement with Lewis and Clark Shriners Club in the amount of six hundred (\$600) dollars per day for use of Crane-Youngworth Field for the circus on July 6, 2010.

B2. Results of the bid opening on Tuesday, April 13, 2010, at 1:30 p.m., for roof replacement and repairs at Stewart Elementary School were as follows: Guarantee Roofing, Inc. (Sioux Falls, SD) - Total Bid \$142,947; Guarantee Roofing & Siding (Sioux City, IA) - Total Bid \$124,600; Roy Johnson Roofing Co. (Yankton, SD) - Total Bid \$114,586.80. Accept the bid of Roy Johnson Roofing Co. (Yankton, SD) in the amount of \$114,586.80 as it meets all specifications.

C. Approve Authorizations and Ratifications as follows:

C1. RESOLVED THAT WHEREAS, the student constructed house located at the Yankton High School at 1801 Summit, Yankton, South Dakota, which is property of the School District, and hereby determined to be no longer necessary, useful or suitable for school purposes, said property shall be sold. BE IT FURTHER RESOLVED that the Business Manager is authorized to sell said house according to state statute.

C2. Authorize the business manager to draw specifications and advertise for bids to be opened and read aloud by the business manager in the meeting room of the Grove Administration Building on Tuesday, May 11, 2010, at 1:30 p.m. for the sale of the student-constructed house.

C3. Authorize the business manager to draw specifications and advertise for bids to be opened and read aloud by the business manager in the meeting room of Grove Administration Building on Tuesday, May 11, 2010 at 1:30 p.m. for asphalt work at the YHS student parking lot and Beadle School parking lot and playground.

C4. Authorize the business manager to draw specifications and advertise for bids to be opened and read aloud by the business manager in the meeting room of the Grove Administration Building on Tuesday, May 11, 2010 at 1:30 p.m. for YHS theater lighting.

C5. Authorize the business manager to draw specifications and advertise for bids to be opened and read aloud by the business manager in the meeting room of the Grove Administration Building on Tuesday, May 11, 2010 at 1:30 p.m. for one (1) new 65 passenger regular route bus in accordance with State Clean Diesel Grant Program rules and declare Bus E, a 1997 International (VIN #1HVB-BABM5VH055589) with 122,950 miles, surplus property as it is no longer necessary, useful or suitable, and authorize decommissioning of the same.

C6. Approve donation of decommissioned surplus Bus E to Yankton County Department of Emergency Management for training purposes.

C7. Approve an additional kindergarten teacher at Beadle Elementary School effective for the 2010-11 school term.

C8. Approve applications for Public School Exemption for case numbers 1567 to 1571 for the 2009-10 school term in accordance with SDCL 13-27-2.

C9. Approve sick leave bank days for Susan Gocken, Jr, Kindergarten Teacher at Webster Elementary School, not to exceed ten (10) days.

D. Approval of Personnel Report

D1. Amend the Leave of Absence request of Maria May, 8th Grade Science Teacher @ YMS, from the approved 19 days to not exceed 26 days and approve a new Leave of Absence request of Stephanie Bernatow, 7th Grade Social Studies Teacher @ YMS, not to exceed 18 days.

D2. Approve 2010 Summer Work Agreements as follows: Mike Mikkelsen-YMS Summer School Teacher, \$2,000; Jason Savvy-YMS Summer School Teacher, \$2,000.

D3. Approve 2010 Credit Recovery Summer Work Agreements as follows: Carrie Hales-Plato Math, YHS Summer School, \$3,900; Elaine Kauer-Plato Teacher, YHS Summer School, \$3,900; Deb Lillis-Language Arts, YHS Summer School, \$3,900; Jennifer Powell-Coordinator, YHS Summer School, \$1,000.

D4. Approve 2010 Student Assistant Summer Work Agreements for Joseph Benda, Computer Maintenance, \$8.50/hour; Aaron Farver, Computer Maintenance, \$8.50/hour; Jordan Hansen, Computer Maintenance, \$9.00/hour; Dylan Halvorson, Computer Maintenance, \$8.50/hour; Michael Hunhoff, Computer Maintenance, \$9.00/hour; and Michael Vortherms, Computer Maintenance, \$8.75/hour.

2010 Legal Notices

with the following voting Aye: All. Motion carried.

Action No. 2010-192

Moved by Ekeren and seconded by Greenway that the results of the School Board Election held on Tuesday, April 13, 2010, per canvass by the Board, by precinct are as follows: Two (2) candidates residing anywhere within the District for a three-year term: Jim Fitzgerald - Precinct #1 - 84, Precinct #2 - 104, Precinct #3 - 165, Precinct #4 - 146, Precinct #5 - 306, Precinct #11 etl. - 37, Precinct #12 etl. - 20, Precinct #26 - 51, Precinct #28 - 8, Total - 921; Chris Specht - Precinct #1 - 88, Precinct #2 - 107, Precinct #3 - 210, Precinct #4 - 165, Precinct #5 - 338, Precinct #11 etl. - 37, Precinct #12 etl. - 19, Precinct #26 - 67, Precinct #28 - 9, Total - 1,040; Terry Winter - Precinct #1 - 106, Precinct #2 - 124, Precinct #3 - 159, Precinct #4 - 142, Precinct #5 - 220, Precinct #11 etl. - 51, Precinct #12 etl. - 13, Precinct #26 - 61, Precinct #28 - 10, Total - 886; winning candidates: Chris Specht and Jim Fitzgerald with the following voting Aye: All (Specht Abstained). Motion carried.

Action No. 2010-193

Moved by Specht and seconded by Stevens to adopt the Classified Employees Handbook as presented with the following voting: Aye: All. Motion carried.

Action No. 2010-194

Moved by Ekeren and seconded by Greenway to adopt the 2010-11 Yankton High School Student Handbook as presented with the following voting Aye: All. Motion carried.

Action No. 2010-195

Moved by Specht and seconded by Ekeren to amend the 2009-10 school calendar to set May 21, 2010 as the last day of school for students and May 25, 2010 as the last day for staff with the following voting Aye: Greenway, Specht, Stevens, Ekeren and the following voting Nay: Ailts. Motion carried 4-1.

Action No. 2010-196

Moved by Specht and seconded by Greenway to approve the 2011-12 school calendar as presented with the following voting Aye: All. Motion carried.

Action No. 2010-197

Moved by Stevens and seconded by Greenway to adopt the K-12 Music Curriculum as presented with the following voting Aye: All. Motion carried.

Action No. 2010-198

Moved by Ekeren and seconded by Greenway to approve offering a Summer Food Service Program at Webster Elementary and Yankton Middle School from June 1 through July 30 with student meal prices set at \$1.25 for breakfast and \$2.00 for lunch (free for all students at Webster and free for those who qualify at Middle School) and \$2.75 for adults at both sites with the following voting Aye: All. Motion carried.

Action No. 2010-199

Moved by Specht and seconded by Stevens to authorize the addition of disability insurance to the voluntary supplemental insurance options available to employees (effective September 1, 2010) as well as the addition of an optional debit card for the flex plan program (effective September 1, 2010) with the following voting Aye: All. Motion carried.

Action No. 2010-200

Moved by Specht and seconded by Ekeren to move into executive session at 6:15 pm for discussion of contractual matters with the following voting Aye: All. Motion carried.

Action No. 2010-201

Moved by Specht and seconded by Ekeren to reconvene in regular session at 6:35 pm with the following voting Aye: All. Motion carried.

Action No. 2010-202

Moved by Ekeren and seconded by Greenway to move into executive session at 6:36 pm for discussion of personnel matters with the following voting Aye: All. Motion carried.

Action No. 2010-203

Moved by Ekeren and seconded by Specht to reconvene in regular session at 6:50 pm with the following voting Aye: All. Motion carried.

Action No. 2010-204

Moved by Stevens and seconded by Specht to adjourn the meeting at 6:50 p.m. with the following voting Aye: All. Motion carried.

Verlin Ailts, President
School Board

Attest: Jason L. Bietz
Business Manager

4+30 & 5+7+14

STATE OF SOUTH DAKOTA
COUNTY OF YANKTON: SS

IN CIRCUIT COURT
FIRST JUDICIAL CIRCUIT

ESTATE OF
SHIRLEY MAE GORSETT,

2010 Legal Notices

fl/a SHIRLEY MAE JENSEN,
Deceased.

Pro. #10-12

NOTICE TO CREDITORS

Notice is given that on April 27, 2010, Julie Mae Jensen was appointed as Personal Representative of the Estate of Shirley Mae Gorsett, fl/a Shirley Mae Jensen, Deceased.

Creditors of Decedent must file their claims within four (4) months after the date of the first publication of this Notice, or their claims may be barred.

Claims may be filed with the Personal Representative or may be filed with the Clerk and a copy of the claim mailed to the Personal Representative.

Dated this 27th day of April, 2010.

/s/ Julie Mae Jensen
Julie Mae Jensen
4035/4041 Highway 33
Ventucopa, CA 93252
(661) 623-2849

Jody Johnson
Clerk of Courts
PO Box 155
Yankton, SD 57078

Robert W. Klimisch
GOETZ & KLIMISCH
311 West Third St.
PO Box 708
Yankton, SD 57078
605/665-9495

Hawaii Lawmakers OK Civil Unions

HONOLULU (AP) — A bill approving same-sex civil unions is headed to Hawaii's governor after the state House of Representatives gave it final legislative approval Thursday.

The House voted 31-20 in favor of the measure, which passed the Senate in January.

Republican Gov. Linda Lingle has not said whether she will make civil unions law or veto the bill.

The measure grants gay and lesbian couples the same rights and benefits that the state provides to married couples.

If it becomes law, Hawaii will join California, Nevada, New Jersey, Oregon and Washington in granting essentially all the rights of marriage to same-sex couples without authorizing marriage itself. Five other states permit same-sex marriage: Iowa, Vermont, New Hampshire, Massachusetts and Connecticut.

The issue was revived on the last day of this year's legislative session when House Majority Leader Blake Oshiro made a motion to reconsider it. The House declined to act earlier this year because of fears that the Democratic-controlled House would have too few votes to override Lingle if she vetoed it.

WOMEN

From Page 1A

saw in this regard was the death of her mother, which she wrote a column about 1 1/2 years later.

"It's odd, how much I fretted about that day, about how unbearable it would be. It was. It is," she said. "I never knew there were side effects to the death of a loved one. ... Grief attacks are the most unwelcome side effects of being in the club. I resist these impending sieges, but miserably, I cannot hold them off."

One such attack occurred when

STORM

From Page 1A

trust us? You don't, do you?"

And from that teasing repartee, Heitkamp thunders into a very serious point about the training he is about to give them over the next two hours.

"Most people will run outside. I know you're going to do that, and I know that my being here tonight will not stop you from doing that," he says. "But I'm going to give you the information you need, so that when you look outside, you know what you're looking at and looking for."

Following his training course for storm spotters this week in coordination with the Yankton County Office of Emergency Management, Heitkamp spoke about the frustration he feels at times when trying to combat the apparent inability of humans to resist running outside

Consumer Spending Likely Drove Growth In Q1

WASHINGTON (AP) — The economy is rebounding as America's shoppers snap back to life.

That adds up to what should be a solid showing in the opening quarter of this year. The fresh picture of the nation's economic health that the Commerce Department will release Friday is expected to provide the strongest evidence yet that the economy is strengthening.

Consumers, the drivers of overall economic activity, finally seem to be spending more. To be sure, shoppers aren't spending with the kind of abandon that usually sparks the early stages of economic recoveries. But they're spending enough to keep the economy expanding.

The economy grew at a 3.4 percent annual rate in the January-to-March quarter, according to Wall Street economists surveyed by Thomson Reuters. It would mark the third straight quarterly gain as the United States heats from the longest recession since the 1930s.

Multiple signals suggest the U.S. economy has turned a corner. Employers are creating jobs again — a net total of 162,000 jobs in March, the most in three years. Manufacturers are boosting production. Consumer confidence is higher.

And a rising number of companies — from Ford, Caterpillar and Whirlpool to UPS, Estee Lauder and Royal Caribbean Cruises — are seeing profits grow. General Electric says the "clouds are breaking" after having suffered one of its worst years in 2009.

A rebound in consumer spending is expected to have contributed significantly to the first-quarter growth. Consumers likely boosted spending on cars, household appliances and home furnishings, as well as clothing, sporting goods, books and music. Early tax returns, federal rebates for energy-efficient appliances, and discounts and promotions on autos and other goods helped sales, analysts say.

Home furnishings sales rose as home buyers take advantage of a government tax credit that expires at the end of this month.

Economists predict consumers boosted their spending 3 to 4 percent in the first quarter. A figure in that range would be the strongest increase since before the recession began. It also would mark a sharp gain from the lackluster 1.6 percent pace in the final quarter of last year.

Looking ahead, analysts say consumers won't likely be going on spending sprees. They note the unemployment rate remains at 9.7 percent and is expected to stay high for the next year or so. Sluggish income

growth and low demand for loans will further restrain spending, they say.

"I think the new normal means consumers won't be returning any time soon to their spendthrift ways," said Rajeev Dhawan, director of Georgia State University's Economic Forecasting Center.

Just 21 percent of Americans consider the economy in good condition, according to an Associated Press-GfK Poll conducted April 7-12.

The outlook for moderate growth this year means unemployment will stay high — in the 9 percent range — by the November congressional elections. The prospects for high joblessness are a political liability for incumbent Democrats and Republicans.

In the final three months of last year, the economy grew at a hot 5.6 percent pace. Most of that growth came from a surge in manufacturing — but not because consumer demand was strong. Instead, factories were churning out goods for businesses that had let their stockpiles fall during the recession. The contribution to growth from restocking of inventories won't be nearly as much in the first quarter. That helps explain why the end-of-year growth spurt won't be repeated.

Yet analysts think the first-quarter results will show more sectors of the economy contributing to the recovery.

"I think we'll be seeing a picture of moderate, but more sustainable, economic growth," said John Silvia, chief economist at Wells Fargo.

Besides a consumer revival, the economy should be supported by business spending on equipment and software. Sales of U.S. exports to foreign customers are growing, though the European debt crisis will likely dampen demand from the region, analysts say. Spending by builders on housing projects should make a small contribution to overall economic growth.

Troubles in commercial real estate will continue to drag on the economy.

By his best bet, Federal Reserve Chairman Ben Bernanke says the economy will log moderate growth.

Economists in a recent AP Economy Survey predict the economy will pick up some speed, growing at a rate of 3.7 percent in the April-to-June quarter.

For 2010 as a whole, economists in the AP survey predict the economy will grow 3.1 percent. That's an improvement from the 2.4 percent decline in 2009, the worst since 1946. But much stronger growth in the 5 percent range is needed for a full year just to drive down the unemployment rate by just 1 percentage point.

Obama Interviews Thomas For Supco

WASHINGTON (AP) — President Barack Obama on Thursday interviewed federal appeals court Judge Sidney Thomas of Montana for an opening on the Supreme Court, a person familiar with the conversation told The Associated Press.

The roughly hour-long session at the White House was the first known formal interview that Obama has conducted for the upcoming vacancy on the high court. It is not clear whether Obama has interviewed other candidates in person.

Vice President Joe Biden also interviewed Thomas at the White House in a separate meeting Thursday, said the person familiar with the conversations, who spoke on condition of anonymity in order to discuss Obama's private deliberations.

The White House had no comment.

A message left with Thomas' chambers in Billings was not immediately returned.

The personal time Obama devoted to Thomas suggests that the federal judge, well respected within legal circles but hardly a familiar name in Washington, is under a higher level of consideration by the president.

she and her husband took their granddaughter to see the film, "Charlotte's Web," and she began to sob.

Bosco Damon said her husband didn't notice, but her granddaughter did.

"Later that evening, while sitting beside me at the dinner table and looking away, my granddaughter (whispered), 'I miss old grandma.' "I miss her, too," Bosco Damon said, comforted.

Celebrate Women is held each year to honor women of all ages, careers and facets of their lives.

Bosco Damon addressed this by saying all women make up "an economy of motherhood."

When a storm is approaching.

"When I first started with the weather service, I preached the same message," he said. "I used to say, 'You need to stop doing what you're doing.' I've grown old enough now to realize people aren't going to change what they do. But now let's give them the information so if they're out there, they know what they are looking for and what they are putting themselves in harm's way for."

At the same time, Heitkamp spoke about the value of having trained storm spotters out to act as the eyes of the NWS. After all, the information that can be gathered from a radar is limited, he explained. It can detect the rotation of a storm, but it cannot provide evidence that a tornado has descended from the sky.

While educating storm spotters about the science of thunderstorms and how to identify features that mean a tornado is more likely to occur, Heitkamp constantly refrains to a message of safety. Appropriately, April 26-30 is South Dakota Severe

The news of his interview by the president and vice president works to the White House's advantage in signaling that Obama is giving a hard review to a candidate who comes from outside the Washington Beltway and does not neatly fit into conventional wisdom.

The court is dominated by justices with ties to the Northeast and the Ivy League; Thomas' career is rooted in the West — he lives in Billings, Mont., and got his bachelor's degree from Montana State University and his law degree from the University of Montana.

The 56-year-old judge serves on the 9th U.S. Circuit Court of Appeals, the largest of the nation's appellate courts. He was nominated to that job in July 1995 by President Bill Clinton and confirmed by the Senate with no controversy.

The San Francisco-based appeals court on which he serves has a liberal reputation, but attorneys who know Thomas describe him as independent and a straight-shooter.

Obama is choosing a nominee to replace Justice John Paul Stevens, who is retiring this summer.

"This is an economy like no other, where moms are the majority shareholders," she said. "They are the primary investors who sacrifice, and sacrifice some more, for their children."

"In this economy, mothers also work hard to make up for any deficits that their children might have. ... This economy may even pay far-reaching dividends from its priceless goods and services in the form of the compassionate stewards their children may become," she said.

Celebrate Women was presented by the *Press & Dakotan's* Her Voice magazine, Yankton Medical Clinic, First Dakota National Bank and Yankton Hy-Vee.

Weather Awareness Week.

"With human nature, we're willing to take risks sometimes," he said. "A good spotter is a safe spotter who knows what they're looking at and how to get themselves out of trouble. If you're not a spotter, you also need to know what you need to keep yourself safe. The only way you're going to do that is to listen to the (NWS) information, heed the warning and then act upon it. Take all warnings seriously, and take personal responsibility. It not only affects your life, but the lives of those around you. You need to be able to live with the consequences of the decision you make."

He also advises the storm spotters he trains to lead by example.

"Does it make a lot of sense for you to be running outside looking for the tornado at the same time you're telling your family to get down to the basement?" he asked. "You're sending mixed messages. Get down to the basement yourself, and other people from the community will do the same thing."