

**2010 Legal and Public Notices**

in the defined area or areas and times specified for said Special Events; and

WHEREAS, Historic Downtown Yankton, Inc. has made a request to enact this no parking zone for their annual Ribfest event on September 17, 2011.

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the City of Yankton, South Dakota hereby approves the Special Event Parking Request on 3rd Street from the alley between Broadway and Cedar Street to Douglas Avenue; and on Walnut from the midpoint between 2nd and 3rd Streets to the southern edge of the Post Office between 3rd and 4th Streets for September 17, 2011 from 3:00 A.M. to midnight.

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

**Action 11-187**

Moved by Commissioner Gross, seconded by Commissioner Sommer, to authorize the Mayor to sign the Application for Highway Access Permit and the Intersection Improvement Agreement with the State of South Dakota for construction of improvements at the intersection of Highway 81 and 33rd Street. (Memorandum 11-125)

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

**Action 11-188**

Moved by Commissioner Akland, seconded by Commissioner Gross, to approve the Permanent Easement for Drainage Purposes for City-owned property described as a tract of land in Tract 4 of Fox Run Subdivision No. 2 in the N of the SE of Section 1, T93N, R56W, of the 5th 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 11-123)

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

**Action 11-189**

Moved by Commissioner Hoffner, seconded by Commissioner Akland, to adjourn into Executive Session at 7:25 p.m., to consult with legal counsel about labor negotiations and discuss a contractual matter.

**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 Knoff.

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

**Action 11-190**

Moved by Commissioner Carda, seconded by Commissioner Gross, to adjourn at 8:08 p.m.

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

David D. Knoff  
Mayor

ATTEST:

Al Viereck  
Finance Officer

# Protesters Greet GOP Candidate Perry In N.H.

BY STEVE PEOPLES  
Associated Press

PORTSMOUTH, N.H. (AP) — It was supposed to be a friendly meeting with voters inside a local coffee shop, but Republican presidential hopeful Rick Perry's first stop in New Hampshire on Thursday was overshadowed by protesters.

As the Texas governor tried to shake hands, some chanted "Go Back to Texas" and waved signs like the one that read, "America Says No to Texas Ugly." That appeared to be a reference to Perry's remarks Monday about Federal Reserve Chairman Ben Bernanke and how he would be treated "pretty ugly" in Texas if he "prints more money between now and the election."

The New Hampshire Alliance for Retired Americans organized the protest outside the downtown Popovers Bakery & Caf, although some hecklers appeared to be acting independently.

Former Democratic state Sen. Burt Cohen shouted "Rick Perry is a threat to America" as the Republican governor and his wife made small talk with voters a few feet away. Perry largely ignored the protests.

Asked about their Social Security concerns, he said, "If they're all senior citizens, they don't have a thing to worry about."

In the past Perry has referred to Social Security as a "Ponzi scheme" and

questioned its constitutional standing. He did not take direct questions from reporters Thursday about those previous statements.

Perry's chief of staff, Ray Sullivan, also declined to comment on issues of constitutionality. He said the governor wants a "robust debate about entitlements — a robust debate about extending the retirement age for younger people and for other changes that will make Social Security and Medicare more stable and financially sound going forward."

There was tremendous buzz surrounding Perry's decision to join the Republican presidential field. Having not visited the first-in-the-nation primary state in nearly two decades, he has already spent three days here since the Saturday announcement. His Politics & Eggs speech in Bedford on Wednesday drew one of the largest crowds to the popular series in recent memory.

But while known for charisma and Texas swagger, Perry has stumbled at times in retail political settings.

Outside the coffee shop, as the protesters chanted, one voter asked for his position on global warming in Texas.

"We teach the facts," Perry responded slowly, looking for the right words. "You'll have to go look in the class books."

The day before, in Bedford, Perry said he doesn't believe in manmade global warming.

**NEB. A.G.:**

## Finance Law Likely Unconstitutional

LINCOLN, Neb. (AP) — Nebraska's campaign finance law appears unconstitutional in the wake of a U.S. Supreme Court ruling that struck down similar spending rules in Arizona, according to the Nebraska Attorney General's office.

State attorneys said the 15-year-old Nebraska law likely would not survive a court challenge. The legal opinion was requested by Frank Daley Jr., executive director of the Nebraska Accountability and Disclosure Commission, to gauge the impact of the Arizona campaign finance decision.

The Nebraska Accountability and Disclosure Commission will meet Aug. 26 to consider the opinion and look at resolving potential issues for the upcoming election.

"That's why we asked for the opinion, so that we could address it as soon as possible if there's a need to," Daley told the *Lincoln Journal Star*.

The Arizona case hinged on the use of public financing in political races and the free-speech rights of privately funded candidates. The court ruled that the state's interest in equalizing electoral opportunities and combatting corruption did not outweigh the burden the law imposed on privately financed candidates.

Omaha Sen. Scott Lautenbaugh, a vocal critic of Nebraska's law, called the state's public financing mechanism "disastrous."

"It didn't take the money away, it just diverted it from the campaign and candidate you can hold responsible, into groups you've never heard of before and never will hear of again after the election," Lautenbaugh said.

Lincoln Sen. Bill Avery, who has led an effort to crack down on secretive special interest spending, said he was disappointed with the high court ruling and was looking at legislation in light of the decision.

## Church

From Page 1A

on Tuesdays and 9:15 a.m. on Fridays. Once the food items are ready, they are available to the public throughout the day on Tuesdays and until noon on Fridays.

Tramp estimated that between 70-100 people generally take advantage of the food donations.

"A lot of the people that come are elderly and many of them don't have jobs," Tramp said. "So they're very appreciative to be able to have some extra produce and things for themselves."

Peck said the turnouts have been excellent, and he believes attendance will continue to grow.

"I'm really glad to see the community is aware of what we're doing, and it's going to get better," he said. "As the word spreads in the community and as we get more stuff, the room is going to end up being packed."

Peck added that people don't have to belong to the church to attend the giveaways.

"You don't have to follow the Lord to come here to get some bread or some meat, but it's good that it helps open up the ears of some people," he said. "You never know. Some of these people I'm going to see on Sunday, and that makes my heart feel good."

# Report

From Page 1A

missed meeting the AYP standard in the students-with-disabilities subgroup by 1 percentage point, putting the school in level 4 status. (A school must meet AYP two years in a row to drop out of alert status.) Last year, the school met the requirements. Because the middle school was so close to meeting the results, school officials are appealing the decision.

"We worked so hard to meet those standards that it is just very frustrating to be so close," Wagner said. "But we will keep working and moving forward."

Middle School principal Todd Dvoracek said that missing the standard does not reflect how well the school actually did do on the tests.

"We have been working very, very hard and can see that through our data," he said. "Our advanced students in both reading and math have been consistently improving. In math we have jumped from 2009, our total population where 16 percent were at the advanced level — now in 2011 we are at 29 percent advanced."

Likewise in reading they were at 25 percent advanced to now at 30 percent advanced, he said.

"That is one thing I am very proud of: We have a very large segment of our students who are advanced," Dvoracek said. "These students are exceeding the standards set by the AYP, not just meeting them. When I look at our reading as a whole, we have 83 percent of the middle school meeting or exceeding the standards. As we have gone through our scores, (we've noticed) there were 20-30 kids that were one question away from being in that category."

Dvoracek said the middle school results could be directly tied to the integration of the standards not just in reading and math, but also across all course work at the school.

At the high school, principal Dr. Wayne Kindle agreed that the results are showing the quality of education students are receiving in the district.

"Our scores are very good," he said. "We are not surprised at how well our students performed. When you look at the scores overall comparable to other schools, our kids did terrific."

Kindle said that with the improvements made at the high school during the last five years, the results the students are seeing on the tests speak for themselves.

"When I got to the high school five years ago, we were at level 3 for our reading; now over ... we have made AYP and are not on any alert status," he said. "Overall, we have really picked up the pace and outshined almost all of the other large schools. It speaks volumes for what our teachers do every day in the classroom and how seriously the students are taking the tests."

Another factor showing how well the students are doing is in the ACT results that were just released Thursday, Kindle said.

"Yankton High School had a composite score of 22.5; the state average is 21.8 and nationally the average is 21.1," he said. "That also says a lot about our course offerings. Kids do not do well on the ACTs if they do not have challenging course offerings."

Kindle said his biggest worry is that with the budget issues facing the district some of those programs could get cut.

"I know we are faced with a lot of budget issues, but if we want our kids to continue to score well, we have to provide the necessary tools and course offerings for our kids out there," he said. "We will see our scores dip if we start pulling these programs, so I hope the community and our parents, in particular, take a look at these test results and gauge how important this is to our students and a quality education in Yankton."

At the elementary level district wide, Yankton students met every AYP standard.

Full results of the AYP and ACT test are available at the district administration offices.



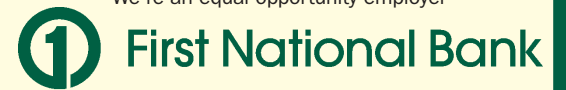
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