



# Scattered Thunderstorms

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**THURSDAY** ■ August 28, 2014



**Mount Marty Golf Opens Season Friday**  
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## At Home Again

### Portrait Of Janklow Is Unveiled At Alma Mater

BY JORDYNNE HART  
jordynne.hart@yankton.net

VERMILLION — Once again, Bill Janklow has found a home at the University of South Dakota. A painted portrait of late South Dakota governor and U.S. representative was unveiled Wednesday alongside the portraits of nine other USD alums who went on to become governor. The public ceremony was held in Farber Hall.

Janklow started attending USD in 1960. He later graduated from the USD School of Law.

He passed away in 2012. "I am so proud of my grandpa. I am proud that other students will get to view his portrait. I know that he would be especially proud of this ceremony if he was here," said his granddaughter, Lindsey Janklow, a USD senior. "It's comforting to know that my grandpa and I shared the same halls that I walk through today."

She was one of several speakers on hand for the unveiling of the portrait, which was painted by longtime Janklow friend and noted wildlife artist Joshua Spies of Watertown. Other speakers included USD President James Abbott, Student Government Association President Tyler Tordsen, Dean of Libraries Daniel Daily, Law Student Joseph de la Rosa, Department of Political Science Chair William D. Richard, Ph.D., Political Science Instructor Mary Pat Biele and first William Janklow Public Service Scholarship recipient Sami Zoss.

The portrait unveiled Wednesday shows Janklow speaking inside the state



JORDYNNE HART/P&D  
University of South Dakota President James W. Abbott, left, stands with artist Joshua Spies in front of a portrait of Gov. Bill Janklow, late South Dakota governor and U.S. representative. The portrait was unveiled Wednesday at Farber Hall in Vermillion. The portrait will be displayed alongside the portraits of nine other USD alums who went on to become governor.

### SD Supreme Court

## Case Sent Back To Circuit Court

BY ROB NIELSEN  
Rob.nielsen@yankton.net

The South Dakota Supreme Court has remanded the case of a former Yankton Police Department officer's termination back to the circuit court.

In the case *Kolda v. City of Yankton*, Eric Kolda was fired by the city in January 2009 for violating department policy, receiving notification of this in the form of a letter. Following an attempted appeal to the city manager, Kolda took the matter to circuit court where he argued the city had failed to provide pre-termination notice and asked for damages.

While the circuit court ruled that there was cause for

termination and precluded his damages request, Kolda was awarded procedural due process damages for lost wages that accrued between the time of his summary termination and the post-termination evidentiary hearing (Jan. 15-29, 2009).

The city appealed the damages, saying that Kolda was an "at-will" employee and they had the power to terminate him without prior notification.

In the Supreme Court's decision, written by Justice Steven Zinter, it was argued that the city manager's office didn't have this authority.

"SDCL 9-10-13 limits a city manager's removal power to the 'officers and employees in the

administrative service of the municipality," Zinter wrote. "In this case, Kolda was not responsible for managing the affairs of the police department. He was a police officer, a position at the lowest level of the chain of command. Because Kolda's job was not an administrative position, the city manager's removal power under SDCL 9-10-13 did not apply."

"In sum, Kolda was not an at-will employee. The terms of his employment included the terms of the employee handbook, which required that termination be preceded by notice and implemented for just cause."

However, Zinter wrote the city

## SDHSAA Agrees To Public Outreach Campaign

BY BOB MERCER  
State Capitol Bureau

PIERRE — The directors and executive staff for the South Dakota High School Activities Association agreed Wednesday on the need for a public outreach campaign with an immediate focus on improving the organization's standing with the Legislature.

James Weaver, an assistant executive director, said letters would be sent in September to every legislative candidate explaining the association's mission and inviting the candidates to SDHSAA's fall events.

He said there would be another round of mailings after the Nov. 4 elections congratulating the winners and inviting them to the winter events.

A packet would be provided in January to the 35 senators and 70 representatives, again with an invitation to the spring events.

The effort comes after the Legislature last winter made the association comply with South Dakota's state laws on public meetings and public records.

Legislators took their action in response to complaints from school officials and community members in many South Dakota school districts.

"We're going to cross our fingers that it works," Weaver said.

Several of the SDHSAA directors said they liked the strategy.

One of them, Dan Whalen of Pierre Riggs High School, said he was frustrated by the debate in the past year about openness.

"There was almost a push to have us spoon-feed everybody. That information is out there," Whalen said.

But he next acknowledged the association wasn't "doing what we should" on distributing meeting information.

"Now it's a matter of making that streamlined," Whalen said.

The SDHSAA's board president, Rick Weber of Flandreau, said the association's staff is doing a better job in emailing information to athletic directors, coaches and others.

The additional use of social media

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## Tripp Rolls Out The Welcome Mat For Wagon Train

BY RANDY DOCKENDORF  
Randy.dockendorf@yankton.net

TRIPP — Mayor Victor Olson noted his community has rolled out the red carpet for a bicycle rally passing through the region.



Hutchinson County

The town will provide an overnight stop when the wagon train rolls — or more accurately, trots — into town as part of the 125th anniversary of South Dakota's statehood. The wagon train begins Sept. 3 at Yankton and concludes at Pierre.

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## Garden Clean-Up



KELLY HERTZ/P&D  
Drew Newman, 9, of Yankton pushes a cart of dill, weeds and other vegetation to be discarded while his sister, Abby, and Mother, Dawn, clean up their plot at the Yankton Community Garden Wednesday. While there is still some growing season left to go, the approach of the Labor Day holiday has prompted some people to begin cleaning out their plots and calling it a summer.

## Finances The Topic Of Discussion Of Possible Five-School Merger

BY RANDY DOCKENDORF  
Randy.dockendorf@yankton.net

CREIGHTON, Neb. — If they combined, five northeast Nebraska school districts would hold a taxable valuation of \$2.255 billion — making it the fifth wealthiest district in Nebraska.

Creighton superintendent Jeff Jensen provided the figures during Wednesday night's study committee for the Bloomfield, Wausa, Creighton, Osmond and Plainview districts.

The only wealthier Nebraska districts would be Omaha with \$20 billion taxable valuation,

Lincoln with \$17 billion, Grand Island with \$2.7 billion and Kearney with \$2.5 billion, Jensen noted.

"We would have the fifth most wealth in terms of land valuation," he added. "We would be wealthier than districts like Norfolk, Blair and Waverly."

In turn, Jensen encouraged the committee to think of the five-school proposal as more than just bricks and mortar.

"We could open up new opportunities for our students — opportunities that each of us can't offer on our own," he said.

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## South Dakota Country Music Hall of Fame Presents: Elaine Peacock & Friends Youth Program

The South Dakota Country Music Hall of Fame (SDCMHoF) will gather at the South Dakota State Fairgrounds in Huron, SD, on **Saturday, August 30** for a very special show.

Elaine Peacock & Friends Youth Program with featured guest **Rachel Wood**.

The show will be presented on the Farm Bureau Dakotaland Stage at Gate 3 starting at 6 p.m.

For details visit us on the web at [southdakotacountrymusichalloffame.org](http://southdakotacountrymusichalloffame.org) or contact the South Dakota Country Music Hall of Fame at 605-310-2441.



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**TOMORROW: Our Annual Fall Sports Preview**

YANKTON RECYCLING THIS WEEK:  
**SOUTH**  
OF 15TH STREET