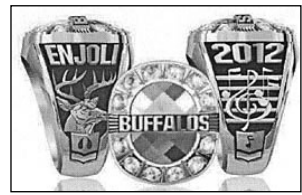


2010 Legal and Public Notices

Found: Wallet 7/24 on driveway near Scramblers Track. Call (605)665-9237 to identify.



Lost: Class Ring with clear and purple stones at the Memorial Swimming Pool on July 27, 2010. Please call (605)661-6191 or (605)665-6534.

Lost: FinePix digital camera, orange in color, lost by Summit Center ball fields on 7/22. Call (605)589-3562 or (605)589-3374. Reward if returned.

Lost: Thursday in Yankton set of keys. (402)362-5095.

1855 Alfalfa - Hay

Small square hay bales, no rain, excellent quality, 1st & 2nd cuttings, \$2 or \$2.50. (605)266-3040.

1870 Ag Equipment

2006 Brock 36K33 Grain bin (to be moved), 29,949bu. with airations floor, 2-miles east of Utica. (605)661-5937.

1880 Produce

Yankton Fruit Program. Time to order Peaches! Peaches, Pears, Ginger Gold Apples, Nectarines and Blueberries. Call Ervie to order (605)665-4496 by Aug. 2nd.

2010 Legal and Public Notices

7+23+30

YANKTON SCHOOL DISTRICT 63-3

ADVERTISEMENT TO BIDDERS

Sealed bids for the furnishing materials (carpentry, electrical, plumbing and heating) for construction of a house by the Building Trades class will be received by the Business Manager until 1:30 p.m., Wednesday, August 4, 2010 at which time bids will be opened, read aloud and tabulated in the meeting room at the Yankton School District Administration Building at 2410 West City Limits Road, Yankton, South Dakota. The School Board reserves the time to reject any and all bids and to waive any irregularities or informalities therein.

Jason L. Bietz Business Manager
Published twice at the total approximate cost of \$19.96. Estimated publishing cost per published copy: \$0.0012
7+30 & 8+6

STATE OF SOUTH DAKOTA COUNTY OF YANKTON: SS

IN CIRCUIT COURT FIRST JUDICIAL CIRCUIT

In the Matter of the Legal Name Change of: JOAN CLEMENT-MOYSIS, Petitioner

Civ. No. 10-496

NOTICE OF HEARING

NOTICE IS HEREBY GIVEN in accordance with South Dakota Codified Laws 21-37-1 that JOAN CLEMENT-MOYSIS has petitioned the Circuit Court for a legal change of name described as follows

From JOAN CLEMENT-MOYSIS to JOAN CLEMENT.

NOTICE IS HEREBY GIVEN that a hearing will be held before the Honorable Glen W. Eng in Circuit Court at the Yankton County Courthouse and Safety Center, Yankton, South Dakota on Monday, August 23, 2010 at 10:30 o'clock a.m.

Any person interested may file notice of such with the Clerk of Court, First Judicial Circuit, Yankton County, South Dakota. Dated this 28th day of July, 2010.

Heather M. LaCroix Attorney for Petitioner LaCroix Law Office P.O. Box 632 Yankton, SD 57078-0690 605-665-2535

7+16+23+30

INVITATION TO BID

The City Council of Tripp, South Dakota, will receive sealed bids for their Storm Water Control Project until 5:00 p.m. (local time), Monday, August 9, 2010, at the office of the Finance Officer, in the City Hall located in Tripp, South Dakota. Received sealed bids will be publicly opened and read aloud at the above place and time.

Bids are invited upon the items and approximate quantities of work as follows:

Mill, Salvage and Stockpile 9559 square yards of asphalt and gravel. Remove and dispose of 2304 square yards of asphalt concrete.

2010 Legal and Public Notices

309 square yards of concrete sidewalk; 360feet of concrete curb and gutter; Furnish and install approximately 3066 feet of RCP storm sewer pipe of various sizes, 24 manholes and inlets, 1687 square feet of concrete sidewalk, 536 square yards of concrete approach pavement, 5420 tons of gravel base course, 3163 tons of asphalt concrete composite, and related appurtenances.

The approximate quantities mentioned above are subject to increase or decrease. It will be agreed by bidders that all quantities of work will be performed in accordance with the provisions of the plans and specifications and at the unit price bid. Bidders agree to furnish all labor, material, and equipment necessary to complete all the work as shown in the plans and specifications.

The complete set of Contract Documents, including drawings and specifications, is on file with the Finance Officer, Tripp, South Dakota 57376, and/or at the office of Schmucker, Paul, Nohr and Associates, 2100 North Sanborn Blvd. Mitchell, South Dakota 57301. Copies of the Contract Documents may be obtained by depositing \$30.00 (+ 6% sales tax) for mailing and handling with the office of Schmucker, Paul, Nohr & Associates, PO Box 398, Mitchell, South Dakota 57301. Individual sheets may be obtained upon payment of three dollars (\$3.00) per sheet for drawings and twenty (20) cents per sheet for specifications and contract documents. All deposits are nonrefundable.

Each bid must be accompanied by a certified check or bank draft payable to the order of the City of Tripp, South Dakota, or negotiable U.S. Government Bonds (at par value) in an amount equal to five percent (5%) of the total bid. A bid bond in an amount equal to ten percent (10%) of the total bid will be accepted in lieu of a certified check or bank draft. Surety for bid bond must be authorized to do business in the State of South Dakota.

Pursuant to State Law, a copy of the bidder's sales and use tax license and a copy of the bidder's excise tax license as issued by the State of South Dakota must accompany the bid. In lieu of a copy of the license, the bidder shall submit appropriate evidence that the bidder and all affiliates have the appropriate licenses.

Bidders are advised that any contracts awarded on this project will be partially funded by the United States Department of Commerce, Economic Development Administration and therefore is subject to the Federal laws and regulations associated with that program.

All requirements for construction projects of the above-listed agencies will be required of all contractors and/or subcontractors performing work on this project. Neither the United States nor any of its departments, agencies, or employees is or will be a party to this invitation for Bids or any resulting contract.

7+30

NOTICE OF HEARING UPON APPLICATION FOR SALE OF ALCOHOLIC BEVERAGES

NOTICE IS HEREBY GIVEN that an application has been received by the Board of City Commissioners of the City of Yankton, South Dakota, for a New Retail (on-off sale) Wine License for January 1, 2010, to December 31, 2010, from Jay Deb Enterprises, Inc., (Jay Deitloff, owner) d/b/a Waterfront, 201 Capital Street Lot Lines, Yankton, S.D.

NOTICE IS FURTHER GIVEN that a Public Hearing upon the application will be held on Monday, August 9th, 2010 at 7:00 p.m. in the City of Yankton Community Meeting Room at the Technical Education Center, 1200 West 21st Street, Yankton, South Dakota, where any person or persons interested in the approval or rejection of the above application may appear and be heard.

Dated at Yankton, South Dakota this 26th day of July, 2010.

Al Viereck FINANCE OFFICER

7+30

YANKTON COUNTY COMMISSION MEETING

June 15th, 2010

The regular meeting of the Yankton County Commission was called to order by Chairman Bruce Jensen at 4:00 PM on Tuesday, June 15th, 2010.

Roll Call was taken with the following Commissioners present: Donna Freng, Bruce Jensen, Mark Johnson, Allen Sinclair and Bill Tamisia.

Action 10239C: A motion was made by Johnson and seconded by Tamisia to set the agenda with the following additions/corrections:

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Highway shop discussion Voting Aye: All Nay: None Motion carried.

Action 10240C: A motion was made by Sinclair and seconded by Johnson to approve the minutes of the June 10th, 2010 special meeting of the Board for the election canvass.

Voting Aye: Sinclair, Johnson & Freng Nay: None Abstain: Tamisia & Jensen Motion carried.

Action 10241C: A motion was made by Freng and seconded by Johnson to approve the minutes of the June 1st, 2010 meeting of the Board.

Voting Aye: Freng, Johnson, Tamisia, Jensen Nay: None Abstain: Sinclair Motion carried.

Mike Hubbard of Johnson Controls presented a proposal outlining alternative options for energy saving equipment/upgrades at the Safety Center. The Board will review the material and return the issue to the table at the July 7th, 2010 meeting.

Action 10242S-J/INT/VA: A motion was made by Sinclair and seconded by Johnson to accept into the record the Interest Allocation report for May, 2010 indicating General Fund interest of \$2,848.48; Road & Bridge Fund \$138.28; Emergency E911 \$115.68; County Buildings \$68.83; Special Highway \$0; 24/7 Fund \$4.71, Safety Center Capital Project \$7.62 and Courthouse Debt Service Fund \$90.56, the Veterans Service Officer's report for May, 2010, the Sheriff's Monthly Fee Report for May, 2010 and the Sheriff and Jail report for May, 2010.

Voting Aye: All Nay: None Motion carried.

Action 10243W: A motion was made by Freng and seconded by Johnson to approve the Mosquito Abatement Cooperative Agreement between Yankton County and the town of Utica for 2010.

Voting Aye: All Nay: None Motion carried.

Action 10244MI: A motion was made by Sinclair and seconded by Tamisia to appoint Denise Cody as a member of the Yankton County Mental Illness Board and the Developmental Disability Board as of July 1, 2010.

Voting Aye: All Nay: None Motion carried.

Action 10245C: A motion was made by Tamisia and seconded by Johnson to approve the renewal application of Captain Norm's LLC for a malt beverage license for 2010-2011.

Voting Aye: All Nay: None Motion carried.

Action 10246C: A motion was made by Tamisia and seconded by Freng to remove the following amounts from County lien records (offset to charge of Collection Trust for professional collection services): Bardeson, P \$96.76; Bouza, J \$122.81; Miller, G \$52.35.

Voting Aye: All Nay: None Motion carried.

Action 10247H: A motion was made by Johnson and seconded by Freng to authorize the transfer of \$27,710.64 from Road & Bridge Maintenance/Construction (General fund designated) to the Road & Bridge fund and further to authorize expenditures in the amount of \$27,710.64.

Voting Aye: All Nay: None Motion carried.

Action 10248C: A motion was made by Johnson and seconded by Tamisia to approve the following claims: Commissioners: Yankton County Observer (Legal Notices) \$162.59, Yankton Daily P&D (Legal Notices) \$1,236.07; Elections: 17 Deputy Poll Workers @ \$130.00 (Election) \$2,210.00, 12 Superintendent Poll Workers @ \$145.00 (Election) \$1,740.00, 12 Deputy Poll Workers @ \$115.00 (Election) \$1,380.00, 8 Polling Places @ \$75.00 (Rental) \$600.00, 3 Poll Workers @ \$11.84 (Mileage) \$35.52, 2 Poll Workers @ \$2.22 (Mileage) \$4.44, 1 Poll Worker (Mileage) \$23.31, 1 Poll Worker (Mileage) \$9.25, 1 Poll Worker (Mileage) \$31.08, 1 Poll Worker (Mileage) \$11.47, 1 Poll Worker (Mileage) \$8.51, 1 Poll Worker (Mileage) \$16.65, 1 Poll Worker (Mileage) \$10.69, 1 Poll Worker (Mileage) \$17.76, 1 Poll Worker (Mileage) \$9.62, 1 Poll Worker (Mileage) \$8.88, 1 Poll Worker (Mileage) \$10.73, 1 Poll Worker (Mileage) \$15.54, 1 Poll Worker (Mileage) \$7.08, 1 Poll Worker (Mileage) \$31.45, McLeod's Printing (Supplies) \$259.65, Karen Faerber (Travel) \$9.99, Western Office Plus (Supplies) \$148.41, Yankton County Treasurer (Postage) \$701.08; Court: Harold's Photo Center (Services) \$154.44; Auditor: USPS (Box Rent) \$110.00, Yankton County Treasurer (Postage) \$1,013.56; Treasurer: Harland Technology (Maintenance) \$66.25, USPS (Box Rent) \$110.00, Yankton County Treasurer (Postage) \$650.85; Data Processing: Miller Consulting (Maintenance) \$233.75; States Attorney: Great Western Bank (Rental) \$158.46, West Payment

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Center (Books) \$513.04; Government Buildings: Ace Hardware (Supplies) \$47.11, MidAmerican Energy (Utilities) \$19.82; Director of Equalization: Matt Archer (Travel) \$57.00, Nancy Brockmoller (Travel) \$63.64, Michelle Goeken (Travel) \$57.00, Roberta Zimmerman (Travel) \$57.00, GIS Workshop (Services) \$1,360.00, Lori Mackey (Travel) \$57.00, Ramada Mitchell (Travel) \$668.55, TMA (Maintenance) \$36.55, Yankton County Treasurer (Postage) \$380.21; Register of Deeds: Executive Mgmt Finance (Utilities) \$19.00, Miller Consulting (Maintenance) \$241.25, Microfilm Imaging Systems (Rental) \$609.00, USPS (Rent) \$70.00, Yankton County Treasurer (Postage) \$460.00; Veterans Service Office: Yankton County Treasurer (Postage) \$12.46; Court House & Safety Center: City of Yankton (Utilities) \$120.00, Johnson Controls (Maintenance) \$244.00; Sheriff: City of Yankton (Supplies) \$1,797.24, Gregg's Automotive (Maintenance) \$29.49, Knology (Utilities) \$41.95, Mobile Electronic Services (Maintenance) \$560.00, Quartermaster (Supplies) \$390.89, Vogt's Cleaners (Supplies) \$27.50; County Jail: CBM Food Service (Meals) \$4,180.89, EcoLab (Supplies) \$15.56, Olson's Pest Technician (Maintenance) \$96.00, Yankton Rexall (Medicine & Supplies) \$441.04, Yankton Medical Clinic (Services) \$67.53; Juvenile Detention: Minnehaha Co. Regional (Child Care) \$12,460.00, Volunteers of America (Shelter Care) \$700.00; Care of Poor: KCI USA, Inc. (Services) \$3,627.00, Lewis & Clark Anesthesia (Services) \$280.50, Lewis & Clark Specialty (Hospital Care) \$1,563.12, Physician's Lab (Services) \$35.45, Xerox (Maintenance) \$56.89, Yankton County Treasurer (Postage) \$410.73, Yankton Rexall (Supplies) \$159.55, Yankton Surgical Associates (Services) \$640.76; Public Health Nurse: Xerox (Maintenance) \$56.89, Yankton County Treasurer (Postage) \$96.14; Ambulance: Ace Hardware (Supplies) \$23.96, Avera Sacred Heart Hospital (Supplies) \$456.43, City of Yankton (Supplies) \$1,330.52, Card Service Center (Supplies) \$456.03, Fejfar Plumbing (Maintenance) \$20.40, Fox Run Quik Lube (Maintenance) \$140.98, Roy Johnson Roofing (Maintenance) \$98.98, K-Mart (Supplies) \$119.55, Linwell (Rental) \$30.25, Henry Schein (Supplies) \$401.58, Master-Tech Auto Clinic (Maintenance) \$111.88, Physio-Control (Maintenance) \$5,861.00, Northwestern Energy (Utilities) \$5.62, Qwest (Utilities) \$80.00, Rager's Family Pharmacy (Supplies) \$259.85, Yankton County Treasurer (Postage) \$9.00, Yankton Janitorial (Supplies) \$113.81; Mentally Handicapped: SD Achieve (Services) \$180.00; Mental Illness Board: Donna Dietrich (Hearings) \$512.99, Nelva Kooistra (Hearings) \$45.00, Cathy Rehfs (Hearings) \$45.00, Yvonne Slowey (Hearings) \$360.00; County Extension: Appara (Supplies) \$60.55, Clay County Extension (Supplies) \$20.00, Extension Service (Travel) \$211.51, Danielle McFarland (Travel) \$16.65, Hy-Vee (Supplies) \$59.56, LEAF (Rental) \$310.32, Miller Consulting (Maintenance) \$567.50, Teresa Martindale (4-4H Judging) \$25.00, Northwestern Energy (Utilities) \$190.86, Larry Remington (Maintenance) \$400.00, The Trophy Place (Supplies) \$9.95, Aaron Weston (Travel) \$75.85, Western Office Plus (Supplies) \$241.29; Weed: Yankton County Observer (Legal Notices) \$115.50; Planning & Zoning: Fullerton's (Supplies) \$112.50, Western Office Plus (Supplies) \$7.02, Yankton County Treasurer (Postage) \$146.50, Yankton Daily P&D (Legal Notices) \$166.32; Road & Bridge: Ace Hardware (Supplies) \$28.63, Appara (Supplies) \$77.49, B-Y Electric (Utilities) \$28.86, Butler Machinery (Supplies) \$2,854.89, City of Yankton (Utilities) \$75.51, Cox Auto Supply (Supplies) \$131.43, Concrete Materials (Supplies) \$19,027.97, Clay County Highway (Project 14-000-103) \$12,128.50, Graham Tire (Supplies) \$59.44, Hedahls (Supplies) \$310.44, Long's Propane (Supplies) \$22.40, L&L Machine Shop (Supplies) \$37.65, MidAmerican Energy (Utilities) \$163.93, Northwestern Energy (Utilities) \$1,407.60, O'Reilly Auto Parts (Supplies) \$13.30, Qwest (Utilities) \$43.92, Sioux Equipment (Supplies) \$59.33, Southeastern Electric (Utilities) \$16.61, Truck Trailer Sales (Supplies) \$5.50, TMA (Supplies) \$317.00, USPS (Rental/Postage) \$70.00, Yankton County Treasurer (Postage) \$33.47, Z&S Dust Control (Supplies) \$27,710.64; 911 Fund: Golden West (Utilities) \$145.00, Knology (Utilities) \$1,100.00, Planning & Development (Maintenance) \$280.00, TMC Corp. (Supplies) \$200.00, VIP, Inc. (Maintenance) \$3,018.00; Emergency Management: B-Y Electric (Utilities) \$26.00, Best Western Kelly Inn (Travel) \$279.00, City of Yankton (Supplies) \$354.75, Knology (Utilities) \$172.00, Racom (Utilities) \$84.90, Sioux Falls Two-Way Radio (Maintenance) \$80.95, Yankton

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County Treasurer (License Fees) \$14.00. Total General Fund \$57,425.14, Road & Bridge \$64,624.51, 911 Fund \$4,563.00, 911 Fund \$4,563.00. Emergency Management \$1,011.66. Manual checks not in totals: SD Department of Revenue & Regulation (Hwy/Excise Tax) \$95.10, SD State Treasurer (MI/Services) \$6,362.50 and L & L Machine Shop (Hwy/Supplies) \$37.65 (Warrant 42138 voided) Voting Aye: All Voting Nay: None Motion carried 5-0.

A motion was made by Tamisia and seconded by Johnson to recess the regular session and convene in Executive Session to discuss a personnel issue and indigent requests. Voting Aye: All Nay: None Motion carried.

The Board reconvened in regular session.

Chairman Jensen announced no action would be taken as a result of the Executive Session.

Pete Johnson, Johnson Engineering, discussed the Deer Boulevard Bike Trail project. The SDDOT has given "Notice to Proceed" with advertisement for bids for the project. Johnson advised the goal is a September 1, 2010 start and projected completion by June 15, 2011.

Action 10249H: A motion was made by Johnson and seconded by Tamisia to approve the tentative schedule for the Deer Boulevard Bike Trail project and to proceed with advertisement for bids. Voting Aye: All Nay: None Motion carried.

Johnson further advised the Board that as a result of the 2010 bridge inspections, four bridges have been identified as needing minor to more significant attention. Based on condition, the bridge on Old Highway 50 in 3-93-55 has been identified as a priority. Girder painting is needed to prevent corrosion and a projected total cost of \$20,000 is estimated. The bridge will be closed from 8:30 AM to 4:00 PM during the repair process. Signage and public notification will be provided when the project commences. Dependent upon additional available funds, an additional bridge on the list may be addressed in 2010.

Action 10250H: A motion was made by Johnson and seconded by Sinclair to authorize bridge repair as outlined above. Voting Aye: All Nay: None Motion carried.

Lori Mackey, Director of Equalization, reported the DOE office is finishing rural reappraisals. The Proval product is installed and the data files converted. Training will take place in a couple of weeks. Mackey also advised she has been elected secretary of the Assessor's Association. The ambulance report for the month of May 2010 was presented by Steve Hawkins. The department responded to 158 calls in May with 119 1st calls, 20 2nd/3rd calls, 9 standby and 14 transfers and 10 Command/supervisor responses. \$89,405 was billed out in May and \$43,175 was received

2010 Legal and Public Notices

in for May. \$313,175 was expended to date and \$242,003 was received in. The year-to-date cost per Yankton County resident is \$3.33.

Action 10251A: A motion was made by Johnson and seconded by Freng to adjust the following bills: Medicare adjustments \$14,480.64, Medicaid adjustment \$4,867.80, miscellaneous uncollectible/adjusted bills totaling \$2,769.57 and the liens moved to inactive status. Voting Aye: All Nay: None Motion carried

Action 10252A: A motion was made by Johnson and seconded by Freng to write off uncollectible bills totaling \$2,354.57 and cancel the liens on the same. Voting Aye: All Nay: None Motion carried

Action 10253A: A motion was made by Sinclair and seconded by Johnson to accept into the record the report of the Ambulance Department for May, 2010. Voting Aye: All Nay: None Motion carried.

Action 10254OEMHS: A motion was made by Johnson and seconded by Freng to authorize an automatic transfer of \$30,000.00 from the General Fund 2010 budget to the Emergency Management budget and further to authorize expenditures as budgeted of \$30,000.00. Voting Aye: All Nay: None Motion carried.

Commissioner Johnson discussed the progress on the proposed Highway maintenance shop project. A letter has been received from the B-Y Water District advising that a new water line to West City Limits Road will be constructed commencing in 2010, with probable completion in 2011. Upon completion, stubbing a line to the north from the Highway 50 area will allow for fire protection for the county's proposed maintenance shop.

Marquis Erickson, Architect, presented a statement of probable costs for the proposed Highway maintenance shop reflecting an approximate cost of \$1,738,199.00. This figure does not include furnishings or specialty equipment. Drawings will be made available for the July 7th, 2010 meeting of the Commission. The project was discussed, along with possible financing options. Commissioner Sinclair advised he had received some negative comments about proceeding with the project at this time. After further discussion it was the consensus of the Board to proceed with the project.

A motion was made by Sinclair and seconded by Johnson to adjourn.

The next regular meeting of the Board will be Wednesday, July 7th, 2010 in the Commission chambers.

Bruce Jensen, Chairman Yankton County Commission ATTEST: Paula Jones, Auditor

TRAIL

From Page 1A

would extend east of Aten, but McKinstry said it isn't expected to be bid out until next year.

"On phase two, we're working through some design issues," she stated. "It's probably 90 percent designed. I think the issues are all workable and everybody is working on it."

Lewis & Clark Natural Resources District (L&C NRD) is the local funding applicant for the project and has been involved in the engineering process for the two phases.

Tom Moser, general manager of the L&C NRD, said he hopes progress is made soon. "This has been going on since 2006, when we first got the application for funding," he said. "In four years, you'd think we'd be able to do something. It's highly frustrating. My board of directors is getting really discouraged. Some of the directors who were very much in favor of trails are now thinking differently, perhaps. It's getting to the point where it's borderline stupid, because we can't do anything."

Since a meeting with NDOR in March about design problems with phase two relating to whether or not highway right-of-way can be used for the trail just east of Aten, Moser said he has heard next to nothing about the status of either phase of the project.

McKinstry acknowledged that many such projects around the state have had to go through a lengthy design process. "It's pretty standard that communities are having to go back (because the Federal Highway Administration has become more involved in local oversight)," she said. "They're having to adhere to federal regulations a little more strictly. It's been a learning process. Some of these projects that were in design have had to bear with this learning process. Hopefully, from here on out, things will run a little more smoothly."

While most of the money for the first two phases of the trail is coming from federal stimulus dollars, the City of Yankton has committed \$24,000 in local matching funds for the grants. The L&C NRD and Cedar County (Neb.) have also contributed matching funds for the estimated \$824,000 undertaking.

McKinstry said that with a little more patience, local residents will see the trail plan come to fruition. "I know the Department of Roads is quite committed to seeing this project through," she said. "They are doing whatever they can to help it along."

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