

2010 Legal and Public Notices

All present voted aye; motion carried.

Action 14291S: A motion was made by Moore and seconded by Harper to approve the Sheriff's office travel to Sioux Falls, SD, September 24, 25 for the Zuercher Suite User Conference and to Sioux Falls, SD, September 22 - 25 for Clandestine Lab Site Safety Officer Training. All present voted aye; motion carried.

Action 14292C: A motion was made by Moore and seconded by Freng to recess the regular session and enter executive session to discuss indigent issues with Poor Relief Director Jennifer Adamson. All present voted aye; motion carried.

No action taken on personal matters.

Action 14293C: A motion was made by Harper and seconded by Freng to reconvene in regular session. All present voted aye; motion carried.

Gravel Request: Was no discussion on the gravel request as the individual did not appear before the board.

Bill Baggs Road: No discussion on Bill Baggs Road - rescheduled for the September 2nd, 2014 commission meeting.

Action 14294Ext: A motion was made by Freng and seconded by Harper to accept the quote from Gaulke Construction in the amount of \$393.01 to repair the windows at the Yankton County Extension Building. All present voted aye; motion carried.

Budget Line Item: Commissioners discussed adding a line item to the 2015 budget to set monies aside for bridge or any emergency road repair.

Action 14295C: A motion was made by Harper and seconded by Freng to approve the travel for the county offices to attend the 8-County meeting in Canton, SD September 4th, 2014. All present voted aye; motion carried.

Action 14296ROD/VSO/Pooled Cash/Aud-Treas: A motion was made by Freng and seconded by Harper to approve the following monthly department reports. All present voted aye; motion carried

The Register of Deeds report from June 2014 showed collection of \$13,514.00 in regular fees; \$7,173.75 in transfer fees; and \$2,193.75 in copies revenue.

The Auditor's Monthly Settlement with the Treasurer as of June 30, 2014 showed Total Cash of \$7,858,587.32. The General Fund was \$5,025,223.75; Special Funds were \$2,072,405.12; and Trust and Agency Funds were \$760,958.45 adding to a Grand Total of General Ledger Cash and Investments of \$7,858,587.32. A detailed report is on file with the County Auditor.

VSO Michael McDonald report showed 43 contacts on behalf of veterans last month. McDonald also coordinated transportation of 16 veterans (six trips) to appointments at the VA Hospital in Sioux Falls.

Action 14297MI: A motion was made by Moore and seconded by Freng to approve the MI Income in the amount of \$8,461.90. All present voted aye;

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motion carried.

Action 14298C: A motion was made by Mo ore and seconded by Freng to adjourn.

All present voted aye; motion carried.

The next regular meeting of the Board will be held Tuesday, September 2nd, 2014 at 3:30 PM in the Commission Chambers of the Yankton County Government Center.

Bruce Jensen, Chairman
Yankton County Commission

ATTEST:

Patty Hojem, County Auditor
Published once at the approximate cost of \$232.53.

YOUR NEWS! The Press & Dakotan

Postal Cutbacks Deliver Harsh Blow To Little Nemo

BY TOM GRIFFITH
Rapid City Journal

NEMO — Sometimes a post office is more than just a place to pick up packages, mail a letter or buy stamps. Sometimes, as is the case in the tiny town of Nemo, the post office is the social hub of the community.

In 2011, when the U.S. Postal Service proposed closing thousands of rural post offices, the plan terrified Nemo residents who value their post office's place in the community, and suddenly, they had to contemplate driving an hour round-trip to Rapid City or Deadwood to pick up their mail.

"It's an important part of our community," said Willie Saye, who, with her husband Troy, operates the Nemo Guest Ranch once owned by publishing and Homestake Mining magnate George Hearst. "It's not only the post office; it's the local watering hole where people come in and exchange stories. People are there every day, and they all socialize a bit. It's a comfortable spot, and the coffee is always on. It would just be devastating to see it closed."

While that could still happen, it appears residents received a reprieve for now, the *Rapid City Journal* reported.

This week, the Nemo Post Office issued a notice to patrons that effective Nov. 1, hours of operation would be reduced to 11:30 a.m. to 3:30 p.m. Monday through Friday. Though townspeople breathed a collective sigh of relief that their post office would remain open, the good news was tempered by the fact Nemo Postmaster Kathy Stygles, a 27-year veteran of the USPS, would lose her job in January.

Court Rules Against Reporter In Death Records Suit

BY REGINA GARCIA CANO
Associated Press

SIoux FALLS — A South Dakota circuit judge has ruled against a journalist in a lawsuit seeking more information about the death of former state economic development director Richard Benda.

The ruling from Circuit Judge Kathleen Trandahl released Tuesday states that Attorney General Marty Jackley was justified in not releasing details of Benda's death out of privacy concerns for the deceased man's immediate family members, including his daughter, who is a teenager. "A mere suspicion is not enough to outweigh the privacy interests, the presumption of innocence, protection of the criminal process and protection of the decedent's minor child," Trandahl wrote. Journalist Bob Mercer, who writes for several daily newspapers, filed the lawsuit against Jackley last month. He told The Associated Press on Tuesday evening that he had just glanced at the ruling, but based on what he had read he plans to appeal to the South

Dakota Supreme Court.

"In a suicide such as this, the public would seem to deserve more information than they have received," he said. Mercer took the matter to the circuit court after he was unsuccessful in getting records through an administrative law process.

Benda's October death was ruled a suicide. At the time, Jackley was preparing to file felony theft charges against Benda amid allegations of financial misconduct at the Governor's Office of Economic Development surrounding a program that administered an investment-for-green-card program.

Jackley had agreed to release more information about Benda's death but only under certain conditions, chiefly that Benda's family had to consent. After Benda's family declined to authorize the release, Mercer sought the intervention of the administrative law judge and later the circuit judge.

Jackley on Tuesday said the court recognized that under South Dakota law the confidentiality of death records isn't absolute.

community and I've always felt very honored to be postmaster, very humbled and very blessed."

By all accounts, Stygles' Nemo neighbors will be as sad to see her go as she is in departing.

"It seems like these small towns first close the school and then they take everything away," said Marilyn Keough, who first moved to Nemo in 1962 when she married her husband, Don. "If the big shots knew what was going on, they'd probably just shake their heads. They don't have a clue what a small post office means to a town. But the post office is the social place for Nemo, the place for people to meet and visit."

More than anyone, Keough claimed Stygles had made the Nemo Post Office one of the most popular places in the unincorporated community, located 17 miles northwest of Rapid City on the scenic Nemo Road.

"The postmaster has done so much to keep the town together, and Kathy has truly been the hub of the community," Keough said. "She always has flowers out front that make everybody feel so welcome and the post office is in full bloom this summer. If there's a death, there's a card and everybody in town signs it. If there's an illness, everybody knows about it. It's definitely more than just a post office. It's a close-knit community, and Kathy is just a wonderful, wonderful person."

When told of her neighbor's praise, Stygles lamented the advance of technology that has made letter-writing all but obsolete, the national fervor to reduce mounting USPS deficits and the need to decrease overhead.

Officials: Deaths Were Murder-Suicide

OMAHA, Neb. (AP) — Investigators have confirmed that a teenager killed his mother this summer before taking his own life.

The bodies of 54-year-old Maureen Flanagan and her 18-year-old son, Cooper Flanagan, were found at their northwest Omaha home on July 16. Autopsies showed Maureen Flanagan died of blows to the head and that Cooper Flanagan, found in a car in the home's garage, died of carbon monoxide poisoning.

A statement released Tuesday by the Douglas County Sheriff's Office says the mother's skull fractures were inflicted with a hammer found in the home. It also says marijuana, alcohol, an opiate and amphetamine were found in Cooper's system.

Investigators pointed to several factors, including Maureen's declining health and Cooper's recent arrest for being a minor in possession and other counts, as possible motives.

Officials: 75 Impaired Drivers Arrested

LINCOLN, Neb. (AP) — The Nebraska State Patrol says more than 75 impaired drivers were arrested in the state during a two-week national campaign.

Troopers arrested drivers between Aug. 15 and Monday. More than 2,000 drivers were cited for speeding, among other infractions.

Officials say troopers also seized more than 65 pounds of marijuana during a traffic stop Saturday in Seward County. Two people from Arizona were arrested in connection to the case.

A grant of more than \$27,000 covered overtime hours to troopers and others involved in the campaign.

Company Fined In Worker's May Death

MCCOOL JUNCTION, Neb. (AP) — A Nebraska company has been fined \$84,000 in connection to the May death of a worker who fell while loading a tanker truck.

The U.S. Department of Labor's Occupational Safety and Health Administration on Tuesday announced Farmers Cooperative was being fined for violations at its McCool Junction fertilizer plant.

OSHA says Farmers Cooperative failed to implement safety measures that could have prevented the death of the 73-year-old employee.

The company was cited for failing to provide a standard guard rail in the fertilizer plant's batching area. There were also violations for failing to provide fall protection for employees working on top of tanker trucks and failing to provide railing on stairways.

A message left for Farmers Cooperative was not immediately returned Tuesday.

Girlfriend Of Slain Dealer Pleads Guilty

SIoux FALLS (AP) — The girlfriend of a marijuana dealer who was killed in December has pleaded guilty to her role in a federal drug conspiracy case linked to her boyfriend's homicide.

Twenty-one-year-old Faith Rasmussen pleaded guilty on Tuesday to federal drug trafficking and money laundering charges and faces a minimum of five years in prison when she is sentenced Nov. 24.

Rasmussen was charged in March along with her mother and two others.

Rasmussen was the girlfriend of Jordan LeBeau, who was killed in what authorities say was a botched robbery planned by other dealers in the Sioux Falls area. Two Waverly teenagers pleaded guilty last month to assault and manslaughter in LeBeau's slaying.

Authorities say the drug conspiracy involved more than 200 pounds of marijuana and tens of thousands of dollars.

Aberdeen May Control Airport Pump

ABERDEEN (AP) — The Federal Aviation Administration would allow Aberdeen officials to control a planned pump at the airport during emergencies.

The *Aberdeen American News* reports the pump is part of a water management plan at the Aberdeen Regional Airport to Brown County.

Cody Roggatz is the city's transportation director. Roggatz says the FAA won't grant permanent control over the pump to local officials, but the agency would allow the airport manager and city manager to decide when the faster-flowing of two pumps would be turned on in the event of flooding.

The newspaper reports that the project is expected to drain water from holding ponds on the airfield south and west into a creek near Aberdeen's wastewater treatment plant. The pumps would only operate after it rains.

Grant Given To Lower Infant Mortality

OMAHA, Neb. (AP) — An Omaha-based health care organization is receiving money from the federal government to fund a program aimed at reducing infant mortality.

U.S. Department of Health and Human Services Secretary Sylvia Burwell says in a statement Tuesday the agency is providing \$65 million to 87 organizations in 33 states.

In Omaha, the Charles Drew Health Center will receive nearly \$533,000.

The money supports Healthy Start, a program which provides resources for vulnerable mothers and infants in areas of the country with disproportionately high rates of infant mortality.

Burwell says 56,000 women nationally will benefit from the money.

Attendance Policy Prompts Concerns

LINCOLN, Neb. (AP) — Lincoln school officials tried to ease some parents' concerns about the district's new attendance policy.

The district sent an electronic message to all parents explaining that the new student information system has just two categories for absences: excused and unexcused. Some parents sent emails and called district officials to express concerns over whether they could continue to excuse their children from school for reasons such as illness.

The district's policy says school-excused absences include those caused by "impossible or impracticable barriers outside the control of the parent or child." Those include doctor-documented illnesses. Everything else, both truancies and parent-approved absences, falls into the unexcused category.

"We have some parents that are frustrated because the perception is in their eyes that they can no longer excuse their students from school," said East High School Principal Sue Cassata.

Neb. Man Sentenced In Fatal Beatings

LINCOLN, Neb. (AP) — A suspected gang member was sentenced to a lengthy prison term for his role in the random beating deaths of two Lincoln men last year.

Tyler Thornburg, 23, on Tuesday was given 20 years for manslaughter and 40 to 50 years for use of a deadly weapon, to be served consecutively. Court records say Thornburg also was given 20 months to five years on an unrelated weapons case. It's unclear whether that sentence will be served at the same time or also consecutively.

Police suspect Thornburg and 20-year-old Ricky McLaughlin III were members of the True Blue Soldiers, who used a baseball bat to beat random victims in June 2013 to make a name for the gang.

The victims were Nathan "Shane" Walton, 20, and David Mueller, 27. Walton was found beaten near his home on June 29. He died July 2. Mueller was found that same morning on a street north of downtown Lincoln. He died July 7.

Nebraska Turns To 'Diplomats' To Lure In Some New Business

BY GRANT SCHULTE
Associated Press

LINCOLN, Neb. — Nebraska officials are turning to local business leaders in hopes of attracting more companies to the state, Gov. Dave Heineman said Tuesday as he warned against complacency in competing with other states.

Heineman's remarks came as he announced an upcoming "Nebraska Diplomats Passport Weekend" to encourage economic development.

The nonprofit Nebraska Diplomats group recruits local business leaders who agree to promote the state during their business travels and personally reach out to executives from elsewhere. The group includes more than 280 Nebraska business executives and community leaders, who work in tandem with the Nebraska Department of Economic Development to encourage business growth. Heineman said Nebraska

has made good strides in recruiting companies through tax reforms and in providing additional funding for higher education.

But he noted that competition with other states remains fierce, and warned against overconfidence because of the state's relatively low unemployment and high rankings in various quality-of-life surveys. Nebraska's preliminary unemployment rate inched up to 3.6 percent in July, according to a state Department of Labor report released last month.

"We're competing every day," Heineman said.

The diplomats program has helped lure companies to Nebraska in the past, said Dacia Kruse, acting director for the Nebraska Department of Economic Development. Kruse pointed to Bell Lumber and Pole, a utility-pole and wood-product company which opened in Sidney this year, and New Grand Ocean, a frozen food distributor in Omaha.

8+1+2+8+9+15+16+22+23+29+30

Superintendent's Compendium, Missouri National Recreational River

The National Park Service (NPS) recently updated the Superintendent's Compendium for the Missouri National Recreational River to include an immediate ban on the use of unmanned aircraft within the jurisdictional boundaries of the Park. The ban is compliant with a Service-wide policy memorandum (14-05) issued by the Director of the National Park Service dated June 19, 2014. The Superintendent's Compendium is a document containing park-specific regulations based on the superintendent's authority under 36 Code of Regulations (C.F.R.) 1.5 to close all or a portion of a park or otherwise limit an activity to maintain public health and safety, protect environmental or scenic values, protect natural or cultural resources, implement management responsibilities, equitably allocate and use facilities, or avoid conflict among visitor activities. Other components of the Superintendent's Compendium that may be of interest to communities adjacent to Missouri National Recreational River boundaries from Fort Randall Dam to Ponca State Park, excluding Lewis and Clark Lake and the Gavins Point Dam area, include:

- 36 C.F.R. 1.6 pertaining to activities that require a permit to be issued by the Park:
 - §2.5 (a) Specimens collection (Take plant, fish, wildlife, rocks or minerals) – Removal of wildlife for purposes other than those under legal hunting, fishing or trapping as regulated through Nebraska and South Dakota state laws and regulations.
 - §2.50 (a) Conduct a sports event, pageant, regatta, public spectator attraction, entertainment, ceremony, and similar special use events.

- 36 C.F.R. Part 3 pertaining to boating and water use activities:
 - §3.8 (a) (1) Launching or operating an air-boat is prohibited
 - §3.9 (a) Launching or operating personal watercraft ("jet ski") is prohibited

A digital copy of the MNRR Superintendent's Compendium is available on-line via the following URL: WWW.NPS.GOV/MNRR. Hard copies of the compendium are also available at Park Headquarters, 508 E. 2nd Street, Yankton, South Dakota 57078. Copies are available in-person, by writing, or by calling 605-665-0209.