

2010 Legal and Public Notices

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NOTICE TO BIDDERS

Sealed bids will be received by the City Commission of the City of Yankton, South Dakota, at PO Box 176, 416 Walnut Street, Yankton, South Dakota, 57078, at the office of the City Finance Officer of said City until 3:00 PM on the 1st day of October, 2014, or may be hand delivered to the place of opening at 3:00 P.M. on the 1st day of October, 2014, at which time they will be publicly opened and read in the Meeting Room A of City Hall, 416 Walnut Street, Yankton, South Dakota.

Bids will be received on the following:

One (1) complete custom chassis 100 foot aerial platform fire apparatus with pump and all fixtures and other accessories in accordance with specifications on file in the office of the Yankton, SD Fire Chief.

Each bid must be accompanied by a certified check, cashier's check or bank draft drawn upon a State or National bank and made payable to the City of Yankton, Yankton, South Dakota, in a sum equal to at least five percent (5%) of the total amount of the bid, or by a bid bond drawn in favor of the City of Yankton, Yankton, South Dakota, in a sum equal to at least ten percent (10%) of the total amount of the bid.

Copies of the specifications may be obtained at the office of the Fire Chief, 201 West 23rd Street, PO Box 176, Yankton, South Dakota 57078 or by telephoning (605) 668-5228.

The City of Yankton, South Dakota, reserves the right to reject any and all bids and to waive any informalities therein to determine which is the best and most advantageous bid to the City.

Thomas Kurtenbach, Fire Chief
Yankton Fire Department
City of Yankton, South Dakota

Dated September 9, 2014

-THE CITY OF YANKTON IS AN EQUAL OPPORTUNITY EMPLOYER-

Published twice at the approximate cost of \$44.69.

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Notice of 30 Day Comment Period and Public Meeting Housing and Community Development Plans

South Dakota Housing Development Authority, in partnership with the Governor's Office of Economic Development, will be hosting a public comment meeting to solicit comments on the drafts of the 2015 Annual Action Plan, the 2015-2016 HOME Program Allocation Plan, the 2015-2016 Housing Tax Credit Qualified Allocation Plan, the Housing Opportunity Fund Allocation Plan, the Citizen Participation Plan and the 2015-2016 Emergency Solutions Grant Program Administrative Plan.

The Consolidated Plan is a five-year housing and community development planning document that includes how the Community Development Block Grant (CDBG), Emergency Solutions Grant (ESG), and HOME Investment Partnerships (HOME) pro-

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gram funds will be allocated. The Consolidated Plan is carried out through annual action plans. The 2015 Annual Action Plan provides a concise summary of the actions, activities and the specific federal and non-federal resources that are anticipated to be available and utilized to address the needs and goals specified by the Consolidated Plan. The HOME program provides funds to developers and/or owners for acquisition, new construction, and rehabilitation of affordable housing. Proposed changes to the HOME program include changes to the application deadline, modification of CHDO limitations, changes in applicant eligibility criteria, an additional method for utility allowance calculation, an increase in project cost limits and revisions to the project selection criteria.

The Housing Tax Credit program is a tax credit incentive to construct, acquire and/or rehabilitate housing for low-income households. Proposed changes to the Housing Tax Credit program include the changes indicated above, as applicable.

The Emergency Solutions Grants (ESG) Program funds can be used for renovation or rehabilitation of emergency shelters, shelter operations, homeless prevention, rapid re-housing and administrative expenses. Proposed changes to the ESG program include clarifications within the selection criteria.

The Housing Opportunity Fund (HOF), created via SDCL 11-13, is designed to promote economic development by expanding the supply of decent, safe, sanitary and affordable housing targeted to low and moderate income families and individuals. Proposed changes to the HOF include modifications within the distribution of funds, change the application deadline, further definition of the leveraging/match requirement, an increase in project cost limits, clarification within disbursement and recapture of funds, modification to project characteristics and adjustment to the project selection criteria.

The Citizen Participation Plan outlines policies and procedures the state intends to follow to solicit citizen participation.

The public meeting is an opportunity for the public to provide their comments, suggestions and ideas of the draft plans. Final plans will be available by December 2014. Persons interested in making comments may do so by appearing at one of the public meeting sites on October 8, 2014, or by sending written comments to SDHDA, attention Lorraine Polak, PO Box 1237, Pierre, SD 57501, by fax (605) 773-5154 or emailing to Lorraine@sdhda.org. All comments are due by 5 p.m. CST, October 17, 2014. The public meeting on October 8, 2014, will be held at several locations throughout the state through the Dakota Digital Network (DDN). The meeting will begin at 2:00 pm CST (1:00 pm MST). DDN sites that are available for this meeting are:

- Aberdeen - Northern State University Library Room 116
- Brookings - Department of Human Services Building
- Eagle Butte - Eagle Butte High School
- Mitchell - Mitchell Technical Institute Room TC155
- Pierre - Capitol Building Room A and SDHDA
- Pine Ridge - Pine Ridge Elementary
- Rapid City - SD School of Mines Room CB109

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Sioux Falls - University Center Room FADM 145
Watertown - Department of Human Services Building
Yankton - Department of Human Services Building

Copies of the draft plans may be obtained without charge from SDHDA at PO Box 1237, Pierre, SD 57501-1237, by calling (605) 773-3181 or (TTY) (605) 773-6107, or by visiting SDHDA's website at www.sdhda.org.

South Dakota Housing Development Authority (SDHDA) does not discriminate against any person because of race, creed, color, religion, sex, handicap, familial status, or national origin.

Published once at the approximate cost of \$56.59.

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**ROSEBUD SIOUX TRIBAL COURT
ROSEBUD INDIAN RESERVATION SS
ROSEBUD SOUTH DAKOTA)**

IN CHILDREN'S COURT

THE PEOPLE OF THE ROSEBUD SIOUX TRIBE IN THE INTEREST OF:**

K.H. & S.K.H.
Minor child(ren) and concerning,

**DOCKET #CC07-06/07
SUMMONS**

TO: LORETTA KING HERMAN**

PLEASE TAKE NOTICE that the ADJUDICATION Hearing on the Petition for MINOR IN NEED OF CARE concerning the above named minor(s) has been set for the 24th Day of September, 2014 at 2:00 p.m. in the Rosebud Sioux Children's Court at the Wanbli Wiconi Tipi Wellness and Renewal Center (JDC) at Ring Thunder Community, South Dakota. This is your official notice of said hearing.

DATED THIS 5th day of August, 2014.

BY THE COURT:

JANEL Y. SULLY
CHILDREN'S COURT JUDGE

ATTEST:

RIKKI SPOTTED TAIL
CLERK OF COURTS
Published three times at the approximate cost of \$45.63.

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**YANKTON COUNTY
COMMISSION MEETING
September 2, 2014**

The regular meeting of the Yankton County Commission was called to order by Chairman Bruce Jensen at 3:30 PM on Tuesday, September 2, 2014.

Roll Call was taken with the following Commissioners present: Garry Moore, Allen Sinclair, Donna Freng, John Harper and Bruce Jensen.

Action 14299C: A motion was made by Freng and seconded by Harper to approve the meeting agenda with the following addition: E911 billing. All present voted aye; motion carried.

Action 14300C: A motion was made by Harper and seconded by Freng to approve the minutes from the August 19, 2014 Commission meeting. All present voted aye; with Sinclair abstaining; motion carried.

Action 14301C: A motion was made by Moore and seconded by Sinclair to approve the following claims: **Non Departmental:** 1 Payee @ \$240.38 (Ambulance Refund) \$240.38, 1 Payee @ \$88.72 (Ambulance Refund) \$88.72; **Commissioners:** River Rat Productions (Services) \$450.00, WOW! Business (Utilities) \$53.53; **Court:** Affordable Self Storage (Services) \$120.00, Cedar County Sheriff (Services) \$41.01, Certified Languages International (Services) \$176.55, Curry County Sheriff (Services) \$36.00, Fox & Youngberg (Legal Assistance) \$10,856.70, Hy-Vee (Supplies) \$21.77, Knox County Sheriff (Services) \$45.24, KCH Law (Legal Assistance) \$167.85, Lewis & Clark Specialty Hospital (Services) \$2,183.00, Pollard & Larson (Legal Assistance) \$1,321.96, Sanford Health (Services) \$990.47; **Auditor:** Hanson Briggs Specialty Printing (Supplies) \$309.60, Claritus (Supplies) \$93.90, WOW! Business (Utilities) \$125.13, Main Finance (Maintenance) \$115.52, Western Office Technologies (Supplies) \$244.98; **Treasurer:** Claritus (Supplies) \$93.90, WOW! Business (Utilities) \$337.71, Main Finance (Maintenance) \$115.52, Western Office Technologies

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(Supplies) \$26.97; **Data:** WOW! Business (Utilities) \$762.46; **States Attorney:** National Public Safety Information (Supplies) \$144.00, West Payment Center (Supplies) \$144.32; **Government Buildings:** Ace Hardware (Supplies) \$4.58, City of Yankton (Utilities) \$808.01, WOW! Business (Utilities) \$83.85, Menards (Repairs & Supplies) \$115.72, Northwestern Energy (Utilities) \$2,282.87, Olson's Pest Technician (Maintenance) \$75.00, Otis Elevator Company (Maintenance) \$708.21, Yankton Janitorial Supply (Supplies) \$312.40; **Director of Equalization:** Ace Hardware (Supplies) \$13.99, Claritus (Supplies) \$93.89, Gateway Hotel & Conference Center (Travel) \$443.52, WOW! Business (Utilities) \$227.20, Mail Finance (Maintenance) \$115.52; **Register of Deeds:** Claritus (Supplies) \$93.89, WOW! Business (Utilities) \$177.95, Mail Finance (Maintenance) \$115.52; **Veteran's Services:** Claritus (Supplies) \$93.89, WOW! Business (Utilities) \$35.31, Mail Finance (Maintenance) \$115.51; **Court House & Safety Center:** Ace Hardware (Supplies) \$7.12, City of Yankton (Utilities) \$1,936.01, Larry's Heating & Cooling (Repairs) \$100.00, Menards (Repairs) \$32.77, MidAmerican Energy (Utilities) \$848.37, Northwestern Energy (Utilities) \$8,688.81; **Sheriff:** Collision Center (Repairs) \$3,314.30, LEAF (Maintenance Contracts) \$293.52, Lewis & Clark Specialty Hospital (Vaccinations) \$323.93, Wal-Mart (Minor Equipment) \$119.97; **County Jail:** CBM Food Service (Food Services) \$4,499.72, Diamond Drugs (Medicine/Services) \$66.64, Fejfar Plumbing & Heating (Repairs) \$657.00, Hy-Vee (Supplies) \$21.96, Karl's TV (Supplies) \$387.88, Lewis & Clark Specialty Hospital (Services) \$1,166.79, Olson's Pest Technician (Maintenance) \$103.00, Ron's Auto Glass (Repairs) \$2,251.18; **Coroner:** Arica Nickles (Supplies) \$5.00, SD Department of Health (Services) \$35.00, Sanford Health (Services) \$5,108.60; **Yankton Area Search & Rescue:** Sioux Falls Two Way Radio Service (Repairs) \$493.96; **Poor Relief:** Claritus (Supplies) \$93.89, WOW! Business (Utilities) \$208.01, Mail Finance (Maintenance) \$115.51; **Health Services:** Yankton Medical Clinic (Services) \$400.00; **Ambulance:** Sacred Heart Health Service (Services) \$1,500.00, AT&T (Utilities) \$39.10, Arrow Manufacturing (Supplies) \$52.44, Boston Shoes to Boots (Supplies) \$129.00, City of Yankton (Utilities) \$180.96, Credit Collection Services (Services) \$409.61, Century Business Products (Rentals) \$52.49, Ferdig's Transmissions (Maintenance) \$150.96, First Bank Card (Travel & Supplies) \$524.25, Foremost Promotions (Supplies) \$597.57, G & K Services (Maintenance) \$50.60, Hy-Vee (Supplies) \$3.39, Hedahl's (Supplies) \$39.92, Kinetic Leasing (Rentals) \$3,312.00, Matheon Tri-Gas (Supplies) \$127.10, Menards (Supplies) \$15.38, MidAmerican Energy (Utilities) \$24.68, Northwestern Energy (Utilities) \$886.03, Olson's Pest Technician (Maintenance) \$69.50, Practical Design Group (Maintenance) \$300.00, Vidacare Corporation (Supplies) \$354.89, Western Office Technologies (Supplies) \$18.45, Yankton Janitorial Supply (Supplies) \$241.20; **Mental Illness Board:** Denise Cody (Hearings) \$67.50, Lucille Lewno (Hearings) \$834.95, Karen Swanda (Hearings) \$67.50; **County Extension:** Ace Hardware (Supplies) \$61.74, Appera (Supplies) \$40.21, Best Western of Huron (Travel) \$50.40, City of Yankton (Utilities) \$44.46, iGrow (Supplies) \$45.08, Andrew Jensen (Travel) \$45.80, J & H Cleaning Services (Maintenance) \$200.00, JM Enterprises (Grounds Maintenance) \$150.00, WOW! Business (Utilities) \$269.85, MidAmerican Energy (Utilities) \$12.40, Western Office Technologies (Supplies) \$24.99; **Weed:** Bomgaars (Supplies) \$25.47; **Zoning:** Claritus (Supplies) \$93.89, WOW! Business (Utilities) \$78.79, Mail Finance (Maintenance) \$115.51; **Road & Bridge:** Appera (Supplies) \$67.38, Bomgaars (Supplies) \$77.89, B-Y Water District (Utilities) \$128.00, Bierschbach Equipment & Supply (Rentals) \$2,700.00, Butler Machinery Company (Repairs) \$2,160.60, BX Civil & Construction (Dust Control) \$23,403.60, City of Yankton (Utilities) \$65.81, Century Link (Utilities) \$50.43, Certified Laboratories (Services) \$696.89, Diesel Machinery (Rentals) \$3,420.00, Dakota Fluid Power (Supplies) \$1,865.87, Filter Care (Maintenance) \$104.10, First Bankcard (Repairs) \$125.00, Investigative Services of NE/SD/IA (Services) \$189.00, WOW! Business (Utilities) \$125.72, Kimball Midwest (Supplies) \$206.11, Macs (Supplies) \$337.19, Riverside Hydraulics & Labs (Repairs & Supplies) \$930.17, Stern Oil Cooperative (Supplies) \$559.33, Stan Houston Equipment (Supplies) \$99.95, Truck Trailer Sales & Service (Supplies) \$46.55, Uline (Supplies) \$247.46, Vader Haag's (Repairs) \$323.34, Wheelco Brake & Supply (Sup-

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plies) \$81.00, Western Office Technologies (Supplies) \$11.07; **911 Fund:** Century Link (Utilities) \$1,401.72; **Emergency Management:** Ace Hardware (Supplies) \$15.88, First Bankcard (Supplies) \$933.43, Great America Financial Service (Rentals) \$89.19, WOW! Business (Utilities) \$419.17, Midwest Striping (Auto Equipment) \$2,178.00, MidAmerican Energy (Utilities) \$8.00, Racom Corporation (Utilities) \$31.83Sioux Falls Two Way Radio Service (Auto Equipment) \$1,558.35, Western Office Technologies (Supplies) \$341.76; **County Building & Structures:** Langdon Corporation (Court House Building) \$698.62; **24-7:** Redwood Toxicology Laboratory (Supplies) \$50.38, Total General Fund \$68,021.46, Road & Bridge \$38,022.46, 911 Fund \$1,401.72, Emergency Management \$5,575.61, County Building & Structures \$698.62, 24/7 \$50.38. All present voted aye; motion carried.

Action 14302OEMHS: A motion was made by Sinclair and seconded by Freng to transfer cash of \$30,000.00 from the General fund to Emergency Management Services. All present voted aye; motion carried.

Action 14303C: A motion was made Sinclair and seconded by Harper to request that the Auditor contact First Dakota National Bank to find out the pay off amount for the County Highway Shop. All present voted aye; motion carried.

Action 14304C: A motion was made by Sinclair and seconded by Freng to allow travel for the commissioners and the county officials to attend the state convention September 15th to the 17th in Pierre, SD. All present voted aye; motion carried.

Action 14305C: A motion was made by Moore and seconded by Sinclair to approve the Provisional Budget for 2015 based on a second look at some of the line items for the County Departments. All present voted aye; motion carried.

OEMHS: Paul Scherschlight Emergency Management Director appeared before the board to receive approval to advertise bids for the sirens out at the Lewis & Clark Lake area and also a travel request to Watertown, SD for the SDEMA conference.

Action 14306OEMHS: A motion was made by Freng and seconded by Harper to authorize the Emergency Management Director to advertising for warning signs out in the Lewis & Clark area. All present voted aye; motion carried.

Action 14307OEMHS: A motion was made by Harper and seconded by Sinclair to approve the travel for Paul Scherschlight Emergency Management Director to attend the SDEMA Conference in Watertown, SD September 7th thru 11th, 2014. All present voted aye; motion carried.

Action 14308C: A motion was made by Sinclair and seconded by Freng to recess the regular session and convene in Executive Session to discuss contractual matters. All present voted aye; motion carried.

No action was taken on contractual matter.

Action 14309C: A motion was made by Sinclair and seconded by Harper to reconvene in regular session. All present voted aye; motion carried.

Highway: Highway Superintendent Brian Gustad appeared before the board to report on the recommendation from drainage study conducted for the Walshtown Township drainage problem. Submitted a revised job description for new hires, submitted the retirement letter for Thomas Hunhoff and requested authorization to advertising for two replacement positions on his staff.

Action 14310H: A motion was made by Sinclair and second by Harper to authorize the Highway Superintendent to advertise the replacement of culvert in Walshtown Township. All present voted aye; motion carried.

Action 14311H: A motion was made by Freng and seconded by Harper to accept the Highway maintenance job description for new hires. All present voted aye; motion carried.

Action 14312H: A motion was made by Freng and seconded by Harper to authorize Superintendent Gustad to advertise for two replacement positions due to re-

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tirements. All present voted aye; motion carried.

Action 14313H: A motion was made by Sinclair and seconded by Freng to approve the travel request for Superintendent Gustad to attend the James River Water Development District meeting in Aberdeen, SD, September 11, 2014. All present voted aye; motion carried.

All present voted aye; motion carried.

Action 14314Z: A motion was made by Harper and seconded by Freng to recess the regular session and convene as Board of Adjustment. All present voted aye; motion carried.

Variance Public Hearing: This was the time and place for a public hearing for a Variance of Minimum Yard Requirement application from Sealand Marine a Variance of Minimum Yard Requirement on side yard from twenty-five (25) feet to six (6.5) feet and rear yard from fifty (50) feet to twenty-five (25.5) feet to build a commercial sales structure (No. 1). Applicant is requesting a Variance of Minimum Yard Requirement on front yard from one hundred (100) feet to forty-six (46) feet and rear yard from fifty (50) feet to twenty-four (24) feet to build a commercial sales structure (No. 2) in a commercial District (C) in Yankton County. Said property is legally described as (Structure No. 1) S1/2, W1/2, W1/2, NW1/4, exc S942.85' & exc E191' & exc W335' & exc Hwy R.O.W., S15-T93N-R56W and (Structure No. 2) E135', W185', N150', S942.85', S1/2, W1/2, W1/2, NW1/4, S15-T93N-R56W and E135', W320', N150', S942.85', S1/2, W1/2, W1/2, NW1/4, S15-T93N-R56W, hereinafter referred to as Utica South Township, County of Yankton, State of South Dakota. The E911 address is 3701 West 8th Street, 3706 West 7th Street, 3710 W 7th Street, Yankton, SD. The Planning Commission recommended approval 9-1.

Action 14315Z: A motion was made by Sinclair and seconded by Harper, based on Findings of Fact from the August 12, 2014 of the Yankton County Planning Commission meeting and on file in the Zoning Administrator's Office, to approve a Minimum Yard Requirement for Sealand Marine, pursuant to Article 18, Section 1807 of the Yankton County Zoning Ordinance. A Variance of Minimum Yard Requirement on side yard from twenty-five (25) feet to six (6.5) feet and rear yard from fifty (50) feet to twenty-five (25.5) feet to build a commercial sales structure (No. 1). Applicant is requesting a Variance of Minimum Yard Requirement on front yard from one hundred (100) feet to forty-six (46) feet and rear yard from fifty (50) feet to twenty-four (24) feet to build a commercial sales structure (No. 2) in a commercial District (C) in Yankton County. Said property is legally described as (Structure No. 1) S1/2, W1/2, W1/2, NW1/4, exc S942.85' & exc E191' & exc W335' & exc Hwy R.O.W., S15-T93N-R56W and (Structure No. 2) E135', W185', N150', S942.85', S1/2, W1/2, W1/2, NW1/4, S15-T93N-R56W and E135', W320', N150', SS942.85', S1/2, W1/2, W1/2, NW1/4, S15-T93N-R56W, hereinafter referred to as Utica South Township, County of Yankton, State of South Dakota. The E911 address is 3701 West 8th Street, 3706 West 7th Street, 3710 W 7th Street, Yankton, SD. All present voted aye; motion carried.

Variance Public Hearing: This was the time and place for a public hearing for a Variance of Minimum Yard Requirement application from Chris Nelson a Variance of Minimum Yard Requirement from seventy-five (75) feet on the rear yard to fifty (50) feet to build an accessory structure in an Agriculture District (AG) in Yankton County. Said property is legally described as Nelsen Addition, NE1/4, S27-T94N-R55W hereinafter referred to as Mission Hill North Township, County of Yankton, State of South Dakota. The E911 address is 30725 444th Ave., Mission Hill, SD. The Planning Commission recommended approval 10-0.

Action 14316Z: A motion was made by Sinclair and seconded by Freng, based on Findings of Fact from the August 12, 2014 Yankton County Planning Commission meeting and on file in the Zoning Administrator's Office, to approve a Minimum Yard Requirement Variance for Chris Nelson, pursuant to Article 18, Section 1807 of the Yankton County Zoning Ordinance. A variance of a Minimum Yard Requirement from seventy-five (75) feet on the rear yard to fifty (50) feet to build an accessory structure in an Agriculture District (AG) in Yankton County. Said property is legally described as Nelsen Addition, NE1/4, S27-T94N-R55W hereinafter referred to as Mission Hill

Serta All Box Springs \$99 each with the following mattresses

Twin	Twin
Appleton.....\$79	Harlow Firm.....\$499
Chapman.....\$169	Harlow Super Pillow Top...\$549
Dayton.....\$249	Gel 1st Plush.....\$649
Edenbrook...\$349	Gel 1st Super Pillow Top..\$699
Full	Full
Appleton.....\$139	Harlow Firm.....\$649
Chapman.....\$249	Harlow Super Pillow Top...\$749
Dayton.....\$369	Gel 1st Plush.....\$849
Edenbrook...\$459	Gel 1st Super Pillow Top..\$949
Queen	Queen
Appleton.....\$149	Harlow Firm.....\$699
Chapman.....\$299	Harlow Super Pillow Top...\$799
Dayton.....\$399	Gel 1st Plush.....\$899
Edenbrook...\$499	Gel 1st Super Pillow Top..\$999
King	King
Chapman.....\$499	Harlow Firm.....\$999
Dayton.....\$599	Harlow Super Pillow Top...\$1099
Edenbrook...\$349	Gel 1st Plush.....\$1199
	Gel 1st Super Pillow Top..\$1299

hatch FURNITURE mattress 1st

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