

12 Vermillion Plain Talk

1750 Computers

For Sale: Laptop computer, Asus X55A, 4gb ram, 500gb hard drive, Windows 7 Premium. Used very little, \$250.00. Call (605)624-4957.

1800 Sports Equipment

Weider adjustable weight bench and weight set with a variety of weights, \$40. Call 605-624-8723.

1815 Miscellaneous

STEEL CULVERTS FOR SALE: New, All sizes. 605-661-5050 or 605-387-5660. Ulmer Farm Service, Menno, SD.

1820 Give Aways

Free to Giveaway: 30 cement blocks, various sizes. You haul. Call 605-665-3201 or 605-661-9173.

1830 Rummage Sales

1016 Kim Lane, Vermillion Saturday, 8/29, 9am-2pm
Books, book shelves, men and womens clothes - x-large and xx-large, decorations, and lots more!

6th Annual Brandon Citywide Fall Rummage Sales
Friday, 8/28
Saturday, 8/29
Over 50 sales, a list of addresses and items are available online at brandonrummage.com

1840 Lost and Found

FOUND- 2 Life Jackets on Timber Road on Sunday, 8/16. Claim at 212 1/2 West Main, Vermillion.

1850 Agriculture

FREE for 30 words or less for private party classified line ads in the Broadcaster and Plain Talk. If you need more than 30 words, don't worry you still won't pay a lot. A 31-word ad is only \$.90 and the cost only goes up \$.50 per word thereafter. Stop in at 201 W. Cherry Street, Vermillion or call 605-624-4429.

Several crews of bean walkers - any type of farm work, including cutting cedar trees, pick up rocks and sticks. For more information call 712-943-2084.

WANTED: 3 Acres + Land Yankton/Tabor SD area. Call 605-212-8896.

1870 Ag Equipment

6620 Sidehill Titan II Combine. Nearly new rasp-bars and Feederhouse chain, good condition. 402-357-2495 or 402-316-6119.

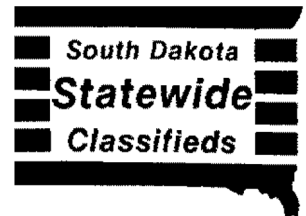
For Sale: 1964 IHC 706 tractor with loader. All in good shape, good tires. 2 bars for 3-point hitch and 8 foot 2-point blade. Call (402)755-2352.

Want to Buy Future 3-4 cutting round. Clean and dry. Call or text 402-860-0367.

1875 Livestock - Poultry

Young Guinea fowl, \$8.50 each. Call 605-661-5824 after 4pm.

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AUCTIONS

LARGE ESTATE FARM EQUIPMENT Auction, Wednesday, September 9th 10:30AM, 4506 H Ave, Cleghorn, IA. 33 Tractors! LaVerne Birch Estate, www.vw72.com, VanderWerff & Associates, Inc. 712-729-3264.

BUSINESS OPPORTUNITY

CONTRACT SALESPERSON Selling aerial photography of farms on commission basis. \$4225.00 first month guarantee. \$1,500-\$3,000 weekly proven earnings. Travel required. More info msphotos-d.com or 877/882-3566.

EMPLOYMENT

HIRING FIELD REPS - \$15 per hour starting pay. Earn \$1500-\$2000 per week with bonuses. Ask registered voters to sign petitions. Call 605-215-2638 today!

HOWARD FARMERS COOP is looking for a full time applicator. Contact Colby Tolk at 605-772-5543 for more info.

IROQUOIS SCHOOL SEEKING: Part-Time Music Teacher for 15-16 School Year. Send Resume To: Iroquois School, c/o Mike Ruth, Box 98 Iroquois, SD 57533 or Mike.Ruth@k12.sd.us.

FULL-TIME HYDE COUNTY Weed Supervisor, \$45,000 salary. Job description and application available from Hyde County Auditor, 605-852-2519. Return application to Hyde County Auditor, Box 379, Highmore, SD 57345 by 5:00 p.m. Friday, August 28. EOE.

SEARCH UNDERWAY for

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the Director of the Laura Ingalls Wilder Historic Homes Museum located in De Smet, South Dakota. For more information and to apply go to <http://www.discoverlaura.org/jobopportunities>.

BROOKINGS, SD-based trade association representing state's 128 newspapers seeks a fulltime bookkeeping/office manager to replace a retiring longtime employee. Position supports and coordinates many of our business, day-to-day operations. Responsibilities include various bookkeeping and human resources duties. Organizational, bookkeeping skills essential. Also will learn proprietary software program used for our newspaper advertising placement business. Experience in newspaper or advertising fields a plus but not required. Excellent benefits. Salary DOQ. Submit cover letter, resume to: General Manager David Bordewyk, 1125 32nd Ave., Brookings, SD 57006. sdna@sdna.com. Learn more about this position and SDNA at www.sdna.com.

FOR SALE

FORESTBURG PRODUCE now open in Miller SD, watermelon, muskmelon, and all your favorite produce tomatoes, cucumbers, squash, pumpkins and etc.

MISCELLANEOUS

EARN \$3 FOR EVERY \$1 SAVED - Dakota Dream Savings Fund can help 1st time homebuyers purchase a home. Available Statewide. Contact GROW SD 605-698-7654. EHO.

NOTICES

ADVERTISE IN NEWSPAPERS statewide for only \$150.00. Put the South Dakota Statewide Classifieds Network to work for you today! (25 words for \$15). Each additional word \$.50. Call this newspaper or 800-658-3697 for details.

WANTED

MARGINAL CROP LAND East River SD. Call Andy Harr at 605-201-1559, Land Broker, Total Auctions and Real Estate.

2010 Legal and Public Notices

STATE OF SOUTH DAKOTA
COUNTY OF CLAY

IN CIRCUIT COURT
FIRST JUDICIAL CIRCUIT

In the Matter of the Estate of

VIRGINIA LYDIA AYERS,

Deceased.

PRO. #15-19

NOTICE TO CREDITORS
AND NOTICE OF INFORMAL
PROBATE AND
APPOINTMENT OF
PERSONAL
REPRESENTATIVE

Notice is given that on August 3, 2015, Lois Butterfield, whose address is 8612 W. Nikita Dr., Sioux Falls, SD 57106, was appointed as the Personal Representative of Virginia Lydia Ayers's estate.

Creditors of decedent must file their claims within four (4) months after the date of the first publication of this Notice or their claims may be barred.

Claims may be filed with the Personal Representative or may be filed with the Clerk, and a copy of the claim mailed to the Personal Representative.

Dated this 7th day of August, 2015.

Lois Butterfield
8612 W. Nikita Dr.
Sioux Falls, SD 57106
(605) 376-7759

Jessica Bosse
Clay County Clerk of Courts
PO Box 377 211 West Main St.
Vermillion, SD 57069
(605) 677-6756

PREPARED BY:
Rebecca S. Longrow
Thompson Law, P.C.
5027 S. Western Ave.
Sioux Falls, SD 57108
(605) 362-9100
www.cathompsonlaw.com

Published three times at the approximate cost of \$54.64. Publish: August 14, 21 & 28, 2015.

Unapproved Minutes
Council Special Session
August 17, 2015
Monday 12:00 noon

The special session of the City Council, City of Vermillion, South Dakota was held on Monday, August 17, 2015 at 12:00 noon at the City Hall large conference room.

1. Roll Call
Present: Collier-Wise, Erickson, Holland, Clarene Meins, Price, Ward, Willson, Mayor Powell

Absent: Holly Meins
2. Informational Session - Follow-up on Presentation of legal newspaper proposals - Andy Colvin

Andy Colvin, Assistant to the City Manager, reported that following the August 3rd noon session a Council member asked for some additional information on how legal notice charges are

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calculated in order to make a more informed decision and fully understand the proposals. Andy stated that he contacted both the Equalizer and Plain Talk and asked them to provide the formula used to determine the charge for the Notice of Election, which was published in both newspapers. Andy stated that both newspapers demonstrated how notices and charges are calculated and from this information discovered that both newspapers overcharged the City for the notice. Andy explained the billing error noting that this was the only legal for the Equalizer and a credit was issued. Andy stated that, regarding the overcharging on the Plain Talk, Mr. Wood is aware of the issue and has issued a credit for the difference in the overcharges. Andy stated that Mike Carlson has requested a breakdown of a few specific charges from invoices to more accurately determine that the correct amounts were charged going as far back as 2011 and were unable to reconcile with the billed amount. Andy noted that, as of the writing of this memo, City staff have not received the requested information from Mr. Wood. Andy stated that information received from both newspapers has been included in the packet and representatives from both newspapers are present to answer questions.

Gary Wood, owner of the Plain Talk, stated that there appears to be some question as to the circulation information in his proposal which he noted was certified to the Secretary of State in September 2014. Gary stated that, as to local ownership, he is one of the owners and is present at the Vermillion and Yankton operations. Gary reported that the Plain Talk includes all local news stories and has served the community for over 100 years. Gary stated that the proposed rate is lower than the rate allowed by the State Administrative Rule.

Scott Munger, owner of Equalizer, reported on the content of the paper noting it provides local as well as regional and national news. Scott stated that the notice of election was published by both newspapers and that the number of lines billed by the Equalizer was 365 compared to 402 for the Plain Talk.

Bruce Odsen, resident of Vermillion and owner of newspapers outside the city, suggested waiting until after October 1, 2015 as both newspapers will need to file their average circulation numbers with the Secretary of State. This will also allow the City time to check the billing noting that the City staff is also at fault for not questioning the newspaper billing.

Scott Munger offered to show his circulation list if the City wanted to review.

Discussion followed on the billing process with Gary and Scott answering questions of the City Council.

Gary Wood reported that, if designated the official newspaper, his rate would be 30% less than the rate allowed by the State Administrative Rule.

Discussion followed on the issue of designating an official newspaper noting that the designation must be retained for twelve months. Mayor Powell stated that the designation of official newspaper is on the agenda for this evening if the Council members want to take action or it can be tabled for a future meeting.

3. Briefing on the August 3, 2015 City Council Regular Meeting

Council reviewed items on the agenda with City staff. No action was taken.

4. Adjourn
253-15

Alderman Ward moved to adjourn the Council special session at 12:55 p.m. Alderman Clarene Meins seconded the motion. Motion carried 8 to 0. Mayor Powell declared the motion adopted.

Dated at Vermillion, South Dakota this 17th day of August, 2015.

THE GOVERNING BODY OF THE CITY OF VERMILLION, SOUTH DAKOTA

BY
John E. (Jack) Powell, Mayor
ATTEST:
BY
Michael D. Carlson, Finance Officer

Unapproved Minutes
City Council Regular Session
August 17, 2015
Monday 7:00 p.m.

The regular session of the City Council, City of Vermillion, South Dakota was called to order on August 17, 2015 at 7:00 p.m. by Mayor Powell.

1. Roll Call

Present: Collier-Wise, Erickson, Holland, Clarene Meins, Holly Meins, Price, Ward, Willson, Mayor Powell
2. Pledge of Allegiance
3. Minutes

A. Minutes of August 3, 2015 Special, August 3, 2015 Regular, August 11, 2015 Special Budget, August 13, 2015 Special Budget
254-15

Alderman Clarene Meins moved approval of the August 3, 2015 Special, August 3, 2015 Regular, August 11, 2015 Special Budget and August 13, 2015 Special Budget minutes. Alderman Collier-Wise seconded the motion. Motion carried 9 to 0. Mayor Powell declared the motion adopted.

4. Adoption of Agenda
255-15

Alderman Holland moved approval of the agenda. Alderman Willson seconded the motion. Motion carried 9 to 0. Mayor Powell declared the motion adopted.

5. Visitors to be Heard - None
6. Public Hearings
A. Special permit to exceed permissible sound levels by no more than 50% for USD Athletics on Ratingen Platz and half block

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of Market Street south of W. Main Street on Thursday, September 10, 2015 from 4:00 p.m. to 8:00 p.m. for a kick-off event for the USD and VHS sports seasons.

Mike Carlson, Finance Officer, reported on the receipt of a request for a permit to exceed permissible sound levels by no more than 50% for a kick-off to the USD and VHS sports season event at Ratingen Platz on Thursday, September 10, 2015 from 4:00 p.m. to 8:00 p.m. Mike reported that the application, diagram and notice of hearing are included in the packet and the street closing request for this area is under new business later on the agenda. Mike noted that the City Council will need to determine if this is in a suitable location, with appropriate facilities, during the allowable time, and if the applicant can demonstrate the public benefit of the event. Mike stated that the \$25 fee has been paid and recommended approval of the special permit unless information is presented to indicate there are problems. Mike stated that Joe Thunte, on behalf of USD Athletics, was present to answer questions.
256-15

Alderman Erickson moved approval of the special permit to exceed permissible sound levels by no more than 50% for USD Athletics on Ratingen Platz and portions of West Main Street on Thursday, September 10, 2015 from 4:00 p.m. to 8:00 p.m. for a kick-off event for the USD and VHS sports seasons. Alderman Ward seconded the motion. Motion carried 9 to 0. Mayor Powell declared the motion adopted.

B. Special permit to exceed permissible sound levels by no more than 50% for USD Marketing on Ratingen Platz and Main Street on Thursday, August 27, 2015 from 6:00 p.m. to 8:00 p.m. for a new USD student welcome event

Mike Carlson, Finance Officer, reported on the request for a permit to exceed permissible sound levels by no more than 50% for an Explore Vermillion event at Ratingen Platz on Thursday, August 27, 2015 from 6:00 p.m. to 8:00 p.m. Mike reported that the application, diagram and notice of hearing are included in the packet and the street closing request is under new business later on the agenda. Mike noted that the City Council will need to determine if this is in a suitable location, with appropriate facilities, during the allowable time, and if the applicant can demonstrate the public benefit of the event. Mike stated that the \$25 fee has been paid and recommended approval of the special permit unless information is presented to indicate there are problems. Mike stated that Lindsay Sparks, on behalf of USD Marketing, was present to answer questions.
257-15

Alderman Ward moved approval of the special permit to exceed permissible sound levels by no more than 50% for USD Marketing on Ratingen Platz and Main Street on Thursday, August 27, 2015 from 6:00 p.m. to 8:00 p.m. for a social event that will include a DJ and sound system

Mike Carlson, Finance Officer, reported on the request for a permit to exceed permissible sound levels by no more than 50% for Sigma Alpha Epsilon / Tau Kappa Epsilon at 855 Madison Street on Sunday, September 6, 2015 from 4:00 p.m. to 8:00 p.m. for a social event that will include a DJ and sound system. Mike reported that the application, diagram and notice of hearing are included in the packet. Mike noted that the City Council will need to determine if this is in a suitable location, with appropriate facilities, during the allowable time, and if the applicant can demonstrate the public benefit of the event. Mike stated that the \$25 fee has been paid and recommended approval of the special permit unless information is presented to indicate there are problems. Mike stated that Kevin Wagner, on behalf of SAE/TKE, was present to answer questions.
258-15

Alderman Erickson moved approval of the special permit to exceed permissible sound levels by no more than 50% for Sigma Alpha Epsilon / Tau Kappa Epsilon at 855 Madison Street on Sunday, September 6, 2015 from 4:00 p.m. to 8:00 p.m. for a social event that will include a DJ and sound system. Mike reported that the application, diagram and notice of hearing are included in the packet. Mike noted that the City Council will need to determine if this is in a suitable location, with appropriate facilities, during the allowable time, and if the applicant can demonstrate the public benefit of the event. Mike stated that the \$25 fee has been paid and recommended approval of the special permit unless information is presented to indicate there are problems. Mike stated that Kevin Wagner, on behalf of SAE/TKE, was present to answer questions.
258-15

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258-15

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258-15

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from Main Street north for 1/2 block on Thursday, September 10, 2015 from 4:00 p.m. to 7:30 p.m. for Vermillion Day. Joe Thunte, USD Athletics, stated that the theme of the event is a "kick-off" to the High School and USD fall sports season with Coaches, teams, marching bands, dance teams and cheerleaders as part of the gathering which will be emceed by Randy Hammer.
259-15

Alderman Willson moved approval of the request to close Main Street from Washington Street to Church Street, Market Street from Main Street south for 1/2 block, Prospect Street from Main Street north for 1/2 block, Court Street from Main Street south for 1/2 block, and Center Street from Main Street north for 1/2 block on Thursday, September 10, 2015 from 4:00 p.m. to 7:30 p.m. for Vermillion Day. Alderman Price seconded the motion. Motion carried 9 to 0. Mayor Powell declared the motion adopted.

B. Request to close W. Main Street from the west edge of Ratingen Platz to Court Street on Thursday, August 27, 2015 from 5:00 p.m. to 9:00 p.m. for Explore Vermillion

John Prescott, City Manager, reported that a street closing request was received from USD Marketing for Main Street from the west side of Ratingen Platz to Court Street and Market Street as it abuts the Ratingen Platz on Thursday, August 27, 2015 from 5:00 p.m. to 9:00 p.m. for their Explore Vermillion Day. Lindsey Sparks, representing USD Marketing, reported on activities planned for the Explore Vermillion event.
260-15

Alderman Ward moved approval of the street closing request from USD Marketing for Main Street from the west side of Ratingen Platz to Court Street and Market Street as it abuts the Ratingen Platz on Thursday, August 27, 2015 from 5:00 p.m. to 9:00 p.m. for their Explore Vermillion Day. Alderman Collier-Wise seconded the motion. Motion carried 9 to 0. Mayor Powell declared the motion adopted.

C. Request to close Rose Street from Coyote Village to the Dakota Dome and removing parking stalls on Dakota Street between Alumni Street and Highway 50 for USD Tailgate Nation on September 19, October 3, October 24, November 7, and November 14, 2015 from 8:00 a.m. to 6:00 p.m.

John Prescott, City Manager, reported that the request was similar to previous years for Rose Street and last year for the restriction on parking along Dakota Street due to the construction. David Williams, Deputy Director of Athletics, reported the closing of Rose Street is for pedestrian safety to allow walking from the parking lot to the dome and the request for removing parking along Dakota Street is also for the safety of pedestrians crossing Dakota Street from the west lot. David stated that the request is to allow the visiting team buses to park south of the northwest entrance along Dakota Street. David stated that he has talked to the Holiday Inn Express about the removal of parking along Dakota Street.
261-15

Alderman Holland moved approval of the closing of Rose Street from Coyote Village to the Dakota Dome and removing parking stalls on Dakota Street between Alumni Street and Highway 50 for USD Tailgate Nation on September 19, October 3, October 24, November 7, and November 14, 2015 from 8:00 a.m. to