

2010 Legal and Public Notices

LOT B OF LOT 3 OF BLK 4 \$34.02
VERMILLION CITY AROBBA ADDN
AROBBA JAMIE C & SARA L
LOT 4 BLK 1
\$248.77
AROBBA JAIME C & SARA L
LOT 1 BLK 2 \$248.77
AROBBA JAIME C & SARA L
LOT 2 BLK 2 \$226.58
BARARI
HOUSKA RANDY G DBA HOUSKA DENTAL CLINIC
LOT 3 BLK 1
\$4,755.11
BIGELOWS ADDN
FORSETH DONALD E
LOT 1 & E 10' OF 2 BLK 62
\$1,516.17
SPRECHER MARION L
W 14' OF 3 & ALL OF 4 & E 1/2
OF VACATED ALLEY BLK 63
\$428.69
BIGELOWS UNIVERSITY ADDN
SLATTERY NICHOLAS M & CYNTHIA M
LOTS 10, 11 & 12 BLK 13
\$1,635.12
WILSON REAL ESTATE, INC
W 58' OF LOTS 1 & 2 BLK 16
\$1,226.58
BLISS 2ND ADDN
VALIANT VINEYARDS INC
PT OF LOT 1 BLK 1 FKA
TRACT 1 GRAN'S ADDN
\$12,441.24
BLISS PAUL D & JANICE
GAYLE %VALIANT VINEYARDS
LOT 1 BLK 1 BLISS 2ND ADDN
NOT IN FORMER GRAN'S ADDN \$188.05
EAST END
HALVERSON JEANINE
LOT 4 \$1,164.64
EASTGATE MANOR 3RD ADDN
HATCH ARDELL & RULA
LOT 5 BLK 7 \$3,850.92
EASTSIDE ADDN
PETERSON TIMOTHY & E
GOEHRING E 77.7' OF 11, 12 & E
77.7' OF S 1/2 OF 13 BLK 3
\$14,918.86
LOTUSWOOD ADDN
DONNER FAMILY LIMITED
PARTNERS LOT 4 BLK 1 EXC
W 101' \$26,370.14
ORIGINAL TOWN
DAVENPORT TERI LEE %TERI HEGGESTAD
LOT HW-1 LOT 5 BLK 9 \$51.48
NGATCHOU VALERIE Y
E 50' OF LOTS 6 & 7 & S 22' OF
E 50' OF LOT 5 BLK 17 \$227.26
PETERSON ANDREW F & GALE
N LOT 8 BLK 24 \$1,064.36
SMITHS ADDN
SCHAFFER RODNEY E & JILL
S N LOTS 3 & 4 BLK 76 \$1,100.03
SNYDERS ADDN
JOHNSON LISA E 23' OF LOT
17 BLK 33 \$1,054.40
ROWLAND BONNIE
E 5.5' OF 18 & W 12.5' OF LOT
19 BLK 35 \$519.81
ROWLAND BONNIE E 23 1/2'
OF LOT 19 & ALL VACATED
ALLEY BLK 35 \$1,294.65
FREIDEL JOANNE, JACKSON
& JERROD S 24' OF LOT 4 &
ALL LOT 5 & N 6' LOT 6 BLK
42 \$1,497.19
ROWLAND BONNIE LOT 8 &
S 6' OF 9 BLK 43 \$924.99
SCHAFFER RODNEY E & JILL
S N LOT 11 BLK 46 \$509.97
JOHNSON EDWIN A & MICHELLE
H MARTIN
LOT 12 BLK 49 \$1,924.78
ROWLAND BONNIE
LOTS 8 & 9 BLK 50 \$745.44
ROWLAND BONNIE
E 1/2 OF LOT 7 BLK 51 \$824.62
ROWLAND BONNIE W 1/2 OF
LOT 7 BLK 51 \$392.83
BUTTON DONALD GENE
TRUSTEE % GUY BUTTON
LOTS 1 & 2 BLK 55 \$195.24
ADDN TO SNYDERS
SCHAFFER JILL S N CD-TODD
SCHLUNSEN S 69.5' OF E 150'
OF LOT 2 BLK 85 \$1,190.70
SCHAFFER JILL S N CD-ANDREW
& ELEFHERIA KARRANTINOS
TRACT COMM 10' E OF SW COR
OF LOT 5 THENC E 42' THENC N
140' THENC E \$1,144.99
53' THENC N10' THENC W 95'
TO POB & COMM AT PT 150' &
10' E THENC
E 100' THENC N 58' THENC W
100' THENC
SCHAFFER JILL S N & ROD E
LOT S-1 BLK 86 \$994.06
SCHAFFER RODNEY E & JILL
S N S 44' OF E 143' OF LOT 7
BLK 86 \$1,222.82
EBEL KYLE & DENNIS
COMM AT PT 264' S 200' W OF
NE COR BLK 87 THENC W 130',
THENC S 54' \$2,136.24
THENC E 130', THENC N 54'
TO POB
TORSTENSONS ADDN
LOWE ROBERT A-F
LOT M-2 OUTLOT A \$84.33
JOHNSON EDWIN A & MICHELLE
H MARTIN
SW1/4 13-92-52 SE1/4 14-92-52
BRINCKMAN TRACT 2 IN SW
1/4 SW 1/4 \$1,711.85
VALLEY VIEW ADDN
ROBERTSON JONATHAN & CAROL
LOT 14A BLK 3 \$128.73
ROBERTSON JONATHAN & CAROL
LOT 14B BLK 3 \$76.85

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VAN METERS ADDN
FORSETH DONALD E
LOT 2-B, 3-A, & 4-A REPLAT
OF LOT 1, 2, 3 & 4 BLK 11
\$266.69
LOWE ROBERT A-F
LOT M-1BLK 13 \$985.92
REICH JODY & MARTY
E 23' OF 1 & ALL OF 2 BLK 25
\$671.01
VAN METERS - SUNSET HILL
FORSETH DONALD ALL OF
BLOCK 30 & BLK 31 \$570.85
WESTGATE ADDN
SAND LAUREN
LOT 25 BLK 4 \$197.96
AUD TRACT'S
SMITH RONALD DUANE
AUD TRACT'S S 1/W LOT 2
NW 1/4 19-92-51 LOT 2 REPLAT
AUD TRACT A S 1/2 \$719.61
LOT 2 NW 1/4 19-92-51
MISC ENTRIES - VERMILLION CITY
BANK NA
DAHL TRACT 1 NE 1/4 NE 1/4
19-92-51 \$618.34
WILLIAMS JAMES B, JIM &
SHEA LOT 4 BLK 1 OF LOT E
NW 1/4 SE 1/4 14-92-52
\$1,956.03

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NOTICE OF DELINQUENT MOBILE HOME AND BUILDINGS ON LEASED SITE TAXES STATE OF SOUTH DAKOTA, COUNTY OF CLAY
THE FOLLOWING IS A LIST OF TAXPAYERS OWING DELINQUENT 2012 BUILDING/MOBILE HOME ON LEASED SITE TAXES AND DELINQUENT 2013 MOBILE HOME TAXES. THE TOTAL AMOUNT OF TAX DUE AS ADVERTISED IN THIS LIST INCLUDES THE PRINCIPAL, INTEREST AND ADVERTISING OWED BY THE PERSON OR PERSONS LISTED FOR ALL OF 2012 (LEASED SITE) AND 2013 (MOBILE HOMES) AND ANY PRECEDING YEARS.
MOBILE HOMES, TAX-PAYER NAME, AMOUNT DUE
ADAMS BRIAN 68.46
ANGLIN DAVID 173.04
DUMAS CARMEN %TRACY GILKYSOON 85.39
DUNHAM RANDY 61.39
DURHAM TOM %EDWARD HEAD 38.05
DURHAM TOM R %BENTEN MASON 106.27
ERICKSON EMILY %DUSTIN BREUER 135.16
EVANS DEREK J 106.98
FORMAN FRANK E %DANETTA DRAUPEAU 91.00
GAGNON CODY 269.16
HANSON JOSHUA C 70.39
HANSON WAYNE R 63.17
HEINZE CARL R & KATHERINE BOUR 67.02
HERTZ DAVE %CAIN KNUTSON 78.23
HESSE DAVID 115.27
HUDELSON BARBARA 239.43
JOHNSON GREGORY 156.52
KAFKA RACHEL 139.94
KOEPEK RENA %JEFF SOLOMON 107.08
KUTILEK ALICE 66.08
LANE KIMBERLY J 65.37
MCPHERSON JEFFREY L OR PEGGY M 73.14
MONK JOHN J 96.39
MUECKE MARY M A 176.05
NEAL STEVEN G 94.19
NGUYEN RYAN M %HEATHER ANGLIN 98.83
ORTEGA COURTNEY J 97.43
PETERSON ANDREW OR GALE %TERI PETERSON 54.85
RENSCHLER NYLIS G & NYLIS G II 39.69
SPOTTEDCALF WINONA J OR WILL PRATT 75.67
SWANSON MARK STEVEN %SCOTT SKOW 68.12
TAGGAR KIM 83.79
TUCKER JULIAN 77.56
WILLIAMS JAMES OR CARRIE LAPE 29.98
DURHAM TOM \$253.83
GOBELL KEVIN \$576.95
GOEDEN JEFFERY \$201.39
HELD IN TRUST -\$40.00
HANSON MERLEEN \$72.10
HERBERT SITTING CROW \$104.07
IRWIN JODY OR DONALD \$383.60
JOHNSON GREGORY D \$341.27
KIMBALL BRAD & FELICIA \$82.25
LAWRENCE MEGAN \$135.22
LIND EUGENE A OR CAM \$58.94
NATIONWIDE MOBILE HOME SALES %TERI HEGGESTAD \$138.27
NECKLACE MARIE A OR PATRICK L MCBRIDE \$88.48
NGUYEN RYAN \$262.16
PETERSON ANDREW OR GALE %ED PICKETT \$92.85
PETERSON ANDREW OR GALE %JIM MERRIGAN \$70.79
PETERSON INA \$88.86
RED CLOUD ANDREA \$89.62
SCHMIDT PAULA \$348.79
SMITH BRETT %JOHN SMITH \$403.99
SVITAK LONNIE R \$38.03
ZEPHIER JONITA MAE \$613.32

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\$70.79
PETERSON INA \$88.86
RED CLOUD ANDREA \$89.62
SCHMIDT PAULA \$348.79
SMITH BRETT %JOHN SMITH \$403.99
SVITAK LONNIE R \$38.03
ZEPHIER JONITA MAE \$613.32
MOBILE HOMES AND BUILDINGS ON LEASED SITE
BARTA MICHAEL OR NICOLE C POZNANSKI \$378.60
BINGEN KATE L \$106.74
BINGEN KATE L & CHARLES W \$254.84
DIMMICK JON & PATSY %KIM DIMMICK \$539.62
PAID ON ACCOUNT -\$107.71
DURHAM TOM \$253.83
GOBELL KEVIN \$576.95
GOEDEN JEFFERY \$201.39
PAID ON ACCOUNT -\$40.00
HANSON MERLEEN \$72.10
HERBERT SITTING CROW \$104.07
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SVITAK LONNIE R \$38.03
ZEPHIER JONITA MAE \$613.32

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Unapproved Minutes Council Special Session
December 2, 2013
Monday 12:00 noon

The special session of the City Council, City of Vermillion, South Dakota was held on Monday, December 2, 2013 at 12:00 noon at the City Hall large conference room.
1. Roll Call
Present: Collier-Wise, Davies, Grayson, Meins, Osborne, Ward, Willson, Zimmerman, Mayor Powell
2. Informational Session - Banking Tax Awareness - Lynn Peterson Cor Trust Bank
Lynn Peterson with CorTrust Bank provided information to the City Council members regarding the tax rates on banks noting that Credit Unions and Farm Credit Services are exempt from federal income tax, SD bank franchise tax and state sales tax. Lynn reviewed the taxes paid by banks that include a franchise fee that is distributed to the state general fund along with cities, schools and townships. He noted as a taxpayer that these fees are not paid by Credit Unions and Farm Credit Services. He stated that Credit Unions have had their services expanded from when they were created but the tax exemptions still stand. Lynn requested that the City Council adopt a resolution requesting the exemptions be repealed or at least a resolution asking Congress to review these exemptions. Lynn answered questions of the City Council on his presentation.
Janet Mount, CEO of the Vermillion Credit Union, reviewed the business model in use by Credit Unions noting that they are member owned with all profits going to their owner/members. She stated that when Congress created the provisions for credit unions they provided exemptions which have been reaffirmed by Congress. Janet requested that City Council not adopt a resolution to remove the tax exemption. Janet answered questions of the City Council on the Credit Union.
3. Educational Session - Texting ban ordinance - Matt Betzen
Matt Betzen, Police Chief, reported that in May the City Council adopted a texting ban ordinance. Matt stated that, as was stated in the article in the Volante,

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there have been two warnings issued on this ordinance. He reviewed citations issued in other cities that have adopted similar ordinances. Matt reported that the ordinance is difficult to enforce as an officer would need to observe an individual texting. This would require a different patrolling model then what is currently used for speeding whereby the officer would observe vehicles at intersections. Matt reported that the Police Department has been providing distracted driver information to various groups throughout the city. Matt answered questions of the City Council on the texting ban enforcement.
4. Briefing on the December 2, 2013 City Council Regular Meeting
Council reviewed items on the agenda with City staff. No action was taken.
5. Adjourn
350-13
Alderman Ward moved to adjourn the Council special session at 1:02 p.m. Alderman Osborne seconded the motion. Motion carried 9 to 0. Mayor Powell declared the motion adopted.
Dated at Vermillion, South Dakota this 2nd day of December, 2013.
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
December 2, 2013
Monday 7:00 p.m.

The regular session of the City Council, City of Vermillion, South Dakota was called to order on Monday, December 2, 2013 at 7:00 p.m. by Mayor Powell.
1. Roll Call
Present: Collier-Wise, Davies, Grayson, Meins, Osborne, Ward, Willson, Zimmerman, Mayor Powell, Student Representative Peterson
2. Pledge of Allegiance
3. Minutes
A. Minutes of November 18, 2013 Special Session; November 18, 2013 Regular Session
351-13
Alderman Meins moved approval of the November 18, 2013 Special Session and November 18, 2013 Regular Session minutes. 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. Annual liquor and wine license renewals
Mike Carlson, Finance Officer, reported that this was the time set for the public hearing for the annual liquor and wine license renewals. The notice of hearing and the Police Chief's report is included in the packet. From the police report, there is one license holder that had failed a compliance check. As required by ordinance, a management plan from Hy-Vee Stores, Inc. is included in the packet. Mike read the list of license applications requesting renewal.
Mike noted that, for City Council actions, the Council may first want to consider the Fraternal Order of Eagles licenses to allow Alderman Osborne to participate in the discussion on the remainder of the licenses. The second action would be to consider the renewal of the retail on-sale liquor license for the Old Lumber Company, Inc for the Old Lumber Company Bar and Grill at 15 Court Street. When the license was transferred from John Grunewaldt to the Old Lumber Company, Inc in April 2012 as well as the previous renewals the license had the following condition "interior of the building, at said location, as inactive pending final inspection of the building as being suitable to be occupied for this type of business". Farrel Christensen, Building Official, has completed the inspection of

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the main floor and second floor and has issued an occupancy permit for the property. The City Council will need to consider if it wants to continue to restrict the license to the interior of the building. The third action would be to consider the renewal of the balance of the on-sale retail liquor licenses, on-off sale wine licenses, package wine (Farm Winery) license and municipal package off sale license.
353-132
Alderman Davies moved approval of the reissuance of the on-sale retail liquor license for the Fraternal Order of Eagles for Eagles Club at 114 W. Main. Alderman Zimmerman seconded the motion Alderman Osborne requested to abstain. Motion carried 8 to 0. Mayor Powell declared the motion adopted.
354-13
Alderman Willson moved approval of the renewal of the on-sale retail liquor license for the Old Lumber Company, Inc for the Old Lumber Company Bar and Grill at 15 Court Street with the restriction that the license is for the interior of the building at 15 Court Street. Alderman Zimmerman seconded the motion. Discussion followed noting that for an expansion to the roof the City Council would want to know that the expansion would comply with building codes and that the owner would demonstrate that he will comply with the noise ordinance. It was noted that there is a concern with this new business location adjoining residential property based upon the history of noise complaints at the prior location under the same management. Motion carried 9 to 0. Mayor Powell declared the motion adopted.
355-13
Alderman Osborne moved approval of the renewal of the following licenses: On-Sale-Retailer Liquor: Bebee Street II, LLC for Carey's Bar at 18 West Main; Charcoal Lounge, Inc. for Charcoal Lounge at 6 & 8 East Main; Leo's Sports Bar & Grill, LLC for Leo's Lounge at 11 South Market; Bunyans, LLC for Bunyans at 1201 West Main; Main Street Pub, Inc. for Main Street Pub at 11 West Main; City of Vermillion for The Bluff's Golf Course at 2021 East Main; Maya Jane's, Inc. for Maya Jane's at 9 W Main; J.N.J. Management, Inc. for The Road House at 911 East Cherry; Red Steakhouse, Inc for Red Steakhouse at 1 East Main Street; August Management, LLC for Howler's Bar & Grill at 912 North Dakota; Retail On-Off Sale Wine: Spanrex, Inc. for Chae's at 8 West Main; Mexico Viejo, Inc. for Mexico Viejo Mexican Restaurant 432 E Cherry; Blue Inc. for Little Italy's at 831 East Cherry; Bonnie K. Rowland for Raziell's at 13 West Main Street; HyVee Food Stores Inc. for HyVee at 525 West Cherry Street; Silk Road Café, Inc. for Silk Road Café at 12 West Main Street; Wal-Mart Stores, Inc. for Wal-Mart #3734 at 1207 Princeton Street; Café Brule, Inc. for Café Brule at 24 West Main; Red Steakhouse, Inc. for Red Steakhouse at 1 East Main Street; Sunset Oil, Inc. for Pump N Pak Casino at 629 Stanford Street Suite C; Package Wine (Farm Winery): Valiant Vineyards, Inc. for Valiant Vineyards at 1500 West Main; Municipal Off-Sale Package Liquor: City of Vermillion for Municipal Liquor Store at 826 Cottage. Alderman Zimmerman seconded the motion. Motion carried 9 to 0. Mayor Powell declared the motion adopted.
B. Resolution of Necessity and Notice of Hearing for Sidewalk Repairs in the City of Vermillion (southwest quadrant)
Jose Dominguez, City Engineer, reported that the sidewalk inspection program was implemented in 2010 whereby the city was divided into quadrants with the southwest (south of National Street and west of Dakota Street) quadrant being inspected this year. Jose noted during the inspection staff looks for a couple of deficiencies: trippers and surface conditions. He noted that if sidewalk panels were found to be deficient, they were also marked for replacement. Jose stated that on November 4, 2013 the City Council passed a Resolution of Necessity and Notice of Hearing setting the public hearing on the sidewalk repairs for December 2, 2013. Jose stated that the resolution was published and notice was mailed to all property owners listed. He stated that the resolution provides that by June 30, 2015 the repair work be completed or under contract for completion by the end of 2015 or the

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City will make the repairs and assess the repair costs.
Paul Hasse, resident, requested under what State code section the City was adopting this resolution. Jim McCulloch, City Attorney, replied that it was SDCL 9-46 that is titled Sidewalks. Paul reported that the City Council adopted this resolution at the November 4th meeting and is proposing to adopt the same resolution tonight noting that a resolution only requires one action. John Prescott, City Manager, reported that the November 4th resolution was to set the public hearing for December 2nd and provide for notice to be published and mailed to the property owners. Paul stated that some of the property descriptions included in the resolution do not agree with the address and he also was of the understanding that the notice was to be sent by certified mail.
Steve Bell, resident of 117 Court, had questions on the City policy for making repairs. Jose Dominguez, City Engineer, reviewed the policy and addressed the questions. Mr. Bell stated that he wanted to commend the inspector who he talked to during the inspection who explained the inspection criteria. Mr. Bell stated that in viewing other sidewalks in the area he felt that the inspection criteria were not being applied equally.
Discussion followed with the City Attorney on if two mailed notices were required. Jim McCulloch, City Attorney stated that from his short research it appears that two notices with return receipt are required for sidewalk notice and he suggested that action be tabled to allow for proper notice.
Chad Grunewaldt, 15 Court Street, questioned if the property owner was responsible for the sidewalk sections in the downtown area that were in need of replacement because of when the parking meters were removed years ago. Jose Dominguez, City Engineer, stated that he would work with the property owners that have these sections to replace with the City paying its share. Chad asked if this additional information explaining this could be included in the letters being sent property owners.
Discussion followed noting that if additional notices would need to be mailed noting that the resolution setting the public hearing would be on the December 16 agenda and the public hearing to consider adoption of the resolution on the January 6, 2014 meeting.
356-13
Alderman Collier-Wise moved to table consideration of the Resolution of Necessity and Notice of Hearing for Sidewalk Repairs to determine the requirements of the state statutes are met. Alderman Grayson seconded the motion. Motion carried 9 to 0. Mayor Powell declared the motion tabled.
7. Old Business - None
8. New Business
A. 2014 Bluffs Golf Course rates
Jim Goblirsch, Parks and Recreation Director, reported that, during the 2014 budget process, staff recommended the adjustment to golf course rates. Jim stated that the Golf Advisory Board has reviewed the proposed rate schedule and concurred with the recommended changes. Jim reviewed course promotions during the last year along with history of golf rounds and season passes sold. He stated that the proposed rates are comparable with other golf courses in the area. Jim stated that they are looking at on-line registration option for the golf course in conjunction with the parks and recreation on-line system. Jim and Kirk answered questions of the City Council on the golf rates and golf course operations.
357-13
Alderman Davies moved approval of the following rates for Bluffs golf course for 2014:
The Bluffs Golf Course Fees 2014
****Season Fees do not include tax****
SEASON GOLF PASSES
2 Person Family \$689
+ one child \$724 +2 or more \$754
Adult \$529
College(full time) or under 25 \$264
Junior \$129
SEASON RANGE PASSES
Family \$274
Adult \$199
Junior \$94
PRIVATE CARTS
Cart Storage \$349
Trail Fee (homeowners) \$174