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ment, less the City's share of the cost, by the number of feet fronting or abutting upon said improvement. The quotient, plus and eight percent (8%) fiscal fee, shall be the amount assessed per front foot upon the property fronting or abutting thereon.

BE IT FURTHER RESOLVED, that the lots and tracts of real property likely to be affected by the improvement are those parcels of land set forth after the above named alley.

BE IT FURTHER RESOLVED, that the assessment shall be payable in ten (10) equal annual installments. Any assessment or installment not paid within THIRTY (30) days after filing the approved assessment roll in the Finance Office shall be collected under Plan One, collection by the County Treasurer, as set forth in SDCL 9-43, and that all deferred payments shall bear interest at the rate of TEN PERCENT (10%) per annum.

BE IT FURTHER RESOLVED, that the contractors who undertake to perform the work of construction herein provided for shall be paid in cash from the sale of special assessment bonds.

BE IT FURTHER RESOLVED, that any person interested may appear and show cause, before the Governing Body of the City of Vermillion, at the City Council Chambers of said City at 7:00 p.m. on the 6th day of January 2014 why the above and foregoing resolution should not, at said time and place, be adopted and passed by the Governing Body, at which time the Governing Body will finally approve, disapprove, or modify the same in its discretion.

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

Published once at the total approximate cost of \$48.65  
**Published: December 27, 2013**

**RESOLUTION OF NECESSITY AND NOTICE OF HEARING FOR CONSTRUCTION OF CONCRETE SURFACING AND OTHER IMPROVEMENTS ALONG NORTH NORBECK STREET FROM ROOSEVELT STREET TO EAST CLARK STREET**

BE IT HEREBY RESOLVED, by the Governing Body of the City of Vermillion, South Dakota, at a regularly called meeting thereof, in the Council Chambers of said City Hall at 7:00 p.m. on the 2nd day of December, 2013, that the necessity has arisen for the construction of a concrete street and other improvements along the parcels of land hereinafter named, viz:

| AFFECTED ADDRESS                        | AFFECTED LEGAL DESCRIPTION | AFFECTED PARCEL NUMBER | ESTIMATED COST |
|---|----------------------------|------------------------|----------------|
| 1321 ROOSEVELT LOT 15 BLK 1 DAKOTA ADDN |                            |                        | \$26,973.72    |
| 1326 MADISON LOT 13A BLK 1 DAKOTA ADDN  |                            |                        | \$26,973.72    |
| 1325 MADISON LOT 10 BLK 2 DAKOTA ADDN   |                            |                        | \$37,523.93    |
| OUTLOT B BLK 2 DAKOTA ADDN              |                            |                        | \$30,780.50    |

|  |  |  |             |
|--|--|--|-------------|
| 1322 E. CLARK LOT 1 BLK 2 MEHLHAF ADDN   |  |  | \$32,072.62 |
| 15435-00200-010-00   |  |  | NONE ISSUED |
| (PORTION OF THE 300 BLOCK OF NORTH NORBECK) NE _ SW _ SE _ EXC E 33' & MEHLHAF ADDN 18-92-51 MISC 15880-09251-184-12 |  |  |             |

|             |  |  |  |
|-------------|--|--|--|
| \$32,118.30 |  |  | NONE ISSUED (PORTION OF THE 300 BLOCK OF NORTH NORBECK) LOT 1 BLK 1 MADISON PARK ADDN 21417-00100-010-00 |
|-------------|--|--|--|

|             |  |  |   |
|-------------|--|--|---|
| \$68,304.42 |  |  | 401 N. NORBECK E 16 RDS OF NW _ SE _ & W 58 RDS OF NE _ SE _ EXC N 219' & EXC WASHINGTON SQUARE & EXC LOT 13 BLK 1 MEISENHOLDER EAST ADDN & EXC MADISON PARK ADDN 19-92-51 21000-09251-184-04 |
|-------------|--|--|---|

\$67,345.11  
The estimate is based on 2013

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costs and includes and estimated consultant fee of approximately \$31,600.

BE IT FURTHER RESOLVED, that when the cost of construction of the improvement has been determined, the Engineer shall calculate and report to the Governing Body the amount to be assessed against each lot or part of lot fronting or abutting upon the improvement. In determining such assessment, the Engineer shall divide the total cost of the improvement, less the City's share of the cost, by the number of feet fronting or abutting upon said improvement. The quotient, plus any consultant fees incurred by the City for the creation of the construction plans and specification, shall be the amount assessed per front foot upon the property fronting or abutting thereon.

BE IT FURTHER RESOLVED, that the lots and tracts of real property likely to be affected by the improvement are those parcels of land set forth after the above named street.

BE IT FURTHER RESOLVED, that the assessment shall be payable in twelve (12) equal annual installments. Any assessment or installment not paid by May 1st, 2018 shall be collected under Plan One, collection by the County Treasurer, as set forth in SDCL 9-43, and that all deferred payments shall bear interest at the rate of EIGHT PERCENT (8%) per annum.

BE IT FURTHER RESOLVED, that the City will pay all interest for the first two years after the assessment roll is approved by the City Council.

BE IT FURTHER RESOLVED, that the contractors who undertake to perform the work of construction herein provided for shall be paid in cash from the sale of special assessment bonds.

BE IT FURTHER RESOLVED, that any person interested may appear and show cause, before the Governing Body of the City of Vermillion, at the City Council Chambers of said City at 7:00 p.m. on the 6th day of January 2014 why the above and foregoing resolution should not, at said time and place, be adopted and passed by the Governing Body, at which time the Governing Body will finally approve, disapprove, or modify the same in its discretion.

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

Published once at the total approximate cost of \$55.60  
**Published: December 27, 2013**

**Unapproved Minutes Council Special Session**

December 16, 2013  
Monday 12:00 noon  
The special session of the City Council, City of Vermillion, South Dakota was held on Monday, December 16, 2013 at 12:00 noon at the City Hall large conference room.

1. Roll Call

Present: Collier-Wise (arrived at 12:03 p.m.), Grayson, Meins, Osborne, Ward, Willson, Zimmerman, Mayor Powell

Absent: Davies

2. Informational Session - Prentis Park Master Plan update - Jim Goblirsch

Jim Goblirsch, Parks and Recreation Director, provided a summary of the comments received at and following the public meeting on the Prentis Park Master Plan.

Alderman Collier-Wise arrived at 12:03 p.m.

Jim reviewed the four concepts and asked the City Council for direction on what concept or combination of concepts they would like to proceed with. John Prescott, City Manager, stated that, if the City Council would settle on one concept, a resolution would be prepared for a future meeting for approval to move forward with that concept. Discussion followed on the different concepts with Jim answering questions of the City Council. The consensus of the City Council was to have staff bring a resolution to a future meeting to move forward with Concept D with reviewed parking options.

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3. Educational Session - Airport Policies - Jose Dominguez

Jose Dominguez, City Engineer, stated that the airport policies were handed out and reviewed at a prior noon session to be discussed at a future meeting to allowed Council members time to review before finalizing the policies. Jose reviewed the policies and answered questions of the City Council. The consensus of the City Council was to have the policies finalized for adoption at a future meeting.

4. Educational Session - Water Tower Construction Slideshow - Randy Isaacson

Randy Isaacson, Water Superintendent, provided a picture tour of the progress on the water tower construction. Randy stated that, depending upon the weather, a crane will be delivered December 26th for hanging of the water tower on December 27th that is estimated to take all day. Randy stated that he would provide John Prescott with any changes to this schedule. Randy answered questions of the City Council on the progress to date on the tower project.

5. Briefing on the December 16, 2013 City Council Regular Meeting

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

6. Adjourn

372-13  
Alderman Osborne moved to adjourn the Council special session at 12:58 p.m. Alderman Meins seconded the motion. Motion carried 8 to 0. Mayor Powell declared the motion adopted.

Dated at Vermillion, South Dakota this 16th 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 16, 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 16, 2013 at 7:00 p.m. by Mayor Powell.

1. Roll Call

Present: Collier-Wise, Davies, Grayson, Osborne, Willson, Zimmerman, Mayor Powell  
Absent: Meins, Ward

2. Pledge of Allegiance

3. Minutes

A. Minutes of December 2, 2013 Special Session; December 2, 2013 Regular Session

373-13  
Alderman Grayson moved approval of the December 2, 2013 Special Session and December 2, 2013 Regular Session minutes. Alderman Willson seconded the motion. Motion carried 7 to 0. Mayor Powell declared the motion adopted.

4. Adoption of Agenda

374-13  
Alderman Zimmerman moved approval of the agenda. Alderman Collier-Wise seconded the motion. Motion carried 7 to 0. Mayor Powell declared the motion adopted.

5. Visitors to be Heard - None

6. Public Hearings - None

7. Old Business

A. Second Reading of Ordinance 1308 - 2013 Supplemental Budget Appropriations Ordinance

Mike Carlson, Finance Officer, reported that this is second reading of a supplemental appropriations ordinance to provide for unexpected expenditures in the General Fund, Second Penny Sales Tax Fund, Capital Projects Special Assessment Fund, Curbside Recycling Fund, Debt Service TIF 3 Fund, Debt Service TIF 4 Funds and Equipment Replacement Fund. Mike reviewed the line item changes and recommended adoption of the appropriation ordinance.

375-13  
Second reading of title to Ordinance No. 1308 entitled 2013 Budget Supplemental Appropriations Ordinance for the City of

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Vermillion, South Dakota.

Mayor Powell read the title to the above named Ordinance, and Alderman Davies moved adoption of the following:

BE IT RESOLVED that the minutes of this meeting shall show that the title to the proposed Ordinance No. 1308 entitled 2013 Budget Supplemental Appropriations Ordinance of the City of Vermillion, South Dakota was first read and the Ordinance considered substantially in its present form and content at a regularly called meeting of the Governing Body on the 2nd day of December, 2013 and that the title was again read at this meeting, being a regularly called meeting of the Governing Body on this 16th day of December, 2013 at the City Hall Council Chambers in the manner prescribed by SDCL 9-19-7 as amended.

BE IT RESOLVED and ordained that said Ordinance be adopted to read as follows:

**ORDINANCE NO. 1308 2013 SUPPLEMENTAL APPROPRIATIONS ORDINANCE**

An ORDINANCE ADOPTING a 2013 Supplemental Appropriation Ordinance for the City of Vermillion, South Dakota.

BE IT ORDAINED, BY THE GOVERNING BODY of the City of Vermillion, that the following sums are appropriated to meet the obligations of the municipality.

| Amount of | 2013 Proposed Supplemental Budget | Budget | Budget |
|-----------|-----------------------------------|--------|--------|
|-----------|-----------------------------------|--------|--------|

**General Fund:**

**Revenues:**

|                               |         |         |         |
|-------------------------------|---------|---------|---------|
| Federal Grants through State  | 1,000   | 2,280   | 1,280   |
| Airport Fuel Revenue          | 55,000  | 62,800  | 7,800   |
| Transfer from Capital Project | 13,735  | 20,369  | 6,634   |
| Appropriation from Reserve    | 187,785 | 186,051 | (1,734) |

**Expenditures:**

|                         |       |       |       |
|-------------------------|-------|-------|-------|
| Police Administration   | 3,000 | 2,268 | (320) |
| Other Current Expenses  |       |       |       |
| Furniture and Equipment | -0-   | 1,600 | 1,600 |

**Airport**

|                           |        |        |       |
|---------------------------|--------|--------|-------|
| Fuel for Resale           | 45,000 | 51,500 | 6,500 |
| <b>Library</b>            |        |        |       |
| Electricity               | 16,000 | 20,000 | 4,000 |
| Water                     | 1,300  | 1,700  | 400   |
| Gas                       | 4,500  | 5,400  | 900   |
| <b>Old Library</b>        |        |        |       |
| Building Repairs & Maint. | 10,000 | 10,900 | 900   |

**Second Penny Sales Tax Fund**

**Revenues:**

|                            |         |         |        |
|----------------------------|---------|---------|--------|
| Appropriation from Reserve | 209,682 | 224,682 | 15,000 |
|----------------------------|---------|---------|--------|

**Expenditures:**

|               |     |        |        |
|---------------|-----|--------|--------|
| Swimming Pool | -0- | 15,000 | 15,000 |
|---------------|-----|--------|--------|

**Capital Projects SA Fund**

**Expenditures:**

|                          |        |        |         |
|--------------------------|--------|--------|---------|
| Appropriation to Reserve | 26,215 | 19,581 | (6,634) |
| Transfer to General Fund | 13,735 | 20,369 | 6,634   |

**Curbside Recycling**

**Revenues:**

|                            |       |        |       |
|----------------------------|-------|--------|-------|
| Appropriation from Reserve | 4,180 | 12,097 | 7,917 |
|----------------------------|-------|--------|-------|

**Expenditures:**

|                    |        |        |       |
|--------------------|--------|--------|-------|
| Personnel Services | 71,472 | 79,389 | 7,917 |
|--------------------|--------|--------|-------|

**Debt Service TIF3**

**Revenues:**

|          |     |     |     |
|----------|-----|-----|-----|
| Interest | -0- | 150 | 150 |
|----------|-----|-----|-----|

**Expenditures:**

|                     |        |        |     |
|---------------------|--------|--------|-----|
| Refund Fund Balance | 43,518 | 43,668 | 150 |
|---------------------|--------|--------|-----|

**Debt Service TIF4**

**Revenues:**

|          |    |     |    |
|----------|----|-----|----|
| Interest | 60 | 120 | 60 |
|----------|----|-----|----|

**Expenditures:**

|                     |        |        |    |
|---------------------|--------|--------|----|
| Refund Fund Balance | 25,712 | 25,772 | 60 |
|---------------------|--------|--------|----|

**Equipment Replacement**

**Revenues:**

|                            |         |         |       |
|----------------------------|---------|---------|-------|
| Appropriation from Reserve | 412,764 | 414,764 | 2,000 |
|----------------------------|---------|---------|-------|

**Expenditures:**

|                       |           |           |       |
|-----------------------|-----------|-----------|-------|
| Equipment Replacement | 1,056,800 | 1,058,800 | 2,000 |
|-----------------------|-----------|-----------|-------|

Dated at Vermillion, South Dakota this 16th day of December, 2013.

THE GOVERNING BODY OF THE CITY OF VERMILLION,

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SOUTH DAKOTA

BY \_\_\_\_\_  
John E. (Jack) Powell, Mayor

ATTEST:  
By \_\_\_\_\_  
Michael D Carlson, Finance Officer

Adoption of the Ordinance was seconded by Alderman Grayson. Thereafter, the question of the adoption of the Ordinance was put to a roll call vote of the Governing Body, and the members voted as follows:  
Collier-Wise-Y,  
Davies-Y,  
Grayson-Y,  
Osborne-Y, Willson-Y, Zimmerman-Y, Mayor Powell-Y

Motion carried 7 to 0. Mayor Powell declared that the Ordinance has been adopted and directed publication thereof as required by law.

8. New Business

A. Resolution of Necessity and Notice of Hearing for Sidewalk Repairs in the City of Vermillion (southwest quadrant)

Jose Dominguez, City Engineer, reported that the City instituted a sidewalk inspection program in 2010 which is meant to bring deficient portions of sidewalks up to proficient standard. Jose reported that the program divided the city into quadrants with the southwest (south of National Street and west of Dakota Street) quadrant being inspected this year. Jose stated that the special assessment process provides that the governing body set a public hearing date. Jose reported that this resolution will set the public hearing of January 6, 2014 for the southwest quadrant sidewalks. Jose reported that there are two sets of state statutes covering sidewalk assessments. One set of statutes requires a single publication and a mailing while the second set of statutes requires two publications but no mailing. Jose stated that if the resolution is approved it will be published twice and also mailed to the property owners to comply with both statutes. Jose noted that, due to the estimated costs of the sidewalk improvements, he has proposed providing an extra year for completion or contract for completion being June 30, 2015. Discussion followed on the resolution and the process.

376-13  
After reading the same once, Alderman Collier-Wise moved adoption of the following:

**RESOLUTION OF NECESSITY AND NOTICE OF HEARING FOR SIDEWALK REPAIRS IN THE CITY OF VERMILLION, SD**

BE IT HEREBY RESOLVED, by the Governing Body of the City of Vermillion, South Dakota, at a regularly called meeting thereof, in the Council Chambers of said City Hall at 7:00 p.m. on the 16th day of December, 2013, that the necessity has arisen for sidewalk repairs along the parcels of land hereinafter named, viz:

| VIOLATION   | VIOLATION LEGAL DESCRIPTION | VIOLATION ADDRESS | VIOLATION PARCEL NUMBER | ESTIMATED COST |
|---|-----------------------------|-------------------|-------------------------|----------------|
| 10 AUSTINS 54' OF LOT 18 BLK 29 ORIGINAL TOWN   |                             |                   |                         | \$1,947.75     |
| 15 AUSTINLOTS 6 & 7 BLK 30 ORIGINAL TOWN & LOT 4, 5 .6, & 7 OF 18, 19, 20, BLK 30 ORIGINAL TOWN |                             |                   |                         | \$367.50       |
| 15530-03000-200-00  |                             |                   |                         | \$367.50       |
| 102 AUSTINN 1/2 OF 13 & ALL OF 14 BLK 22 ORIGINAL TOWN  |                             |                   |                         | \$183.75       |
| 15530-02200-140-00  |                             |                   |                         | \$1,741.95     |
| 110 AUSTINLOT 12 & S 1/2 OF 13 BLK 22 ORIGINAL TOWN   |                             |                   |                         | \$1,117.20     |
| 15 BLOOMINGDALEW 80' OF 1, 2 & W 80' OF N 13.5' LOT 3 BLK 13 ORIGINAL TOWN                      |                             |                   |                         | \$2,322.60     |
| 15530-01300-030-06  |                             |                   |                         | \$597.33       |
| 18 BLOOMINGDALEE 50' OF N 1/2 OF 12 & E 50' OF 13 & 14 BLK 14 ORIGINAL TOWN                     |                             |                   |                         | \$1,205.40     |
| 15530-01400-140-00  |                             |                   |                         | \$489.07       |
| 32 BLOOMINGDALELOTS 6 & 7 EXC W 62' BLK 24 ORIGINAL TOWN  |                             |                   |                         | \$735.00       |
| 12 CENTERN 38.5' OF LOT 25 BLK 35 SNYDERS   |                             |                   |                         | \$1,885.28     |
| 15720-03500-250-03  |                             |                   |                         | \$6,372.45     |
| 24 CENTERS 12' OF LOT 2 BLK 3 S N Y D E R S   |                             |                   |                         | \$103          |
| 15720-03500-020-03  |                             |                   |                         | \$6,372.45     |
| 103 CHURCHLOT 1 BLK 24 ORIGINAL TOWN  |                             |                   |                         | \$183.75       |
| 15530-02400-010-00  |                             |                   |                         | \$183.75       |
| 107 CHURCHLOT 2 & N 15' OF  |                             |                   |                         |                |

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LOT 3 BLK 24 ORIGINAL TOWN 15530-02400-030-00 \$735.00

111 CHURCHS 29' OF LOT 3 & N 15' OF LOT 4 BLK 24 ORIGINAL TOWN 15530-02400-040-00 \$367.50

7 COURTS 34' OF LOT 4 & N 14' OF LOT 5 BLK 28 ORIGINAL TOWNSITE OF VERMILLION 15530-02800-040-00 \$2,903.25

9 COURTN 18' OF 6 & S 30' OF 5 BLK 28 ORIGINAL TOWN 15530-02800-050-00 \$2,646.00

11 COURTS 20' OF N 38' OF LOT 6 BLK 28 ORIGINAL TOWN 15530-02800-060-00 \$1,617.00

15 COURTS 6' OF 6 & ALL OF LOT 7 BLK 28 ORIGINAL TOWN 15530-02800-070-00 \$4,178.48

16 COURTLOTS 8,9,10 & 11 BLK 27 ORIGINAL TOWN 15530-02700-110-00 \$4,678.28

104 COURTW 93' OF N 1/2 OF LOT 12 & W 93' OF 13 & 14 BLK 24 ORIGINAL TOWN 15530-02400-140-00 \$1,617.00

116 COURTN 1/2 OF LOT 10 & S 18' OF LOT 11 BLK 24 ORIGINAL TOWN 15530-02400-110-00 \$367.50

117 COURTLOT 5 BLK 23 ORIGINAL TOWN 15530-02300-050-00 \$1,286.25

122 COURTLOT 9 & S 1/2 OF LOT 10 BLK 24 ORIGINAL TOWN 15530-02400-100-00 \$1,212.75

124 COURTLOT 8 BLK 24 ORIGINAL TOWN 15530-02400-080-00 \$1,617.00

125 COURTLOT 7 BLK 23 ORIGINAL TOWN 15530-02300-070-00 \$551.25

203 COURTLOTS 1 & 2 BLK 14 ORIGINAL TOWN 15530-01400-020-00 \$705.60

204 COURTN 32' OF 13 & ALL OF 14 BLK 13 ORIGINAL TOWN 15530-01300-140-00 \$1,256.85

215 COURTW 1/2 OF VAC COURT ST LOCATED BTWN S 34' OF LOT 5 & ALL LOTS 6 & 7 BLK 14 & S 34' OF LOT 10 & ALL OF LT 8 & 9 BLK 12 BLK 14 ORIGINAL TOWN & LOTS 3, 4, 5, 6, 7, BLK 14 ORIGINAL TOWN

15530-01400-070-00 \$367.50

2 E. MAINLOTS 15 & 16 BLK