

10 Vermillion Plain Talk

2010 Legal and Public Notices

Each bid in excess of \$50,000.00 must be accompanied by a certified check, cashier's check or draft in the amount of 5% of the base bid and all add alternates and drawn on a State or National Bank or a 10% bid bond issued by a surety authorized to do business in the State of South Dakota and made payable to the Board of Regents of the State of South Dakota.

The Board of Regents reserves the right to reject any or all bids and to waive any irregularities therein.

The University of South Dakota is a smoke-free campus.

KRISTI HONEYWELL, P.E.
State Engineer
Office of the State Engineer

Published at the total approximate cost of \$44.19.
Published: February 28, 2014.

Unapproved Minutes

Council Special Session
Policies and Procedures Committee
February 18, 2014
Tuesday 12:27 p.m.

The City of Vermillion Policies and Procedures Committee was called to order on Tuesday, February 18, 2014 at 12:27 p.m. by Chairman Osborne at the City Hall large conference room. As there was a quorum of the City Council members present, it is reported as a special meeting.

1. Roll Call

Committee Present: M e i n s , Osborne, Zimmerman
Committee Absent: Davies
Council members also present: Mayor Powell, Collier-Wise, Ward, Zimmerman

Also present: Dennis Martens, Dave Howard, John Prescott, Jose Dominguez, Andy Colvin, Jim McCulloch, Mike Carlson

2. Old Business

A. Harold Davidson Field Airport - Minimum Standards for Operators of Commercial Activities

Chairman Osborne stated that the meeting was to continue the review of the minimum standards for commercial activities updated since last meeting. Items for review are insurance, hours of operation, fueling rights and bathroom facilities for hangars. Chairman Osborne asked Jose to update committee on any changes.

Jose Dominguez, City Engineer, stated that, since last meeting, he contacted the City Airport Insurance carrier who referred him to an area insurance agent for additional information on the cost of these policies and coverage. He stated that he informed the agent of the coverage that the City was requesting and asked the agent to explain the coverage. Jose noted that the general liability covers a wide gamut of items. It was explained as an a la carte menu that may include premises and product liability, amongst others. Hangar keepers would be a separate type of coverage. Premises liability covers accidents that may happen within the area owned by the business owner. Product liability covers products that are sold and installed by the business owner. Hangar keeper's liability covers any airplane that is under the control or care of the business owner. Jose stated that he asked the agent if the City's proposed coverage limit of \$1,000,000 was reasonable. The agent stated that this is not unreasonable and would be considered a standard minimum. Jose reported that administration feels the coverage and limits are reasonable for minimum standards. Jose stated that he had requested a quote for the minimum coverage and is waiting for the agent to provide a quote.

As to hours of operation, Jose stated that he would propose the following: Hours of operation shall be at the operator's discretion. The operator shall provide a telephone number for on-call response during nights, weekends, non-scheduled hours and holidays.

As to fueling rights, Jose stated that he would propose the following: All leases that currently allow fuel sales will be grandfathered; the sale of aviation fuel will be terminated when the term of the lease expires, or if the lease is terminated by either the City or lease; a flowage fee will be levied onto all fuel sales at the airport; all commercial users selling fuel will be required to report to the City how many gallons of fuel they purchase with the report due at the City Finance Office no later than the 5th day of each month; the flowage fee amount will be established by resolution.

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As to bathroom facilities, this is outside the minimum standards but the recommendation is to allow incinerating toilets in all of the hangars along with waterless hand washing stations.

Discussion followed on the minimum standards. Dave Howard stated that that he did not have any objections to what Jose had presented.

Dennis Zimmerman moved that the Policies and Procedures Committee recommend to the City Council the minimum standards with the changes proposed by Jose. Clarene Meins seconded the motion. Motion carried 3 to 0. Chairman Osborne declared the motion adopted and the report will be made to the City Council tonight for consideration at the March 3rd meeting.

Dennis Zimmerman moved to adjourn the committee meeting at 12:37 p.m. Clarene Meins seconded the motion. Motion carried 3 to 0. Chairman Osborne declared the motion adopted.

Dated at Vermillion, South Dakota this 18th day of February, 2014.

City of Vermillion, Policies and Procedures Committee
Kent Osborne Chairman

Published once at the approximate cost of \$48.55.
Publish: February 28, 2014.

STATE OF SOUTH DAKOTA COUNTY OF CLAY:SS

IN CIRCUIT COURT
FIRST JUDICIAL CIRCUIT
FILE NO. PRO. 14-3

ESTATE OF
DARREL J. LARSON,
Deceased

NOTICE TO CREDITORS

Notice is given that on February 11, 2014, Gail Fiedler, whose address is 411 Stanford Street, Lot 46, Vermillion, South Dakota, 57069, and Tim Larson, whose address is 46364 304th Street, Centerville, South Dakota, 57014, were appointed as co-personal representatives of the estate of Darrel J. Larson.

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

Claims may be filed with the co-personal representatives or may be filed with the clerk and a copy of the claim mailed to the personal representative.

Dated February 12, 2014.

Gail Fiedler
411 Stanford Street Lot 46
Vermillion, SD 57069
(605) 624-4568

Tim Larson
46364 304th Street
Centerville, SD 57014
(605) 300-0065

Jessica Bosse
Clay County Clerk of Courts
P.O. Box 377
Vermillion, SD 57069
(605) 677-6756

Thomas H. Frieberg
Frieberg, Nelson & Ask, LLP
P.O. Box 511
Beresford, SD 57004-0511
(605) 763-2107

Published three times at the total approximate cost of \$62.40.
Published: February 21, 28, & March 7, 2014.

STATE OF SOUTH DAKOTA COUNTY OF CLAY:SS

IN CIRCUIT COURT
FIRST JUDICIAL CIRCUIT
FILE NO. PRO. 14-2

ESTATE OF
BARBARA LARSON,
Deceased

NOTICE TO CREDITORS

Notice is given that on February 11, 2014, Gail Fiedler, whose address is 411 Stanford Street, Lot 46, Vermillion, South Dakota, 57069, and Tim Larson, whose address is 46364 304th Street, Centerville, South Dakota, 57014,

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were appointed as co-personal representatives of the estate of Barbara Larson.

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

Claims may be filed with the co-personal representatives or may be filed with the clerk and a copy of the claim mailed to the personal representative.

Dated February 12, 2014.

Gail Fiedler
411 Stanford Street Lot 46
Vermillion, SD 57069
(605) 624-4568

Tim Larson
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Published: February 21, 28, & March 7, 2014.

STATE OF SOUTH DAKOTA COUNTY OF CLAY: SS

IN CIRCUIT COURT
FIRST JUDICIAL CIRCUIT

IN THE MATTER OF THE
ESTATE OF
CAROL ANN BYE
DECEASED.

NOTICE TO CREDITORS

Notice is given that on the 11th day of February, 2014, Jeanette Hubert, whose address is 46624 315th Street, Vermillion, SD 57069, was appointed as personal representative of the estate of Carol Ann Bye, Deceased.

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 February 12, 2014.

Jeanette Hubert
46624 315th Street
Vermillion, SD 57069
(605)624-6230

JESSICA BOSSE
CLERK OF COURTS
211 W. MAIN STREET
VERMILLION, SD 57069
(605)677-6756

CRAIG K.. THOMPSON
CRAIG K.. THOMPSON LAW OFFICES
P.O. BOX 295
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(605)624-2097
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Published three times at the total approximate cost of \$55.51.
Published: February 14, 21, & 28, 2014.

NOTICE OF VACANCY ON SCHOOL BOARD

The following school board position(s) will become vacant due to the expiration of the present term(s) of office of the following school board member(s):

One 3-year term on the school board
One 2-year term on the school board

Circulation of nominating petitions may begin on March 1, 2014 and petitions may be filed in the office of the business manager located at 17 Prospect between the hours of 8:00 a.m. and 4:00 p.m. CST (Central Standard Time) not later than March 25, 2014, at 5:00 p.m., or mailed by registered mail not later than March 25, 2014, at 5:00 p.m.

Sheila R. Beermann

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Business Manager
Vermillion School District 13-1

Published twice at the total approximate cost of \$33.97.
Published: February 21 & 28, 2014.

February 11, 2014

The Board of County Commissioners met in regular session Tuesday, February 11, 2014 at 9:00 a.m. Members present: Mockler, Packard, Powell, Kephart, and Passick.

Kephart moved, seconded by Mockler and carried to approve the agenda.

Minutes of the February 4, 2014 meeting were approved with a motion by Packard, seconded by Mockler and carried.

Quotes were reviewed for propane. Powell moved, seconded by Mockler and carried to approve the low bid from Long's Propane of \$3.229 per gallon, requiring that the Highway Superintendent not buy any more than what is needed due to this winter's high propane prices.

Ray Hofman, Register of Deeds, met with the Board to present his written notice of retirement, effective June 6, 2014. Discussion ensued regarding the current election year and the appointment of a new Register of Deeds to fill the remainder of the term from June 6th until December 31st. The Board asked that Jane Olson, Deputy Register of Deeds, come into the meeting. Powell moved, seconded by Mockler and carried to appoint Jane Olson as Register of Deeds to fill the remainder of Hofman's term. Olson accepted the appointment.

Cynthia Aden, Zoning Administrator, and Terry Brady met with the Board to discuss the zoning setbacks on Brady's lot in the Ponderosa development. It was discussed that Brady could apply for a variance if he had a building project on that property.

Cynthia Aden, Welfare Director, presented Welfare Case #C14-03. It was determined that the individual met County welfare guidelines. Powell moved, seconded by Packard and carried to approve payment of \$577.24 for the emergency medical bill.

Andy Jensen, 4-H Advisor, met with the Board to present a quarterly report. Jensen reported on many meetings, training, and 4-H programs taking place in the first quarter of 2014. Two participants traveled to the Black Hills Stock Show Youth Day and scored very well.

The Board had a short recess to look at the small courtroom and discuss proposed renovations to increase security, as well as proposed security measures for the Court Services office.

The meeting resumed, and Kephart moved, seconded by Mockler and carried to reject current bids for the small courtroom renovations and request new bids to be all-inclusive with electrical work, carpet, and paint.

The Register of Deeds monthly report and the Sheriff's Office monthly reports were accepted and placed on file.

Powell moved, seconded by Kephart and carried to approve travel for Auditor's Office personnel to Pierre March 18-19 for Election Workshop, requesting that Auditor Carri Crum contact former Auditor Ruth Bremer to ask if she would fill in at the Auditor's Office March 19th so that the office could remain open for business.

Carri Crum, County Auditor, presented new health insurance information from the current provider, Wellmark. Powell moved, seconded by Packard and carried that the Commissioners review over the coming months any available policies and possible cost savings for the County.

Packard moved, seconded by Powell and carried to place the topic of health insurance for Commissioners on the February 25th agenda for discussion.

Packard moved, seconded by Mockler and carried to approve the following claims for payment. February Bills: (Disbursements) Beresford School District \$26045.37, Bethel Township \$3506.59, Centerville School District \$20783.98, City of Vermillion \$53128.11, Domestic Violence \$265.00, Garfield Township \$2841.30, Gayville/Volin School District \$1828.45, Glenwood Township \$3136.62, Irene City \$860.23, Irene/Wakonda School District \$101001.03, Meckling Township \$2662.32,

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Norway Township \$716.79, Pleasant Valley Township \$1879.31, Prairie Center Township \$1937.12, Riverside Township \$2347.89, Spirit Mound Township \$1343.17, Star Township \$3296.67, TLC Water Project District \$416.36, Vermillion Basin Water Development District \$1223.26, Vermillion School District \$235707.20, Vermillion Township \$1169.41, Wakonda Town \$6763.07; (Modernization & Preservation) SD Assn. of County Officials \$280.00; (Prof. Serv./Fees) Associated Consulting Engineering \$6966.50, Avera University Psych. \$1475.07, David Bergendahl \$315.60, Denise Cody \$15.00, Dept. of Revenue \$1974.87, First Bank & Trust Visa \$150.00, Debra Gapp/Gapp Counseling Svc. \$3000.00, HARTELCO \$50, Lucy Lewno \$150.49, Lincoln Co. Treasurer \$70.07, Gary Mikelson \$157.86, Pollard & Larson \$262.50, Sanford Health Clinic \$102.72, SD Achieve \$120.00, SD Planner's Assn. \$55.00, SESDAC \$360.00, Shepherd Reporting \$66.00, Sioux Equipment \$53.60, Karen Swanda \$15.00, Vermillion Federal Credit Union \$16.92, Yankton Co. Sheriff \$75.00; (Publishing) Broadcaster Press \$30.00, Geniusweb.com \$118.00, Plain Talk \$564.66, Star Publishing \$317.07, The Equalizer \$42.00; (Repairs/Maint.) Automatic Bldg. Controls \$207.00, Bow Creek Metal \$15.00, Century Business Products \$45.88, Graham Tire Yankton \$135.00, HARTELCO \$10.00, Johnson Electric \$68.62, Midwest Bldg. Maint. \$24.00, Sioux Equipment \$160.00, Sioux Falls Two-Way Radio \$18.74, Walker Construction \$132.60; (Data Processing) Manatron \$12369.00, Netsys Plus \$3668.98, Software Services \$2460.00; (Materials/Supplies) A-OX Welding Supply \$153.76, American Institutional \$197.88, Bow Creek Metal \$46.04, Brown & Saenger \$222.00, Brunick Service \$2254.98, Butler Machinery \$817.21, Campbell Supply \$253.56, Clay-Union Electric \$600.00, Cox Auto Supply \$23.30, Ehresmann Engineering \$18.42, First Bank & Trust Visa \$847.14, Grace Freeman \$100.00, Graham Tire Yankton \$17.50, Lawson Products \$291.29, Light & Siren \$504.74, Marco \$180.20, McLeod's Printing \$433.52, Mead Lumber \$230.58, Microfilm Imaging Systems \$587.00, Midwest Bldg. Maint. \$442.00, Mills & Miller, Inc. Distributing \$4576.53, Northern Safety Co. \$121.81, Quill Corp. \$133.96, SD Assn. of Co. Hwy. Superintendents \$225.00, Sioux Equipment \$204.24, Sioux Falls Two-Way Radio \$209.94, Sturdevant's Auto Parts \$693.41, True Value \$33.47, Vander Haag's \$57.50, Vermillion ACE Hardware \$6.00, Wheelco Brake & Supply \$282.44, Yankton Janitorial Supply \$353.50; (Copier Supplies) Century Business Products \$111.78; (Travel/Conference) Cedar Shore Resort \$163.90, First Bank & Trust Visa \$44.06, Hy-Vee \$44.95, SD Assn. of Co. Hwy. Superintendents \$80.00; (Inmate Transport) Brunick Service \$226.00; (Utilities) Bureau of Administration \$68.32, Clay-Union Electric \$627.34, Fischer's Disposal \$50.00, HARTELCO \$79.95, Long's Propane \$5134.11, MidAmerican Energy \$2120.38, Vermillion Garbage Svc. \$60.00; (Machinery/Auto) Brunick Service \$2533.52, Mark's Machinery \$13400.00, Sturdevant's Auto Parts \$5.39, Vermillion Federal Credit Union \$177.29; (Jury/Witness) Carol Bak \$74.42, Dawn Bohn-Brown \$57.40, Esther Houts \$50.00, Barbara Iacino \$50.00, Sheila Jacobson \$50.00, Benjamin Mollman \$50.00, Micky Rasmussen \$50.00, Evelyn Schlenker \$50.00, William Settles \$50.00, Donna Sommervold \$52.96; (Furn./Minor Equip.) Netsys Plus \$958.99, Western Office Tech. \$2959.60; (Juvenile Detention) Volunteers of America \$3565.00; (Special Assessments) Clay Co. Treasurer \$56.14.

At 11:00 a.m. Mockler moved, seconded by Powell and carried to adjourn and reconvene Tuesday, February 25, 2014 at 9:00 a.m.

Raymond Passick, Chairman
Board of County Commissioners

ATTEST:

Carri R. Crum, County Auditor

Published once at the total approximate cost of \$85.49.
Published: February 28, 2014.

SECTION 00020 INVITATION TO BID

RECEIPT OF BIDS

Sealed bids for the Landfill Cell 5 Construction project will be received by the City of Vermillion, City Engineer, at City Hall, 25 Center Street, Vermillion, South Dakota, 57069, until April

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3, 2014 at 2:00 p.m., and shortly thereafter the bids will be opened publicly and read aloud in a room at City Hall.

GENERAL DESCRIPTION OF WORK

The project consists of constructing and installing a 6.2 acre landfill cell with excavation and stockpiled soils, leachate collection and associated mechanical and electrical at the Vermillion Landfill located at 31426 Bluff Road, Vermillion, SD 57069. Approximately 265,000 cubic yards of excavation will be required to meet base grades. On time completion of this project is critical to landfill operations. Only contractors that can meet the contract's schedule requirements shall bid this project.

Additional bid requirements and specifications that must be met by BIDDER are included in subsequent specification sections of this specification package.

DOCUMENT EXAMINATION AND PROCUREMENTS

Copies of the Bidding and Contract Documents will be available electronically at no charge and e-mailed to the BIDDER.

Paper copies of the Bidding and Contract Documents (including specification book and half size plans) will also be available upon request at no charge. Non-South Dakota Contractors shall pay for shipping of the documents. Contract Documents will be shipped to South Dakota Contractors free of charge. For non-South Dakota Contractors, Contract Documents will not be shipped until BIDDER provides deliver payment method.

To obtain a copy of the Bidding and Contract Documents contact:

Garrett Williams
HDR Engineering, Inc.
402-399-1210
Garrett.Williams@hdrinc.com

Plans are also available at the following locations:

Plains Builders Exchange, Inc.
200 N. Kiwanis Ave
P.O. Box 1396
Sioux Falls, SD 57101

Sioux Falls Builders Exchange
1418 C Avenue
Sioux Falls, SD 57104

No partial sets of Specifications or Drawings will be issued.

BID SECURITY

Each Bid must be accompanied by Bid security made payable to OWNER in the form of a certified check, bank money order or a Bid Bond, issued by a surety meeting the requirements of Paragraphs 5.01 and 5.02 of the General Conditions. The amount of the bid security shall be equal to:

a. Five percent of BIDDER's maximum Bid price if bid security is in the form of a certified check or bank money order.

b. 10 percent of BIDDER's maximum Bid price if bid security is in the form of a Bid Bond, issued by a surety meeting the requirements of Paragraphs 5.01 and 5.02 of the General Conditions.

CONTRACT SECURITY

The successful BIDDER will be required to furnish a Performance Bond and Payment Bond as described in Section 00700 - GENERAL CONDITIONS.

PREBID CONFERENCE

A prebid conference will be held at the Vermillion City Hall at 10:00 a.m. on March 12, 2014. The meeting will conclude with a visit and tour of the Vermillion Landfill.

CONTRACT TIME

The Contract Time is defined in Section 00700 - GENERAL CONDITIONS, and specified in Specification Section 00500 - AGREEMENT.

QUALIFICATION OF BIDDERS

Requirements concerning the qualifications of BIDDERS are described in Section Specification 00100 - INSTRUCTIONS TO BIDDERS.

SPECIAL INSTRUCTIONS

Bidders on this work will be required to comply with the President's Executive Order Nos 11246 as amended, 11518 and 11625 as amended. The requirements for bidders and contractors under these orders are explained in the specifications.