

2010 Legal and Public Notices

Office of the State Engineer

Published one time at the total approximate cost of \$54.29. Publish: January 23, 2015.

MINUTES OF THE VERMILLION SCHOOL BOARD Regular Meeting, Unapproved Minutes January 12, 2015. VERMILLION PUBLIC SCHOOLS.

Board members present: Esping, Fairholm, Peterson, Stammer. Board member absent and excused: Schwasinger. Presiding officer present: Esping-president. Officer present: Beermann-business manager. Administrators present: Froke-superintendent. School attorney present: McCulloch.

Item #1-1015: Len Griffith, director of guidance, presented information on the new smarter balance assessment student testing program, and answered questions in regard to it and other testing programs.

Item #2-1015: Motion by Fairholm, seconded by Stammer, to approve the agenda as presented with the elimination of the executive session item. Aye: Unanimous.

Item #3-1015: Motion by Stammer, seconded by Peterson, to approve the minutes of the December 8, 2014 and December 12, 2014 board meetings as presented. Aye: Unanimous.

Item #4-1015: Motion by Fairholm, seconded by Stammer, to accept the business manager's report for the month ending December 31, 2014 and approve the payment of claims as presented. Aye: Unanimous.

Item #5-1015: Froke presented information on the following items: School board recognition week, ASBSD board development opportunity, and Booster club donation of Polaris vehicle.

Item #6-1015: Beermann presented information regarding annual election options. Motion by Peterson, seconded by Fairholm, to hold the annual school board election on April 14, 2015. Aye: Unanimous.

Item #7-1015: Board Member Reports: Fairholm presented information on the calendar meeting. Stammer presented information on the meeting held with soccer representatives. Esping and Peterson presented an update on the meeting with Johnson Controls regarding the high school HVAC project and other miscellaneous district projects.

Item #8-1015: Mike Hubbard and Bob Devine, Johnson Controls representatives, presented information on the HVAC systems

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renovation project at the high school. Motion by Stammer, seconded by Fairholm, to seek bids for asbestos abatement for the high school HVAC system project. Aye: Unanimous.

Item #9-1015: Motion by Stammer, seconded by Peterson, to adopt the following resolution: RESOLUTION FOR OPT OUT: THE GOVERNING BOARD OF VERMILLION SCHOOL DISTRICT #13-1 do state that the above said board is unable to operate under the tax limitation measure currently in statute. We therefore OPT OUT of such tax limitation in the amount of \$880,000 starting with calendar year 2015 taxes payable in the calendar year 2016. This opt out will be for 5 years, which will be through taxes payable in the calendar year 2020. This action has been taken by the board and approved by at least a two-thirds vote of the board. This decision may be referred to a vote of the people upon a petition signed by at least five percent of the registered voters in the district and filed with the governing body within twenty days of the first publication of this decision. Unless this action is referred to a vote of the people and reversed by such vote, this resolution authorizes the county auditor to spread an excess levy to raise tax dollars in the above stated amount. Aye: Esping, Fairholm, Peterson, and Stammer. Absent: Schwasinger.

Item #10-1015: Motion by Stammer, seconded by Fairholm, to approve Policy DI-Fiscal Accounting and Reporting on first reading as amended. Aye: Unanimous.

Item #11-1015: Motion by Fairholm, seconded by Peterson, to approve the following classified employment items: Krista Crook-spiced educational assistant at \$10.00/hr., and Matthew Peabody-part time sped educational assistant/ESL assistant at \$10.00/hr. Aye: Unanimous.

Item #12-1015: Motion by Fairholm, seconded by Peterson, to approve the following after school program employment items: Samantha Mathis-aide at \$8.50/hr., and Alex Stanley-aide at \$8.50/hr. Aye: Unanimous.

Item #13-1015: Motion by Stammer, seconded by Fairholm, to approve the following wage increases due to the new minimum wage law and make sure all employees are at that minimum wage: Danielle Anderson-after school program aide at \$8.50/hr., Marissa Fallesen-after school program aide at \$8.50/hr., Sam Jolley-after school program

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aide at \$8.50/hr., Dylan Kor-after school program aide at \$8.50/hr., Jenna Schultz-after school program aide at \$8.50/hr., Zach Shaw-after school program aide at \$8.50/hr., and Dana Vandenberg-after school program aid at \$8.50/hr. Aye: Unanimous.

Item #14-1015: Motion by Peterson, seconded by Fairholm, to approve the following adult volunteers: Christian Hagenwrestling program volunteer, and Morgan Hower-gymnastics program volunteer. Aye: Unanimous.

Item #15-1015: Motion by Peterson, seconded by Stammer, to adjourn at 8:44 p.m. Aye: Unanimous.

Chris Esping, President; Sheila R. Beermann, Business Manager.

Vermillion School District 13-1 BOARD REPORT FOR NEWS-PAPER; Vendor Name, Vendor Description, Amount; AAA TRAVEL AGENCY, INC, TRAVEL, 1,263.60; AMERICAN BUS CORP, SERVICES, 35,314.52; AMERICINN-ABERDEEN, TRAVEL, 332.00; ARAMARK UNIFORM SERVICES, INC, SERVICES, 40.09; ARMBRUST, SARAH, SUPPLY, 113.18; AVERA ST LUKE'S, SERVICES, 923.76; BEERMANN, SHEILA R, SUPPLIES, 178.86; BROADCASTER PRESS, INC, SERVICES, 1,056.93; BROADWAY PLAY PUBLISHING INC, SUPPLIES, 161.00; BROOKINGS SCHOOL DISTRICT 5-1, FEES, 8.00; BRUNICK SERVICE, INC, SERVICES, 2,903.97; CAMPBELL SUPPLY CO, INC, SUPPLIES, 584.40; CANON FINANCIAL SERVICES, INC, SERVICES, 1,344.78; CENTRAL FORENSIC CONFERENCE, DUES, 150.00; CENTURYLINK, PHONE LINES, 516.25; CHEMCO INC, SUPPLIES, 111.00; CHILDREN'S CARE HOSPITAL & SCHOOL, SERVICES, 4,767.00; CITY OF VERMILLION, SERVICES, 15,269.97; CLM GROUP, INC., THE, SUPPLIES, 257.95; COMMERCE PROPERTIES, LLC, LEASE, 1,700.00; CONNECTING POINT COMPUTER CENTER, INC, SUPPLIES, 1,475.00; CONSTELLATION NEWENERGY-GAS DIVISION, LLC, SERVICES, 12,095.06; CTL LEASING, OFFICE RENT, 1,291.60; CULLIGAN WATER CONDITIONING, SERVICES, 23.00; CULVER, GARY, SUPPLIES, 50.60; CUSIP GLOBAL SERVICES, SERVICES, 120.00; CUSTOM LANYARD, SUPPLY, 182.30; DAKOTA INN, TRAVEL, 306.00; DAKOTA LOCK AND KEY, SERVICES, 40.00;

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DAKOTA PC WAREHOUSE, SUPPLIES, 967.82; DAKOTA SECURITY SYSTEMS INC, SUPPLIES, 104.00; DAKOTA XII CONFERENCE, DUES, 52.50; DAUBY'S SPORT SHOP, INC, SUPPLIES, 419.00; DOUGHERTY & COMPANY LLC, SERVICES, 600.00; EAST DAKOTA EDUCATIONAL COOPERATIVE, SERVICES, 1,236.60; EQUALIZER, SUPPLIES, 216.00; FATHER FLANAGAN'S BOYS' HOME, SERVICES, 272.00; FIRST NATIONAL BANK IN SIOUX FALLS, SERVICES, 105,912.50; FOREMAN MEDIA, SERVICES, 60.00; GARRATT CALLAHAN COMPANY, INC, SUPPLIES, 1,000.00; GECRB/AMAZON, SUPPLIES, 115.89; GOPHER SPORT, SUPPLIES, 58.21; GUARANTEE ROOFING & SHEET METAL OF SD, SERVICES, 433.89; HILLYARD SIOUX FALLS, SUPPLIES, 3,860.50; HOBART SALES & SERVICE-SIOUX CITY AGENCY, SERVICES, 411.98; HOLIDAY INN-SPEARFISH, TRAVEL, 163.98; HOMAN, ANDY, SUPPLY, 115.29; HY-VEE, INC, SUPPLIES, 417.43; IMPREST FUND-TRUST & AGENCY, REFUND ACCOUNTS, 1,398.83; J.W. PEPPER & SON, INC, SUPPLIES, 299.99; JAMES E. MCCULLOCH LAW OFFICE, SERVICES, 288.00; JAYMAR BUSINESS FORMS, INC, SUPPLIES, 192.05; JOHNSON ELECTRIC, INC, SERVICES, 1,921.16; LUNCHTIME SOLUTIONS, INC, SERVICES, 17.00; LUNCHTIME SOLUTIONS, INC, SERVICES, 42,222.38; M&M CONSTRUCTION, LLC, SERVICES, 180.54; MENTORING MINDS, LP, SUPPLIES, 283.40; MF ATHLETIC CO, INC, SUPPLIES, 265.75; MIDAMERICAN ENERGY CO., INC, SERVICES, 176.36; MOORE WELDING & MFG, SERVICES, 94.00; MOORE, TODD, SUPPLIES, 96.94; NATIONAL ASSN OF SECONDARY SCHOOL PRINC, DUES, 495.00; NATIONAL THROWS COACHES, REGISTRATION, 179.00; NCS PEARSON, INC, SUPPLIES, 5,336.00; NYGREN'S TRUE VALUE, SUPPLIES, 520.36; PARENT, REFUND, 23.00; PARKSTON SCHOOL DISTRICT, FEES, 10.00; PAUL'S PLUMBING INC, SERVICES, 403.06; PITNEY BOWES, INC, SERVICES, 340.05; PMB 0112, PHONE SERVICES, 219.10; PRESTO-X COMPANY, LLC, SUPPLIES, 328.88; PRINT SOURCE, SUPPLIES, 410.60; QUILL CORPORATION, SUPPLIES, 72.98; RAY'S MID-BELL MUSIC, SUPPLIES, 75.95; RIDER, BECKY, SUPPLIES, 52.39; SANFORD VERMILLION MEDICAL CENTER, SERVICES, 11,110.00; SCHOLASTIC BOOK CLUB, SUPPLIES, 98.00; SCHOOL SPECIALTY, INC, SUPPLIES, 187.14; SCHOOL-REACH, SUPPLIES, 2,394.60; SD DEPARTMENT OF HUMAN SERVICES, SERVICES, 5,659.05; SD HIGH SCHOOL ACTIVITIES ASSOCIATION, FEES, 31.00; SESDAC, INC, SERVICES, 2,276.23; SIOUX FALLS ROOSEVELT, FEES, 70.00; SIOUX FALLS-LINCOLN, FEES, 125.00; SPORTSMAN'S, INC, SUPPLIES, 519.94; STORMO, SARAH, REIMBURSEMENT, 56.24; STUDENT, JOB TRAINING, 34.00; STUDENT, SERVICES, 27.00; STUDENT, JOB TRAINING, 29.00; STUDENT, JOB TRAINING, 33.00; STUDENT, SERVICES, 4.00; STURDEVANTS AUTO PARTS, SUPPLIES, 24.83; TEACHER SYNERGY LLC, SUPPLIES, 49.98; TECHNOLOGY & INNOVATION IN EDUCATION, DUES, 5,600.00; TURNER PLUMBING, INC, SERVICES, 388.40; VERIZON WIRELESS SERVICES LLC, SERVICES, 182.41; VERMILLION ACE HARDWARE, SUPPLIES, 133.51; VERMILLION AREA ARTS COUNCIL, SERVICES, 1,000.00; VERMILLION AREA DANCE ORGANIZATION, STIPEND, 525.00; VERMILLION COMMUNITY CPR, SERVICES, 150.00; VERMILLION FORD, INC, SERVICES, 119.26; VERMILLION GARBAGE SERVICE, SERVICES, 2,025.00; VERMILLION ROTARY CLUB INC, FEES, 150.75; VERMILLION SCHOOL DISTRICT, MISC, 646.25; VERMILLION SCHOOL DISTRICT TOURNAMENT ACCOUNT, TOURNAMENT LOSS, 188.19; WAGNER COMMUNITY SCHOOL, FEES, 75.00; WAL-MART COMMUNITY, SUPPLIES, 332.76; WE

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CARE ONLINE, LLC, SERVICES, 159.00; WELLS FARGO REMITTANCE CENTER, FEES, 50.00; WEX BANK, SUPPLIES, 248.48; XEROX CORPORATION, COPIERS, 2,365.33; YANKTON DAILY PRESS & DAKOTAN, SUPPLIES, 101.57.

Vermillion School District #13-1 - December, 2014 Gross Payroll Report: Administration - \$58,125.54, Alternative School Instruction/Classified - \$4,736.93, Instructional General Fund - \$271,131.94, Instructional Special Education Fund - \$44,392.66, Instructional Pre-School Program - \$2,800.00, Beyond School Adventure Day Care Director/Aides - \$4,400.55, Board Members - \$0.00, Co-Curricular - \$21,783.16, Classified General Fund - \$53,898.61, Classified Special Education - \$25,090.15, Guidance Certified/Classified - \$16,963.58, Library Certified/Classified - \$4,601.38 - Grand Total of Decembers Gross Payroll: \$507,924.50.

Published once at the total approximate cost of \$115.29. Publish: January 23, 2015.

NOTICE TO BIDDERS

Notice is hereby given that the Governing Body of the City of Vermillion, South Dakota will meet at the City Hall meeting room of said City on the **28th day of January, 2015, at 2:00 p.m.** at which time bids and proposals will be received, publicly opened and read at that time. The bids will be acted upon by the City Council at City Hall on the 2nd day of February, 2015 at 7:00 p.m. The equipment required is as follows:

One four door sedan and three pickup trucks.

Copies of the specifications may be obtained from the City of Vermillion Engineering Department, 25 Center Street, Vermillion, South Dakota, 57069.

Bid security is required according to state law and the bid specifications.

Payment for the services herein provided for will be in cash.

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

Dated at Vermillion, South Dakota this 8th day of January, 2015.

CITY OF VERMILLION

By
Jason Anderson, Asst. City Engineer

Published twice at the approximate cost of \$30.45. Publish: Jan. 16 & 23, 2015.

NOTICE OF VACANCY ON SCHOOL BOARD VERMILLION SCHOOL DISTRICT No. 13-1

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):

Two 3-year term(s) on the school board

Circulation of nominating petitions may begin on January 30, 2015 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 February 27, 2015, at 5:00 p.m., or mailed by registered mail not later than February 27, 2015, at 5:00 p.m.

Sheila R. Beermann
Business Manager
Vermillion School District 13-1

Published twice at the total approximate cost of \$20.49. Publish: Jan. 16 & 23, 2015.

STATE OF SOUTH DAKOTA COUNTY OF CLAY

IN CIRCUIT COURT
FIRST JUDICIAL CIRCUIT

Wells Fargo Bank, N.A.,

Plaintiff,

vs,

Kathleen P. Varilek, nka Kathleen P. Haines; and any person in possession,

Defendants.

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Civil No. 13-168

NOTICE OF REAL ESTATE SALE

Judgment in the amount of \$67,801.72 having been entered in favor of plaintiff and against defendants, which Judgment was filed with the Clerk of Courts of Clay County, South Dakota, on September 18, 2014, for the foreclosure of a real estate mortgage.

Notice is hereby given pursuant to said Judgment that the real property described in the Mortgage dated August 12, 2005, which Frank J. Varilek and Kathleen P. Varilek, Mortgages, executed and delivered to Mortgage Electronic Registration Systems, Inc., Mortgagee: Wiken Tract 1 in the Southeast Quarter (SE¼) of Section Twenty (20) and Wiken Tract 2 in the Southwest Quarter (SW¼) of Section Twenty-one (21), All in Township Ninety Four (94) North, Range Fifty-three (53) West of the 5th P.M., Clay County, South Dakota.

and recorded in the office of the Register of Deeds of Clay County, South Dakota, on the 17th day of August, 2005, in Book 123, Page 102; assigned to Wells Fargo Bank, N.A. by Assignment of Mortgage recorded September 9, 2013, in Book 135 Mortgages, Page 610, in order to realize the amount of \$67,500.00, as of August 12, 2005, plus interest accruing thereafter on said amount at the rate of 5.75% per year, together with the costs and expenses of sale, will be sold subject to redemption as provided by law as one parcel of land at public auction, subject to the lien for unpaid real estate taxes and assessments of Clay County, South Dakota, and easements and restrictions of record, to the highest bidder for cash under the direction of the Sheriff of Clay County, South Dakota, at the front door of the Clay County Courthouse, in Vermillion, South Dakota, on February 18, 2015, at 10:00 A.M. (CT).

If the sale is set aside for any reason, the Purchaser at the sale shall be entitled only to a return of the deposit paid. The Purchaser shall have no further recourse against the Mortgagor, the Mortgagee or the Mortgagee's attorney.

Dated January 2, 2015.

Sheriff of Clay County, South Dakota

MACKOFF KELLOGG LAW FIRM

By:
David C. Piper, Attorney #4128
38 Second Avenue East
Dickinson, ND 58601
(701) 227-1841
Attorneys for Plaintiff

Published twice at the total approximate cost of \$69.27. Publish: Jan. 23 & Feb. 6, 2015.

Dear Fellow Citizens of the Vermillion School District,

The current five-year general fund opt-out is soon coming to an end. Therefore, we are informing you through the legal advertisement presented below of the need to renew the opt-out. We are increasing the request from \$800,000 to \$880,000. We feel this is necessary to keep up with the cost of inflation and increased expenses. The purpose of the opt-out renewal remains the same as it has been over the last 10 years - to maintain current educational programs and reasonable class sizes. We closely monitor the financial condition of the school district and can assure you of the need.

Thank you for helping us maintain quality education programs and learning opportunities for the students of the Vermillion School District.

Sincerely,
Vermillion School Board Members:
Chris Esping, President
Dave Stammer, Vice President
Shannon Fairholm
Tim Schwasinger

Doug Peterson

Advertisement paid by these individual school board members.

**ATTENTION TAXPAYERS:
NOTICE OF PROPERTY TAX INCREASE OF \$880,000
RESOLUTION FOR OPT OUT**

THE GOVERNING BOARD OF VERMILLION SCHOOL DISTRICT #13-1 do state that the above said board is unable to operate under the tax limitation measure currently in statute. We therefore OPT OUT of such tax limitation in the amount of \$880,000 starting with calendar year 2015 taxes payable in the calendar year 2016. This opt out will be for 5 years, which will be through taxes payable in the calendar year 2020. This action has been taken by the board and approved by at least a two-thirds vote of the board.

This decision may be referred to a vote of the people upon a petition signed by at least five percent of the registered voters in the district and filed with the governing body within twenty days of the first publication of this decision.

Unless this action is referred to a vote of the people and reversed by such vote, this resolution authorizes the county auditor to spread an excess levy to raise tax dollars in the above stated amount.

Signed:
Chris Esping, Board President
Dave Stammer, Board Vice-President
Shannon Fairholm, Board Member
Doug Peterson, Board Member
Tim Schwasinger, Board Member (Absent)

Published twice at the approximate cost of \$110.16.

**Classifieds
Work!
Call
624-4429
To Place An
Ad In The
Plain Talk or
Broadcaster.**

Financial Report to the School Board from the Business Manager - Vermillion School District #13-1

Reporting Month: <i>DECEMBER 2014</i>	General Fund	Capital Outlay Fund	Special Ed Fund	Pension Fund	Bond Red. Fund	Enterprise Funds	Food Service Fund	Internal Service Fund	T & A Fund
Beginning Cash Balance	2,643,065.36	2,026,483.21	635,267.37	780,780.43	445,076.43	68,158.63	274,649.15	510,959.97	52,406.18
Local Sources:	280,943.80	106,947.93	55,235.71	10,693.70	16,968.51	9,917.00	24,401.70	16,961.80	4,860.20
County Sources	11,948.22								
State Sources	266,356.00		25,687.00			1,952.50			
Federal Sources	50,027.28		63,348.00			224.68	26,502.59		
Miscellaneous									
NSF Checks Reversed									
TOTAL RECEIPTS	609,275.30	106,947.93	144,270.71	10,693.70	16,968.51	12,094.18	50,904.29	16,961.80	4,860.20
TOTAL DISBURSEMENTS Transfers/Voided Check	692,959.87	54,180.48	122,519.16			11,359.81	49,512.60	3,538.12	4,093.08
Other Financing Sources									
Ending Cash Balance	2,559,380.79	2,079,250.66	657,018.92	791,474.13	462,044.94	68,893.00	276,040.84	524,383.65	53,173.30