

2010 Legal and Public Notices

A. Minutes of June 16, 2014 Special Session; June 16, 2014 Regular Session

209-14

Alderman Zimmerman moved approval of the June 16, 2014 Special Session and June 16, 2014 Regular Session minutes. Alderman Meins seconded the motion. Motion carried 9 to 0. Mayor Powell declared the motion adopted.

4. Adoption of Agenda

210-14

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

5. Visitors to be Heard - None

6. Old Business - None

7. Presentation to Outgoing Council Members

A. Proclamation of Appreciation - Tom Davies

Alderman Willson read a Proclamation of Appreciation for Tom Davies's service on the City Council. Mayor Powell presented the proclamation to Tom Davies.

B. Proclamation of Appreciation - John Grayson

Alderman Collier-Wise read a Proclamation of Appreciation for John Grayson's service on the City Council. Mayor Powell presented the proclamation to John Grayson. John Grayson thanked the Council for the proclamation.

C. Proclamation of Appreciation - Kent Osborne

Alderman Meins read a Proclamation of Appreciation for Kent Osborne's service on the City Council. Mayor Powell presented the proclamation to Kent Osborne. Kent Osborne thanked the Council for the proclamation.

D. Proclamation of Appreciation - Dennis Zimmerman

Alderman Ward read a Proclamation of Appreciation for Dennis Zimmerman's service on the City Council. Mayor Powell presented the proclamation to Dennis Zimmerman.

8. Adjourn

211-14

Alderman Osborne moved to adjourn the Council Meeting at 7:15 p.m. Alderman Meins seconded the motion. Motion carried 9 to 0. Mayor Powell declared the motion adopted.

Dated at Vermillion, South Dakota this 7th day of July, 2014.

THE GOVERNING BODY OF THE CITY OF VERMILLION, SOUTH DAKOTA

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

NEW CITY COUNCIL

1. Installation of Mayor and Alderman

Mike Carlson, Finance Officer, administered the Oath of Office to Mayor Powell, Alderman Erickson, Holland, Holly Meins and Price.

The regular session of the City Council, City of Vermillion, South Dakota was called to order on Monday, July 7, 2014 at 7:21 p.m. by Mayor Powell.

2. Roll Call

Present: Collier-Wise, Erickson, Holland, Clarene Meins, Holly Meins, Price, Ward, Willson, Mayor Powell, Student Representative Torden

3. Adoption of the Agenda

212-14

Alderman Collier-Wise moved approval of the agenda with the correction to the locations in Item 12 C to W. Main Street between Washington and Church Street, Ratingen Platz Market Street from Main to Bloomingdale Street, Austin Street from Main to Kidder and Prospect from Main Street half block north. Alderman Clarene Meins seconded the motion. Motion carried 9 to 0. Mayor Powell declared the motion adopted.

4. Election of Officers

A. President

Mayor Powell opened nomina-

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tions for President of the Council.

Alderman Collier-Wise nominated Alderman Willson for President. Alderman Ward seconded the nomination.

213-14

Alderman Collier-Wise moved that nominations cease and a unanimous ballot be cast for Alderman Willson for President of the City Council. Alderman Ward seconded the motion. Motion carried 9 to 0. Mayor Powell declared the motion adopted.

B. Vice President

Mayor Powell opened nominations for Vice President of the Council.

Alderman Ward nominated Alderman Collier-Wise for Vice President. Alderman Willson seconded the nomination

214-14

Alderman Ward moved that nominations cease and a unanimous ballot be cast for Alderman Collier-Wise for Vice President of the City Council. Alderman Willson seconded the motion. Motion carried 9 to 0. Mayor Powell declared the motion adopted.

5. Appointment of Administrative Officers

A. Finance Officer

Mayor Powell recommended the appointment of Mike Carlson as Finance Officer.

215-14

Alderman Willson moved approval of the appointment of Mike Carlson as Finance Officer. Alderman Clarene Meins seconded the motion. Motion carried 9 to 0. Mayor Powell declared the motion adopted.

B. City Attorney

Mayor Powell recommended the appointment of James McCulloch as City Attorney. Mayor Powell noted that Mr. McCulloch has requested an increase in the hourly rate from \$80 to \$90 per hour.

216-14

Alderman Collier-Wise moved approval of the appointment of James McCulloch as City Attorney with the increase in the hourly rate to \$90 per hour. Alderman Willson seconded the motion. Motion carried 9 to 0. Mayor Powell declared the motion adopted.

6. Other Appointments and Designations

A. City Council Committees and Other Committee Assignments

Mayor Powell read the appointments to the City Council committees for Labor and Finance, Policies and Procedures, Utilities and Surplus Property Appraisal.

217-14

Alderman Willson moved approval of the following City Council Committee appointments: Labor and Finance - Collier-Wise/Chair, Holland, Holly Meins and Price; Policies and Procedures - Willson/Chair, Collier-Wise, Clarene Meins and Ward; Utilities - Powell/Chair, Erickson, Ward and Willson; Surplus Property Appraisal - Clarene Meins/Chair, Erickson, Holland and Price. Alderman Clarene Meins seconded the motion. Motion carried 9 to 0. Mayor Powell declared the motion adopted.

Mayor Powell requested that John Prescott, City Manager, review the listing of his recommendations for other City committee assignments. John read the list of other City committee assignments noting that some boards and committees do not need appointments at this time.

218-14

Alderman Ward moved approval of the Mayor's recommendations for the following appointments to other City boards: Joint Powers - Holly Meins; Library Board - Collier-Wise; Tree Board - Aaron Baedke, Pete Jahn, Alderman Willson; Other City liaison/representatives: Clay County - Mayor Powell; Clay County Fair Board - Mike Carlson; Clay County Fire Company - Shannon Draper and Alan Hanson; Clay County Health Liaison - Alan Hanson; Clay County Park Board - Jessica Kennedy; Missouri River Energy Services - John Prescott and Jason Anderson as alternate; SECOG - John Prescott and Mayor Powell as alternate; Dakota Hospital Foundation - John Prescott; University of South Dakota - Mayor Powell, Vermillion Chamber of Commerce & Development Company - Mayor Powell and John Prescott and Vermillion

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NOW! - Mayor Powell. Alderman Willson seconded the motion. Motion carried 9 to 0. Mayor Powell declared the motion adopted.

B. Official Newspaper

Mike Carlson, Finance Officer, reported that State law requires the designation of an official newspaper, which has been the Vermillion Plain Talk. Mike noted the designation may not be for a period of less than twelve months and recommended the designation of the Vermillion Plain Talk for that period.

219-14

Alderman Willson moved approval of the designation of the Vermillion Plain Talk as the official newspaper for a twelve month period. Alderman Clarene Meins seconded the motion. Motion carried 9 to 0. Mayor Powell declared the motion adopted.

C. Official Depositories

Mike Carlson reported that State law requires the designation of official depositories of the City funds and requested designation for the following: CoTrust Bank, First Bank & Trust, First Dakota National Bank, Bank of the West, S.D. Public Funds Investment Trust, Wells Fargo and First National Bank in Sioux Falls.

220-14

Alderman Ward moved approval of the designation of the following as official depositories: CoTrust Bank, First Bank & Trust, First Dakota National Bank, Bank of the West, S.D. Public Funds Investment Trust, Wells Fargo and First National Bank in Sioux Falls. Alderman Collier-Wise seconded the motion. Motion carried 9 to 0. Mayor Powell declared the motion adopted.

D. Consolidated Board of Equalization

Mike Carlson, Finance Officer, reported that the County, School, and City have adopted a resolution to consolidate the Board of Equalization and the County requests that the entities reaffirm their intent before November of each year.

221-14

Alderman Collier-Wise moved approval of the consolidation of the Board of Equalization with the County and School for the coming year. Alderman Clarene Meins seconded the motion. Motion carried 9 to 0. Mayor Powell declared the motion adopted.

E. Determination of Rules of Order

John Prescott, City Manager, stated that the City Council Rules and Procedures call for the City Council to designate an edition of Robert's Rules of Order. He stated that the City is currently using the 9th edition and has copies of this version available. The City Council, in 2006, developed a rules and procedures manual for the Council and now, with a new Council, it would be a good time to adopt the rules and procedures again. John stated that copies of the rules and procedures will be handed out with the orientation materials on Tuesday night.

222-14

Alderman Willson moved approval of the determination of Robert's Rules of Order 9th Edition as the rules of order for City Council meetings and to re-affirm the City Council Rules and Procedures dated March 2006. Alderman Ward seconded the motion. Motion carried 9 to 0. Mayor Powell declared the motion adopted.

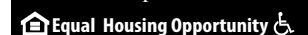
7. Visitors to be Heard

A. Proclamation Recognizing July as Park and Recreation Month

Alderman Clarene Meins read the proclamation recognizing July as Park and Recreation month in Vermillion. Mayor Powell presented the proclamation to Jim Goblirsch and Ryan Baedke representing the Parks and Recreation Department. Jim Goblirsch thanked the City Council on behalf of the entire Parks and Recreation staff.

Scott Munger, owner of the Equalizer, reported that starting July 31st they will be expanding and publishing a newspaper with home delivery on Thursday, Friday and Saturday. He stated that with the expansion they will

One & two bedroom apartments. **Scotland Apartments**, 821 Main St. Scotland, SD 57059. Laundry. Rental assistance available to those who qualify. For appointments or applications please call **605-624-5218** or visit www.oakleafpm.com.



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be a bigger part of the community.

8. Public Hearings - None

9. Old Business - None

10. New Business

A. Request to close Main Street from the Bank of the West entrance to Prospect Street, one-half block south on Court Street, and one-half block north on Center Street from 5:00 p.m. to 8:00 p.m. on Wednesday, July 16, 2014 from 5:00 p.m. to 8:00 p.m. for the Tri-State Cruisers/Dakota Classic Cruisers

John Prescott, City Manager, stated the Tri-State Drive-in Cruisers are hosting their annual car show on Wednesday, July 16th and, as such, are requesting the temporary closure of portions of Main Street, Court Street and Center Street. The request is to close Main Street from the Bank of the West entrance to Prospect Street, one-half block south on Court Street, and one-half block north on Center Street from 5:00 p.m. to 8:00 p.m. on Wednesday, July 16, 2014. John noted that the Police, Fire and EMS Departments have been notified of the closure request. George Roetman, representing the Cruisers, wanted to pass along that the group is always pleased to come to Vermillion.

223-14

Alderman Willson moved approval of the closure of Main Street from the Bank of the West entrance to Prospect Street, one-half block south on Court Street, and one-half block north on Center Street from 5:00 p.m. to 8:00 p.m. on Wednesday, July 16, 2014 for the Tri-State Drive-in Cruisers Car Show. Alderman Clarene Meins seconded the motion. Motion carried 9 to 0. Mayor Powell declared the motion adopted.

B. Request to close N. Plum Street from E. Cherry Street to SD Highway 50 bypass on Friday, August 22, 2014 from 5:00 a.m. to 3:00 p.m. for USD Move-in Day

Jose Dominguez, City Engineer, reported that the University of South Dakota has been utilizing Plum Street, between Highway 50 and E. Cherry Street, during their freshman move-in day. He stated that the traffic control for the move-in requires the assistance of the City and the DOT. Jose stated that the request from USD is included in the packet. In order to mitigate the danger of the local traffic on Plum Street, USD has requested that Plum Street from Cherry Street to Hwy. 50 be closed from 5:00 a.m. to 3:00 p.m. on Friday, August 22, 2014. Jose noted that the map attached shows the areas affected. All residents in the mobile home park and apartments can use alternate routes to access their residences. Jose noted that the Police, Fire and EMS Departments have been notified of the closure request. Jose recommended the closure with the stipulation that all traffic control devices for the closure be acquired, installed and removed by USD.

224-14

Alderman Willson moved approval of the request to close N. Plum Street from E. Cherry Street to SD Highway 50 bypass on Friday, August 22, 2014 from 5:00 a.m. to 3:00 p.m. for USD Move-in Day with the stipulation as recommended by the City Engineer. Alderman Ward 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, on Friday, August 22, 2014 from 5:00 a.m. to 3:00 p.m. for USD Move-in Day

Jose Dominguez, City Engineer, reported that this year the University has also requested the closing of Rose Street from Coyote Village to the Dakota Dome. Jose noted that Rose Street will also be utilized during the closure for the USD move-in day. Jose stated that the request for the closure is due to safety concerns with traffic. Jose reported that to remove the danger of the local traffic on Rose Street, USD has requested that Rose Street from Coyote Village to the Dakota Dome be closed from 5:00 a.m. to 3:00 p.m. on Friday, August 22, 2014. Jose noted that the map showing the areas affected is included in the packet. Jose stated

Town Square I & II Apartments 505-507 W. Main St. Vermillion, SD 57069. 1 BR apartments for anyone 55 years of age or older, or persons with disabilities. Please call **605-624-5218** or visit www.oakleafpm.com. Utilities are included and we are pet friendly. Rental assistance available to those who qualify.



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that this is the first time USD has requested the closing of Rose Street for move-in day. Jose noted that the Police, Fire and EMS Departments have been notified of the closure request. Jose recommended the closure with the stipulation that all traffic control devices for the closure be acquired, installed and removed by USD.

225-14

Alderman Willson moved approval of the closing of Rose Street from Coyote Village to the Dakota Dome, on Friday, August 22, 2014 from 5:00 a.m. to 3:00 p.m. for USD Move-in Day with the stipulation as recommended by the City Engineer. Alderman Clarene Meins seconded the motion. Motion carried 9 to 0. Mayor Powell declared the motion adopted.

D. Resolution of Necessity and Notice of Hearing for installation of street lighting along North Norbeck Street from Roosevelt Street to E. Cherry Street

Jason Anderson, Assistant City Engineer, reported that North Norbeck Street has been designated as a collector street. Jason stated that the street lights along Norbeck south of Roosevelt Street to Clark Street will be installed as part of the current street assessment project. Jason noted that the special assessment process provides that the governing body: (1) adopt a resolution setting a public hearing; and (2) notify the property owners of the hearing by both sending notice and publishing the notice of the hearing. Jason stated that the resolution sets the public hearing date of August 4, 2014. Jason reported that, following the August 4th public hearing, the City Council will be asked to adopt a resolution approving the special assessment roll with any added adjustments in the amounts.

226-14

After reading the same once, Alderman Willson moved adoption of the following:

RESOLUTION OF NECESSITY AND NOTICE OF HEARING FOR INSTALLATION OF STREET LIGHTING ALONG NORTH NORBECK STREET FROM ROOSEVELT STREET TO EAST CHERRY 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 7th day of July, 2014, that the necessity has arisen for the construction of street lighting along the parcels of land hereinafter named, viz:

AFFECTED ADDRESS
AFFECTED LEGAL DESCRIPTION
AFFECTED PARCEL NUMBER
ESTIMATED COST

1325 E. CHERRY
E 173.2' OF LOT 17, BLK 1, EXC S 90' & EXC LOT H1, OUELLETES ADDN.
15540-00100-170-02
\$849.49

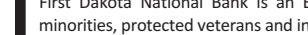
612 N. NORBECK
S 90' OF E 173.2' OF LOT 17, BLK 1, OUELLETES ADDN.
15540-00100-170-03
\$849.49

1326 LINCOLN
LOT 16, BLK 1, OUELLETES ADDN.
15540-00100-160-00
\$1,071.30

C. Request to close Rose Street from Coyote Village to the Dakota Dome, on Friday, August 22, 2014 from 5:00 a.m. to 3:00 p.m. for USD Move-in Day

Jose Dominguez, City Engineer, reported that this year the University has also requested the closing of Rose Street from Coyote Village to the Dakota Dome. Jose noted that Rose Street will also be utilized during the closure for the USD move-in day. Jose stated that the request for the closure is due to safety concerns with traffic. Jose reported that to remove the danger of the local traffic on Rose Street, USD has requested that Rose Street from Coyote Village to the Dakota Dome be closed from 5:00 a.m. to 3:00 p.m. on Friday, August 22, 2014. Jose noted that the map showing the areas affected is included in the packet. Jose stated

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516 N. NORBECK
LOT 3, BLK 2, OUELLETES ADDN.
15540-00200-030-00
\$1,142.09

1324 ROOSEVELT
LOT 4, BLK 2, OUELLETES ADDN.
15540-00200-040-00
\$1,142.09

1407 E. CHERRY
LOT 12, BLK 1, MEISENHOLDER EAST ADDN.
15450-00100-120-00
\$1,595.15

603 N. NORBECK
LOT 13, BLK 1, MEISENHOLDER EAST ADDN.
15450-00100-130-00
\$991.07

515 N. NORBECK
LOT 1, BLK 1, WASHINGTON SQUARE ADDN.
15830-00100-010-00
\$991.07

503 N. NORBECK
LOT 2, BLK 1, WASHINGTON SQUARE ADDN.
15830-00100-020-00
\$991.07

The estimate is based on the two most recent street lighting projects and includes the 8% fiscal fee.

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 an 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 street.

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 4th day of August 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.

Experience... the Difference!
FIRST DAKOTA NATIONAL BANK
TELLER SUPERVISOR
FIRST DAKOTA NATIONAL BANK is seeking a Teller Supervisor to join the management team at our Vermillion location. Qualified applicant must have supervisory experience and 2 years teller/banking experience, with preference given for 3-5 years experience. Must exhibit professionalism and strong leadership qualities, have excellent organizational skills with the ability to multi-task, possess high customer service traits, and communicate effectively while working in a team environment.
The position responsibilities include:
• Schedule and train all teller staff; coordinate and manage monthly Teller meetings
• Assist Security Advisor/Branch Manager with security training
• Review, update and/or write effective procedures
• Train employees in customer service and banking procedures including leading the team for sales and referral opportunities
• Consolidate and balance daily transactions; examines daily Teller transaction reports for accuracy
FIRST DAKOTA offers a team oriented work environment with competitive compensation. Full benefits are available including medical, dental, life, short and long term disability, 401(k), vision and career apparel. Successful applicant must pass pre-employment screening including credit history and criminal record check.
Qualified candidates may apply online at www.firstdakota.com/ Employment or request an application at any First Dakota location. Individuals may also submit a resume & cover letter by mail or email to:
First Dakota National Bank Human Resources Department
PO Box 156, Yankton, SD 57078
Email: hresource@firstdakota.com
Application deadline: Friday, July 25, 2014.
Member FDIC
First Dakota National Bank is an Equal Opportunity Employer of women, minorities, protected veterans and individuals with disabilities.