Legal and Public 2010 2010 **Notices**

KEVIN L. LITKE 417 MEADOW RIDGE DRIVE TALLAHASSEE, FLORIDA 32313 805-274-1738

Clay County Clerk of Courts 211 West Main Street, Suite 300 Vermillion, SD 57069 605-677-6755

Linda L. Kogel Kogel Law Office PO Box 493 Vermillion, SD 57069 605-624-2667 Published three times at the total approximate cost of \$58.51. Published: June 7, 14, & 21,

STATE OF SOUTH DAKOTA COUNTY OF CLAY:SS

IN CIRCUIT COURT FIRST JUDICIAL CIRCUIT

IN THE MATTER OF THE **MICHELE** MARSH, Deceased.

PRO. 13-15

NOTICE TO CREDITORS AND NOTICE OF INFORMAL PROBATE AND APPOINTMENT OF PERSONAL REPRESENTATIVE

Notice is given that on the 30th day of May, 2013, Judith Esther Marsh, whose address is 31252 Ave., Vermillion, South Dakota 57069, was appointed as personal representative of the estate of Michele Marsh.

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 personal representative or may be file with the clerk of courts, and a copy of the claim mailed to the personal representative.

Dated this 30th day of May, 2013.

Judith Esther Marsh 31252 464th Ave. Vermillion, South Dakota 57069

Clerk of Courts 211 West Main Street Vermillion, SD 57069 Ph: 605-677-6755

James E. McCulloch Attorney at Law P.O. Box 335 Vermillion, SD 57069 Ph: 605-624-4262 Published three times at the total approximate cost of \$55.96. Published: June 7, 14, & 21,

STATE OF SOUTH DAKOTA **COUNTY OF CLAY: SS**

2013

IN CIRCUIT COURT FIRST JUDICIAL CIRCUIT

ESTATE OF **DOLORES**

HAVER, DECEASED **FILE NO. PRO. 13-19**

******** NOTICE TO CREDITORS AND NOTICE OF INFORMAL APPOINTMENT OF PER-SONAL REPRESENTATIVE

IN INTESTACY ********

Notice is given that on June 13, 2013, John H. Haver, whose address is 30149 456th Avenue. Wakonda, South Dakota, 57073, was appointed as personal representative of the estate of Dolores Haver.

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

Dated: <u>June 14, 2013.</u>

John H. Haver 30149 456th Avenue Wakonda, SD 57073 (605)267-2827

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

Thomas H. Frieberg Frieberg, Nelson & Ask, LLP 115 N. 3rd St., P.O. Box 511 Beresford, SD 57004-0511 (605)763-2107

Published three times at the total approximate cost of \$55.51. Published: June 21, 28, & July 5, 2013

June 04, 2013 **Commissioner Meeting**

The Board of County Commissioners met in regular session Raymond Passick, Chairman

Legal and Public 2010 **Notices**

2013 Tuesday June 04. at 9:00a.m. Members present: Packard, Mockler, Powell, Passick, and Kephart.

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

Minutes of May 29th meeting where approved with a motion by Packard seconded by Powell and carried.

Dennis Ganschow/Weed Supervisor met with the Board to discuss the request to have weeds sprayed in Barton Cemetery. They have sprayed this the past two years and will spray again this year. It was reported that the county and township are currently being sprayed.

A Fireworks Permit was submitted by Tom Taylor for display on July 6th on Riverview Drive. Powell moved, seconded by Mockler and carried to authorize the chairman to sign said permit.

Packard moved, seconded by Mockler and carried to approve travel expenses paid for Auditor and Deputy to attend Health Insurance Seminar June 18 in Sioux Falls. Kephart moved, seconded by Mockler and carried to approve travel expenses paid to allow 4-H Leader, Office Secretary and PT Summer Staff to attend 4-H training in Sioux Falls June 13.

Mockler moved, seconded by Powell and carried to declare surplus the auditor's double desk and declare a value of \$25 to be sold by the county auditor. (no longer is usable for today's computer equipment.

The Board discussed with Sheriff Howe his request for a part time administrator for the 24/7 Program. State Grant funding has been received for this use and a part time position would ease the burden put on the jailers who currently have been working 24/7 hours. Powell moved, seconded by Mockler and carried to pass and adopt the following resolution approving the automatic supplement and to allow the addition of Administrator position for the 24/7 Program. (totally funded by 24/7 revenue)

RESOLUTION #2013-10 **Automatic Supplement**

WHEREAS, Clay County has received state grant revenue in the 24/7 fund for program administration for \$14,100; and

WHEREAS, the Board of Commissioners have to supplement the 24/7 Budget, by an automatic supplement of the same amount to allow for the hiring of a Part Time Program Administrator.

NOW THEREFORE BE IT RE-SOLVED: That the following Raymond Passick, Chairman budget be adopted as an automatic supplement to the foresaid 2013 annual budget:

24/7 Budget (D-212) (24800Fund) GL#4110

salary & wages-\$14,100. Dated this 4th day of June 2013

Upon which voting the forego-Resolution was declared passed and adopted.

Raymond (Dusty) Passick, Chair-

Board of County Commissioners Clay County, South Dakota

Ruth A. Bremer, County Auditor

Layne Stewart/Emergency Management Director and Seth Hyberger/SECOG met with Board to discuss the latest update to the Pre-Disaster Plan for 2012. Powell moved, seconded by Kephart and carried to pass and adopt the following resolution:

Clay County Resolution #2013-09

A resolution by the Board of Commissioners of Clay County, declaring support and adoption of the Clay County Multi-Hazard Pre-Disaster Mitigation Plan 2012 Update.

WHEREAS, the Clay County Board of Commissioners supports the contents of the Clay County Multi-Hazard Pre-Disaster Mitigation Plan 2012 Update; and

WHERAS, the Clay County Multi-Hazard Pre-Disaster Mitigation Plan 2012 Update will be utilized as a guide for planning as related to FEMA Pre-Disaster Mitigation, and other purposes as deemed appropriate by the Clay County Board of Commissioners.

NOW THEREFORE IT BE RE-SOLVED, that the Clay County Board of Commissioners hereby adopts, supports, and facilitates the implementation of the Clay County Multi-Hazard Pre-Disaster Mitigation Plan 2012 Update.

Adopted this 4th day of June,

Legal and Public **Notices**

Ruth A. Bremer, County Auditor

ATTEST:

Phil Terwilliger/Deputy States Attorney was unable to attend today's meeting.

At 9:55 a.m. Powell moved, seconded by Mocker and carried to recess until the Public Hearing at 10:30 a.m. Packard moved, seconded by Kephart and carried to come back into session.

At 10:30 a.m. the Board conducted the Second reading of proposed County Zoning Ordinance 2013-04, regarding adoption of the revised Clay County Zoning Regulations.

Cindy Those Present: Aden/Zoning Director: No written comments were received no-public was in attendance. Powell moved, seconded by Mockler and carried to pass and adopt the following County Ordi-

AN ORDINANCE ADOPTING THE 2013 REVISED ZONING REGULATIONS FOR CLAY COUNTY

BE IT ORDAINED BY THE BOARD OF COUNTY COM-MISSIONERS OF CLAY COUNTY, SD:

Section 1. That this Ordinance adopts the revised zoning regulations, as set forth in the document titled 2013 Revised Zoning Ordinance for Clay County; provides district restrictions, boundaries and zoning map; provides for the administration, enforcement and amendment of this Ordinance; and repeals any other ordinance or parts thereof in conflict with this

Dated this 4th day of June, 2013

Raymond Passick, Chairman **Board of County Commissioners**

County Auditor-Ruth A. Bremer

First Reading: May 28, 2013 Second Reading: June 4, 2013 Adoption: June 4, 2013 Publication Dates: June 14, 2013 & June 21, 2013 (Notice of Adop-Effective Date: July 4, 2013 (20 days after 2nd publication date)

At 10:45 a.m. Packard moved. seconded by Kephart and carried to adjourn and reconvene Tuesday June 11, 2013 at 9: 00 a.m.

Board of County Commissioners

ATTEST:

County Auditor-Ruth A. Bremer Published once at the total approximate cost of \$83.41 Published: June 21, 2013

STATE OF SOUTH DAKOTA COUNTY OF CLAY: SS

IN CIRCUIT COURT FIRST JUDICIAL CIRCUIT

IN THE MATTER OF THE ESTATE OF

REIDELLA M. ENGMAN,

DECEASED. PRO 13-17

NOTICE TO CREDITORS

********* Notice is given that on the 4th day of June, 2013, Julie Ann Springer, whose address is 837 26th Street, West Des Moines, IA 50265, was appointed as personal representative of the estate of Rei-

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.

della M. Engman, Deceased.

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.

Julie Ann Springer 837 26th Street West Des Moines, IA 50265 515-223-5610

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 VERMILLION, SD 57069 (605)624-2097 craig@cktlaw.net Published three times at the total

Legal and Public Notices

approximate cost of \$54.66. Published: June 7, 14, & 21,

2010

NOTICE OF ADOPTION

2013 REVISED CLAY **COUNTY ZONING** ORDINANCE

Notice is hereby given that Ordinance No. 2013-04, adopting the Clay County, South Dakota, rezoning regulations, with vised such regulations being set forth in the document titled 2013 Revised Zoning Ordinance for Clay County; providing for restrictions, district boundaries and a zoning map, and providing for repeal of all ordinances or parts thereof in conflict therewith, was duly adopted by the Clay County Board of Commissioners on June 4, 2013, and will become effective on July 4, 2013, unless the referendum shall be invoked. A copy of the 2013 Revised Zoning Ordinance is on file with the Clay County Auditor and is available for public review during regular business hours at the Clay County Courthouse (211 W. Main Street, Vermillion, SD).

Ruth A. Bremer, Clay County

Published twice at the total approximate cost of \$23.53. Published: June 14, & 21, 2013 STATE OF SOUTH DAKOTA COUNTY OF CLAY: SS

FIRST JUDICIAL CIRCUIT

IN CIRCUIT COURT

IN THE MATTER OF THE ESTATE OF VERONICA FREDRICKSON,

DECEASED.

PRO 13-18

NOTICE TO CREDITORS

Notice is given that on the 12th day of June, 2013, James Dwyer, whose address is 946 E. Lewis Vermillion, SD 57069, was appointed as personal representative of the estate of Veronica Fredrickson, Deceased.

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 personal representative or may be filed with the clerk, and a copy of the claim mailed to the personal representative.

Vermillion, SD 57069 605-624-3108 JESSICA BOSSE CLERK OF COURTS 211 W. MAIN STREET

James Dwyer

946 E. Lewis

OFFICES

VERMILLION, SD 57069 (605)677-6756 CRAIG K. THOMPSON CRAIG K. THOMPSON LAW

P.O. BOX 295 VERMILLION, SD 57069 (605)624-2097

craig@cktlaw.net Published three times at the total

approximate cost of \$54.66. Published: June 21, 28, & July 5, 2013

Public Notice

ROCS Transit intends to apply for funds under Section 5311 of the Surface Transportation Assistance Act for the continued operation of a public transportation project in Aurora, Bon Homme, Brule, Charles Mix, Douglas, Hutchinson, Hanson, Gregory, Jerauld, McCook, Tripp, Turner, Lincoln and Union counties in South Dakota.

This notice offers the opportunity for a public hearing, submittal of service proposals or comments regarding the project. Interested public or private transit or paratransit providers are invited to comment on this proposal or submit proposals to provide the service. Request for a public hearing, comments or requests for a copy of the proposal should be directed to Jackie Scott, ROCS Transit, PO Box 70, Lake Andes, SD 57356 by June 28, 2013.

Published twice at the total approximate cost of \$19.89. Published: June 21, & 28, 2013

MINUTES OF THE VERMILLION SCHOOL **BOARD Regular Meeting Unapproved Minutes** June 10, 2013

VERMILLION PUBLIC SCHOOLS

Board members present: Esping, Lavin, Schwasinger, and Stammer.

Board members absent and excused: Fairholm.

Presiding officer present: Legal and Public 2010 **Notices**

Esping-president.

2010

Officer present: Beermann-business manager.

Administrators present: Froke-superintendent Huska-dean of students.

School attorney present: McCul-

Item #1-2313

Dr. Patrick Cross and Junella Vermillion Youth Soccer Kost, Association, requested board feedback on proposals for state sanctioned soccer programs.

Item #2-2313

Motion by Stammer, seconded by Lavin, to approve the agenda as presented. Aye: Unanimous.

Motion by Schwasinger, seconded by Lavin, to approve the minutes of the May 13, 2013 board meeting as presented. Aye: Unanimous.

Item #4-2313

Motion by Lavin, seconded by Stammer, to accept the business manager's report for the month ending May 31, 2013 and approve the payment of claims as presented.

Aye: Unanimous.

Item #5-2313

Froke presented information on the following items:

1. Final attendance report for 2012-2013, Projected enrollment

2013-2014, and, 3. Summer construction and facility improvements.

Item #6-2313

Beermann informed the board that the summer food service program is currently averaging 195 participants per day.

Motion by Schwasinger, sec-

onded by Stammer, to hold the annual budget hearing for the 2013-2014 school year on July 8, 2013 at 7:30 p.m. at the Neuharth Center.

Aye: Unanimous.

Item #7-2313 Esping provided information on Associated School Boards of South Dakota regional meeting

vention to be held in August.

Item #8-2313

Motion by Lavin, seconded by Stammer, to approve the proposed changes to Policy Item IGDK Activities Rules and Regulations on second reading. Aye: Unanimous.

Item #9-2313

Jim McGuire presented the low copier quotation from Office Sys-

Motion by Stammer, seconded by Lavin, to accept the copier quote from Office Systems Company as presented at a cost of \$1,344.78 per month for the central and middle school library copiers. Aye: Unanimous.

Item #10-2313

Motion by Schwasinger, seconded by Stammer, to approve the First Amendment to Agreement for Occupational & Physical Services with Sanford Therapy Health.

Aye: Unanimous. Item #11-2313

The following fuel quote was received for fiscal year 2013-2014 through 2015-2016:

Vendor Margin **Brunick Service**

Diesel #2 \$0.14 Diesel #12/#2 Blended \$0.14 Gasohol \$0.08

\$0.08 Motion by Stammer, seconded by Lavin, to approve the sole fuel quote received from Brunick

Service for a three year period.

Aye: Unanimous. Item #12-2313

Unleaded Gasoline

The following garbage was received for fiscal 2013-2014 through 2015-2016:

Vermillion Garbage Service: Regular 1 yr. 2 yr. 3 yr.

Austin School \$22.50/day, \$22.50/day, \$22.50/day Jolley School \$22.50/day, \$22.50/day, \$22.50/day Middle \$22.50/day, \$29,200, School \$22.50/day, \$22.50/day High School (East) \$22.50/day, \$22.50/day, \$22.50/day High School (West) \$45.00/day,

\$45.00/day, \$45.00/day On Call as Needed SAME AS ABOVE, SAME AS ABOVE, SAME AS ABOVE

Recycled Austin

\$22.00/day, \$22.00/day Jolley School \$22.00/day, \$22.00/day, \$22.00/day

School

Legal and Public Notices School

\$22.00/day, Middle \$22.00/day, \$22.00/day High School \$22.00/day, \$22.00/day Administration Bldg. \$25.00/day,

Motion by Schwasinger, seconded by Lavin, to approve the Vermillion Garbage Service quote for the regular garbage service as well as the recycling quotation services for a three year period.

Item #13-2313

The following snow removal service quote was received for fis-2013-2014 through

1 yr. 3 yr. High School \$59.00/hr 59.00/hr. \$59.00/hr. All Other Areas (On Call) \$59.00/hr 59.00/hr. \$59.00/hr.

Motion by Lavin, seconded by Schwasinger, to approve the snow removal service quote submitted by Martinson Construction for a three year period. Ave: Unanimous.

Item #14-2313

Item #15-2313

Motion by Lavin, seconded by Stammer, to approve the 2013-2014 addendum to the transportation contract with American Bus Corporation as presented. Aye: Unanimous.

letic contest admission rates for the 2013-2014 school year:

Season Tickets Adult-\$50.00

Student-\$25.00

Family-\$120.00

Item #17-2313

onded by Lavin, to set the following substitution payment rates: Teacher-\$90.00/day \$11.25/hour Clerical-\$8.00/hour E d u c a t i o n a 1 Assistant/Tutor-\$8.00/hour

Motion by Lavin, seconded by Stammer, to declare the Gravely riding lawn mower and attach-

Aye: Unanimous.

Item #19-2313 Motion by Lavin, seconded by

Jonathan Heyden-high teacher and coach, Nick Mayer-high school

Jonathan Olson-middle school teacher and coach, and, Carrie Rydstrom-special educa-

Motion by Schwasinger, seconded by Stammer, to accept the following coaching staff resigna-

team

coach, Len Griffith-assistant coach,

Brady Schlechter-head coach. Aye: Unanimous.

classified staff resignations: Yolanda Herrera-Title I educational assistant, and, Jenny French-clerical (contract

Item #22-2313 Motion by Schwasinger, seconded by Lavin, to approve the

Jon Brooks-head girls basketball

at \$2.910. Fitzsimmons-hs Shannon

nastics coach at \$2,910, Shannon Fitzsimmons-asst. track coach at \$2,910,

Beth Knedler-.50 FTE \$22.00/day, ms teacher at \$14,550. Maria May-ms teacher \$30,988.

\$22.00/day,

\$25.00/day, \$25.00/day On Call as Needed \$25.00/day, \$25.00/day, \$25.00/day

Aye: Unanimous.

cal year 2015-2016:

Martinson Construction:

Motion by Stammer, seconded by Lavin, to approve the lease addendum with Commerce Properties LLC for the leasing of the alternative school facility through June 30, 2015. Aye: Unanimous.

Item #16-2313 Motion by Stammer, seconded by Lavin, to set the following ath-

Single/Double Events Adult admission-\$5.00 Student admission-\$3.00

held in Yankton and the joint con-Aye: Unanimous.

Motion by Schwasinger, sec-

Aye: Unanimous.

Custodian-\$8.00/hour

Item #18-2313 ments as surplus property.

Schwasinger, to accept the following certified staff resignations:

and coach,

tion teacher. Ave: Unanimous.

Item #20-2313 tions:

Kari Jensen-ms boys basketall coach, and,

Kami Dibley-head dance

Item #21-2313 Motion by Stammer, seconded by Lavin, to accept the following

Aye: Unanimous.

not returned).

employment of the following cer-Jon Brooks-ms/as teacher at

coach at \$4,365, Jon Brooks-asst. football coach

teacher at \$29,100, Shannon Fitzsimmons-asst. gym-