

12 Vermillion Plain Talk

2010 Legal and Public Notices

Invitation To Bid

Sealed bids will be received by the State Engineer on behalf of the Board of Regents at the Office of the State Engineer, Joe Foss Building, 523 East Capitol, Pierre, South Dakota 57501-3182 until June 23, 2015, 3:30 PM CT for Athletic Suite Tenant Improvements - Sports Performance Enhancement, University of South Dakota, Vermillion, SD, OSE # R0612-02X/SHRL-TI.

Bids will be received to finish out of shelled space athletic offices in the new arena under construction, including all necessary Demolition, General, Mechanical, and Electrical work.

Copies of the Plans and Specifications may be obtained by bidders at the office Architecture Incorporated, 415 South Main Ave., Sioux Falls, SD 57101, 605.339.1711. Copies are on file for viewing purposes at the Office of the State Engineer, Joe Foss Building, 523 East Capitol Avenue, Pierre, South Dakota 57501-3182. Anyone requesting, reviewing, or copying Plans and Specifications for this project (such individual is hereinafter referred to as "bidder") agrees that they are doing so for the sole purpose of submitting a bid on the project. In consideration of the State of South Dakota providing such Plans and Specifications for the purpose of preparing a bid, bidder further agrees:

A. The Plans and Specifications are the sole property of the State;

B. Any copies of the Plans and Specifications obtained directly from the State will be returned to the office of Architecture Incorporated immediately after the State provides notice that bidder will not be awarded a contract, or thirty (30) days after the bid opening for the project, whichever occurs first;

C. Any copies of the Plans and Specifications made by the bidder will be destroyed immediately after the State provides notice that bidder will not be awarded a contract, or thirty (30) days after the bid opening for the project, whichever occurs first;

D. If bidder does not submit a bid, bidder will fulfill the requirements of B and C above on or before the date of the bid opening;

E. The Plans and Specifications are to be used only with respect to this project and are not to be used for any other project or purposes other than preparing a bid for this project;

F. The Plans and Specifications will not be disseminated to any person or entity for purposes other than obtaining pricing information without the express written approval of the state;

G. All information contained in the Plans and Specifications is confidential; and

H. Should the bidder disseminate the Plans and Specifications to an individual or entity for purposes of obtaining pricing information, the bidder will require that individual or entity to adhere to the terms set forth herein. The bidder, however, assumes no liability for the misuse of the Plans and Specifications by such third party or such third party's failure to comply with the provisions contained herein.

Should bidder be awarded a contract for construction of the project, bidder does not need to return or destroy plans and specifications until after completion of the project.

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 once at the total approximate cost of \$42.70. Publish: June 5, 2015.

June 2, 2015

The Board of County Commissioners met in regular session Tuesday, June 2, 2015 at 9:00 a.m. Members present: Travis Mockler, Phyllis Packard, Leo Powell, Micheal Manning, and Raymond Passick.

Passick moved, seconded by Packard and carried to approve the agenda as presented.

Minutes of the May 26, 2015 meeting were approved with a motion by Manning, seconded by Packard and carried.

Riva Sharples, representative for the Town of Wakonda, appeared during Visitors to be Heard to discuss the potential recycling trailer for Wakonda. The organizations within the community have agreed to provide the 50% match for the purchase if the County will assist with the grant application process for the remaining funds. At this time, the community is not requesting additional funding from the County.

Rod Polley, Highway Superintendent, met with the Board to discuss highway matters. Passick moved, seconded by Packard and carried to authorize the Chairman to sign the construction agreement for the Saginaw Avenue project.

Dennis Ganschow, Weed

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Supervisor, met with the Board to discuss the purchase of bugs used in the Purple Loosestrife control. Ganschow reported that he has an opportunity to purchase the bugs at a discount, although the purchase will be approximately \$5,000. Powell moved, seconded by Packard and carried to authorize the purchase.

The following Auditor's Account with the County Treasurer report was accepted and placed on file.

AUDITOR'S ACCOUNT WITH THE COUNTY TREASURER

To the Honorable Board of County Commissioners of Clay County items in the hands of the County Treasurer as of May 31, 2015. I hereby submit the following report of my examination of the cash:

Total amount of deposits in banks 6,984,104.46

Amount of actual cash 2,835.26

Total amount of checks and drafts in Treasurer's Possession not exceeding three days 40,056.52

Itemized list of all items, checks and drafts which have been in the Treasurer's possession over three days: 6,172.73

Checks returned and not deposited Cash Items Investments 1,000.00

Cash Variation 0.00

Total 7,034,168.97

Dated this 1st day of June 2015.

Carri R. Crum, County Auditor

Powell moved, seconded by Manning and carried to authorize the Chairman to sign the FY2016 WIC contract renewal with the SD Department of Health.

Packard briefly reported that the ICAP committee has decided to explore a signage project entering Vermillion.

At 9:24 a.m. Manning moved, seconded by Passick and carried to adjourn and reconvene Tuesday, June 9, 2015 at 9:00 a.m.

Travis Mockler, Chairman
Board of County Commissioners
ATTEST:

Carri R. Crum, County Auditor

Published once at the total approximate cost of \$38.73. Publish: June 5, 2015.

May 26, 2015

The Board of County Commissioners met in regular session Tuesday, May 26, 2015 at 9:00 a.m. Members present: Travis Mockler, Phyllis Packard, Leo Powell, Micheal Manning and Raymond Passick.

Packard moved, seconded by Passick and carried to approve the agenda as presented.

Minutes of the May 12, 2015 meeting were approved with a motion by Passick, seconded by Manning and carried.

Rod Polley, Highway Superintendent, met with the Board to discuss highway matters. The Board reviewed the construction contract for Saginaw Ave. Powell moved, seconded by Packard and carried to table signing of the contract until June 2, 2015 in order to allow more time for the Commissioners and the State's Attorney's Office to review the terms of the contract.

Powell moved, seconded by Passick and carried to set 9:30 a.m. on June 9, 2015 as the time and date for bid opening on the truck box.

Polley and the Board discussed the relationship between the grounds at Clay County Park and the clubs that use the grounds as well as how much maintenance the Highway Department is required to perform.

The Tour of Roads was canceled due to no phone calls having been received by either the Auditor's Office or the Highway Department.

At 9:23 a.m., Passick moved, seconded by Powell and carried to adjourn and convene as Ditch Board.

The Board reviewed invoices from Pollman Excavation for work performed on Laterals 1B, 2B, and 50B for a total of \$28,969.44. Manning moved, seconded by Powell and carried to authorize payment of the invoices as presented.

At 9:27 a.m., Powell moved, seconded by Manning and carried to adjourn and reconvene as Board of Clay County Commissioners.

Passick moved, seconded by Powell and carried to pass and adopt the following Resolution #2015-13 for Fund Transfers.

RESOLUTION # 2015-13 FUND TRANSFER

BE IT RESOLVED by the Clay County Board of Commissioners the transfer of funds from the General Fund (10100) in the amount of \$1,025,837 to Highway

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Fund (20100) and \$27,051 to Emergency Mgmt. Fund (22600) as levied for in the 2015 Budget.

Motion by Commissioner Passick seconded by Commissioner Powell.

Vote of the Board:

Packard Aye, Manning Aye, Passick Aye, Powell Aye, Mockler Aye. Motion carried.

Dated this 26th day of May, 2015

Board of County Commissioners
Clay County, South Dakota

Travis Mockler, Chairman
ATTEST:

Carri R. Crum, County Auditor

Passick moved, seconded by Packard and carried to approve the following claims for payment. May 2015 Payroll: Commissioners \$7,811.32, Auditor's Office \$8,599.42, Treasurer's Office \$13,492.88, States Attorney's Office \$13,948.42, Courthouse \$2,497.92, DOE's Office \$9,532.08, ROD's Office \$6,394.66, Veteran's Office \$1,630.83, Sheriff's Office \$30,913.75, County Jail \$20,121.37, 24/7 Sobriety Project \$1,203.30, LEPC \$377.67, Emergency Mgmt. Office \$3,399.00, Highway Department \$32,852.60, Community Health Nurse \$2,204.08, Extension Office \$2,791.75, Weed Department \$5,052.28, and Zoning Office \$2,455.41. May Bills: (Payroll Withholdings) Aflac \$1,267.55; Clay CO Treasurer \$38,773.55; Colonial Life \$359.97; Conseco/Washington \$100.70; Dearborn National \$213.36; New York Life Insurance \$244.02; Optilegra Inc. \$17.92; SD Retirement System \$18,137.80; SD Supplement Retirement \$1,110.00; SDRS Roth 457(B) Plan \$350.00; United Way of Vermillion \$202.00; Vermillion Federal \$1,466.00 and Wellmark Blue Cross \$30,933.03; (Due to other Government) State of SD Game Fish and Parks \$742.00; Thomson Reuters - West \$86.46 and Reliance Telephone \$400.00; (Professional Services and Fees) Cody, Denise \$15.00; Ekeren, Marv \$15.00; Katterhagen, Mark \$15.00; Knoff, David \$45.00; Lewno, Lucille M \$254.48; Lincoln County Treasurer \$157.94; Louie's Carpet Cleaning \$165.00; Swanda, Karen \$15.00; Yankton Co Sheriff \$50.00; Peterson, Stuart, Rumpca \$5,640.14 and Pollard & Larson, LLP \$208.50; (Publishing) Star Publishing \$28.00; (Repairs and Maintenance) Brunick Service Inc. \$73.00; Dakota Lock & Key \$20.00; Kalins Indoor Comfort \$124.00; Netsys Plus, Inc. \$85.00; Paul's Plumbing, Inc. \$65.00 and Sioux Falls 2-Way Radio \$168.75; (Clay Creek Ditch Expense) Bureau of Administration \$24.00; Mastel, Bruce \$35.00; Microfilm Imaging Systems \$216.00 and Netsys Plus, Inc. \$66.50; (Laterals 1A & 1B Expense) Pollman Excavation \$10,824.89; (Laterals 2A & 2B Expense) Pollman Excavation \$12,576.17; (Laterals 50A & 50B Expense) Pollman Excavation \$5,568.38; (Supplies and Materials) Brunick Service, Inc. \$2,128.00; Campbell Supply Co. \$357.10; Shemco, Inc. \$198.41; Continental Research \$213.48; Dakota Lock & Key \$66.00; Francoty/p-Postalia Inc. \$129.00; Hy-Vee, Inc. \$233.21; JCL Solutions Spencer \$1,233.07; John Deere Financial \$162.14; Kalins Indoor Comfot \$59.82; Lawson Products Inc. \$365.46; Lyle Signs, Inc. \$2,250.00; Marco \$235.45; Paul's Plumbing, Inc. \$6.43; Sioux Falls 2-Way \$215.74; UPS \$12.50; Verizon Wireless \$12.10; Vermillion Ace Hardware \$61.10; Walmart Community/Geer \$257.20; Warne Chemical & Equip \$255.24; Western Office Tech. \$36.13 and Yankton Janitorial Supply \$735.00; (Travel and Conference) Aden Cynthia \$36.85; Beringer, Jessica \$36.00; Best Western Ramkota Inn \$743.92; Crum, Cari R \$42.00; Gertsma, Teddi \$77.00; Howe, Andy \$77.00; Whipple, Nicole \$36.00; Olson, Jane \$42.00; Stewart, Layne \$57.10 and Terwilliger, Philip \$77.00; (Utilities) Brunick Service, Inc. \$206.95; Bureau of Administration \$86.99 and Verizon Wireless \$73.99; (Payment) American Tire Distribution \$421.52; Brunick Service, Inc. \$1,476.49; Crop Production Service \$12,445.68; Hy-Vee, Inc. \$465.58; The Roadhouse \$3,838.46 and Walmart Community/Geer \$34.90; (Furniture and Minor Equipment) Microfilm Imaging System \$120.00; (Car Expense) Brunick Service, Inc. \$2,128.00 and Graham Tire S.F. North \$2,439.80.

Samantha Kohonen, SE CASA, met with the Board to discuss the potential for office space in the Courthouse. The Board discussed that options had been considered, but due to space issues within the Courthouse a solution had not been found. Manning expressed concerns about opening up the Courthouse to outside organizations without further discussion first. Teddi Gertsma and Philip Terwilliger, State's Attorney's Office, offered some potential solutions outside of the Courthouse.

Gene Lunn, Director of Equalization, met with the Board to request travel for the office staff to the annual convention in Yankton June 2-5, 2015. Lunn requested that the office be closed June 4, 2015, with the necessary public computer program to be available in the Auditor's Office. Powell moved, seconded by Manning and carried to authorize travel and closing of the office as requested.

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At 9:45 a.m. Packard moved, seconded by Manning and carried to adjourn and reconvene Tuesday, June 2, 2015 at 9:00 a.m.

Travis Mockler, Chairman
Board of County Commissioners
ATTEST:

Carri R. Crum, County Auditor

Published once at the total approximate cost of \$81.33. Publish: June 5, 2015.

NOTICE OF DEADLINE FOR VOTER REGISTRATION

Voter registration for the City of Vermillion Special Election to be held on June 30, 2015, will close on June 15, 2015. Failure to register by this date will cause forfeiture of voting rights for this election. If you are in doubt about whether you are registered, check the Voter Information Portal at www.sdsos.gov or call the county auditor at 605-677-7120.

Registration may be completed during regular business hours at the county auditor's office, municipal finance office, secretary of state's office, and those locations which provide driver's licenses, SNAP, TANF, WIC, military recruitment, and assistance to the disabled as provided by the Department of Human Services. You may contact the county auditor to request a mail-in registration form or access a mail-in form at www.sdsos.gov or at Auditor and Election Information at www.claycountysd.org.

Voters with disabilities may contact the county auditor for information and special assistance in voter registration, absentee voting, or polling place accessibility.

Michael D. Carlson, Finance Officer
City of Vermillion

Published twice at the total approximate cost of \$28.00. Publish: May 29 & June 5, 2015.

NOTICE OF PUBLIC HEARING OF APPLICATIONS FOR SALE OF ALCOHOLIC BEVERAGES

NOTICE IS HEREBY GIVEN THAT the Vermillion City Council on the 15th day of June, 2015 at the hour of 7:00 P.M. in the City Hall Council Chambers, 25 Center Street will meet in regular session to consider the following application for an alcoholic beverage license to operate within the municipality for the licensing period stated, which has been presented to the City Council and filed in the Finance Officer's Office:

Retail on-off Malt Beverage license until June 30, 2016.
Guo Wei Zheng for Asian Buffet at 404 Bower Street.

NOTICE IS FURTHER GIVEN THAT any person, persons, or their attorney may appear and be heard at said scheduled public hearing who are interested in the approval or rejection of any such application.

Dated at Vermillion, South Dakota this 28th day of May, 2015.

Michael D. Carlson, Finance Officer

Published once at the approximate cost of \$14.23. Publish: June 5, 2015.

Notice to Bidders

The Clay County Board of County Commissioners will receive sealed bids as per specifications for the purchase of: One (1) Steel Truck Body w/all Hydraulics, One (1) Steerable 13,200 lb. pusher tag axle Silent Drive, One (1) Two-Way Snow Plow w/Quick Hitch mounted.

Option # 1: Quick Change System (Kybota System as specified)
Option # 2: Stainless Steel Truck Body w/Steel Floor (as specified)
Option # 3: Two-Way Snow Plow w/ truck portion of Quick Hitch

Bids must be filed at the Clay County Auditor's Office, 211 W. Main Suite 200 Vermillion, SD 57069, before 9:30 A.M., June 9th, 2015. At which time all bids will be publicly opened and read in the Commissioner Room, second floor of Court House.

Each bid must include a certified check, drawn on a South Dakota bank, payable to Clay County, in the amount of 5% of bid, or bid bond, assigned to Clay County, issued by a Surety company authorized to conduct business in South Dakota, in the amount of 10% of the bid.

A contract may be awarded to the company or firm offering the most advantageous proposition to Clay County. The Board of County Commissioners reserve the right to, reject any and/or all bids and to waive any defect or informality if it is deemed to be in the best interest of Clay County.

By virtue of statutory authority, preference will be given to materials, products, and supplies found or produced within the State of South Dakota.

Envelopes or containers, containing the bids, must be plainly marked on the outside of the container, Bid on Dump Body, Tag Axle, Two-Way Snow Plow & Hitch.

Specifications and Bid Forms are on file and available from the Clay County Auditor, 211 W. Main, Suite 200, Vermillion, S.D.

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57069 or Clay county Highway Department, 45969 Timber Road, Vermillion, S.D. 57069.

Rodney R. Polley
Clay County Highway Superintendent

Published twice at the total approximate cost of \$45.88. Publish: May 29th & June 5th, 2015.

STATE OF SOUTH DAKOTA
COUNTY OF CLAY

IN CIRCUIT COURT
FIRST JUDICIAL CIRCUIT

IN THE MATTER OF THE ESTATE OF

LAURA E. BRUNICK,

DECEASED.

PRO. 15-12

NOTICE TO CREDITORS

Notice is given that on the 13th day of May, 2015, Mary E. Taggart, whose address is 1106 W. Clark Street, Vermillion, SD 57069, was appointed as personal representative of the estate of Laura E. Brunick, 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.

Mary E. Taggart
1106 W. Clark Street
Vermillion, SD 57069
605-624-6967

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 approximate cost of \$52.50. Publish: May 22, 29 & June 5, 2015.

STATE OF SOUTH DAKOTA
COUNTY OF CLAY

IN CIRCUIT COURT
FIRST JUDICIAL CIRCUIT

BAC Home Loans Servicing, LP fka Countrywide Home Loans Servicing, LP,

Plaintiff,

vs,

Michael A. Skrdla; Teri L. Skrdla; and any person in possession,

Defendants.

Civil No. 11-142

NOTICE OF REAL ESTATE SALE

Judgment in the amount of \$177,529.65 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 October 31, 2012, 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 September 26, 2005, which Michael A. Skrdla and Teri Skrdla a/k/a Teri L. Skrdla, Mortgagors, executed and delivered to Mortgage Electronic Registration Systems, Inc., Mortgagee:

The South 19.75 Rods of the West 19.25 Rods of the SW¼ of Section 8, Township 94 North, Range 51 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 11th of October, 2005, in Book 123 Mts, Page 372; said mortgage was assigned to BAC Home Loans Servicing, LP fka Countrywide Home Loans Servicing, LP by Assignment of Mortgage recorded April 28, 2011 in Book 131, Page 992, in order to realize the amount of \$150,300.00, as of September 26, 2005, plus interest accruing thereafter on said amount at the rate of 6.00% 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 June 17, 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 April 28, 2015.

Sheriff of Clay County, South Dakota

MACKOFF KELLOGG LAW FIRM

JESSICA BOSSE
CLAY COUNTY
CLERK OF COURTS

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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 \$65.54. Publish: May 29 & June 5, 2015.

STATE OF SOUTH DAKOTA
COUNTY OF CLAY

IN CIRCUIT COURT
1ST JUDICIAL CIRCUIT

In the Matter of the Petition of Pavel Vladimirovich Pravdenko

For a Change of Name to Paul Vladimirovich Pravdenko

CIV: 15-49

NOTICE OF HEARING FOR ADULT NAME CHANGE

NOTICE IS HEREBY GIVEN a Verified Petition for Adult Name Change has been filed by Pavel Vladimirovich Pravdenko the object and prayer of which is to change Petitioner's name from Pavel Vladimirovich Pravdenko to Paul Vladimirovich Pravdenko. On the 24th day of June, 2015, at the hour of 9:00 am said verified petition will be heard by this Court before the Honorable Judge Jensen Presiding, at the Court Room in the Clay County Courthouse, City of Vermillion, Clay County, South Dakota, or as soon thereafter as is convenient for the court. Anyone may come and appear at that time and place and show reasons, if any, why said name should not be changed as requested.

Dated this 22nd day of May, 2015 at Vermillion, South Dakota.

Nadyne Zimmerman
Clerk of Court Magistrate

ATTEST:

Clerk of Court

By: _____

Deputy

Published four times at the approximate cost of \$64.15. Publish: May 29, June 5, 12 & 19, 2015.

STATE OF SOUTH DAKOTA
COUNTY OF CLAY

IN CIRCUIT COURT
1ST JUDICIAL CIRCUIT

In the Matter of the Petition of Angela Kae Pridie

For a Change of Name to Angela Kae Jackson