

**2010 Legal and Public Notices**

OF VERMILLION LOTS 1 & 2 BLK 4 JOHNSONGS O V , CITY OF VERMILLION LOT 4 & S 15' LOT 5 BLK 4 JOHNSONS GOV, CITY OF VERMILLION N 245.5' OF LOT 5 BLK 4 JOHNSON GOV, SOUTHEAST SD ACTIVITY CENTER INC LOTS 6, 7 & 8 BLK 1 JONES BEN, COMMUNITY SERVICE & HEALTH LOTS 4 THRU 7 KAHLs BEN, COMMUNITY SERVICE & HEALTH LOTS 8 & 9 KAHLs BEN, DAKOTA HOSPITAL ASSN OF VERMILLION-INC LOT 14 KAHLs HOS, DAKOTA HOSPITAL ASSOC LOT 15 KAHLs HOS, CITY OF VERMILLION LOTS 16 & 17 KAHLs GOV, SOUTHEAST SD ACTIVITY CENTER INC LOT 4 & S 37' OF 5 BLK 1 LAWRENSENS BEN, CITY OF VERMILLION LOT 5 BLK 3 LOTUSWOOD ADDN GOV, CITY OF VERMILLION LOT 6 BLK 3 LOTUSWOOD ADDN GOV, SD BOARD OF REGENTS LOT 7 MCKELLARS GOV, SD BOARD OF REGENTS LOTS 18 & 19 MCKELLARS GOV, SD BOARD OF REGENTS LOTS 20 & 21 MCKELLARS GOV, FIRST UNITED METHODIST CHURCH LOT 7A REPLAT OF S 25' OF LOT 7 BLK 8 MEISENHOLDERS 3RD REL, FIRST BAPTIST CHURCH LOT 3 MORRIES REL, VERMILLION CONGREGATION OF LOTS 1, 2 & 3 BLK 1 O'CONNOR ADDN REL, CITY OF VERMILLION LOTS 19 TO 36 BLK 1 MINER SUB-ORIGINAL TOWN GOV, DIVISION OF GEOLOGICAL SURVEY LOT 4 ODENS SCH, CITY OF VERMILLION LOTS 6 & 7 BLK 2 ORIGINAL MCHENRY GOV, CITY OF VERMILLION LOTS 8, 9, 10, 11, 12, 13 & 14 BLK 2 ORIGINAL MCHENRY GOV, CITY OF VERMILLION LOTS 3, 4, 5 & 6 BLK 2 ORIGINAL TOWN GOV, CITY OF VERMILLION N 66' OF 11, 12 & 13 BLK 8 ORIGINAL TOWN GOV, CITY OF VERMILLION LOTS 12 & 13 BLK 9 ORIGINAL TOWN GOV, CLAY COUNTY SD ALL N OF RR OF 13 BLK 9 ORIGINAL TOWN GOV, CLAY COUNTY SD S OF RR IN 14 EXC LOT H-1 & LOT 15 BLK 9 ORIGINAL TOWN GOV, CITY OF VERMILLION & THAT PART OF LOTS 19 & 20 S OF RR BLK 9 ORIGINAL TOWN GOV, CITY OF VERMILLION E RR OF 20, 21 & 22 BLK 9 ORIGINAL TOWN GOV, CITY OF VERMILLION & E 40' OF LOTS 4, 5 & 6 & ALL THAT PT OF LOT 7 BLK 10 LYING N OF RR ORIGINAL TOWN GOV, CITY OF VERMILLION LOTS 1, 2, 3 & W 1/2 OF LOTS 4, 5 & 6 BLK 12 ORIGINAL TOWN GOV, CITY OF VERMILLION W 1/2 OF 7, 8 TO 14 INC BLK 12 ORIGINAL TOWN GOV, CITY OF VERMILLION LOTS 1 TO 7 INCL EXC RR IN LOTS 6 & 7 BLK 15 ORIGINAL TOWN GOV, CITY OF VERMILLION S OF RR OF 8 BLK 15 ORIGINAL TOWN GOV, CITY OF VERMILLION LOTS 12 & 13 BLK 16 ORIGINAL TOWN GOV, CITY OF VERMILLION LOTS 8 & 9 BLK 17 ORIGINAL TOWN GOV, CITY OF VERMILLION LOT 3 BEGINNING AT PT 6.7' N OF SE COR RUNNING N OF W 15.7' N OF SW COR OF LOT 2 THEN RUN N OF SW COR LOT 2 THEN S OF E TO PT 17.7' N OF SW COR LOT 3 THEN 22' S TO POB BLK 19 ORIGINAL TOWN- GOV, CITY OF VERMILLION S 1/2 OF 7 BLK 21 ORIGINAL TOWN GOV, CITY OF VERMILLION LOTS 1 & 2 BLK 22 ORIGINAL TOWN GOV, CITY OF VERMILLION E 1/2 OF LOT 3 BLOCK 22 ORIGINAL TOWN GOV, MILITARY BOARD STATE OF S DAK LOTS 4, 5, 6 & 7 BLK 22 ORIGINAL TOWN GOV, CITY OF VERMILLION S 10' OF 8 BLK 22 ORIGINAL TOWN GOV, CITY OF VERMILLION LOTS 8 & 9 BLK 23 ORIGINAL TOWN GOV, CITY OF VERMILLION LOTS 1 TO 7 INCL BLK 25 ORIGINAL TOWN GOV, CITY OF VERMILLION LOTS 8 TO 14 INCL BLK 25 ORIGINAL TOWN GOV, CITY OF VERMILLION LOTS 5, 6 & 7 BLK 26 ORIGINAL TOWN GOV, CITY OF VERMILLION LOTS 8 & 9 BLK 26 ORIGINAL TOWN GOV, CITY OF VERMILLION LOT 10 BLK 26 ORIGINAL TOWN GOV, CITY OF VERMILLION LOTS 11 & 12 BLK 26 ORIGINAL TOWN GOV, FIRST BAPTIST CHURCH LOTS 15, 16 & 17 BLK 26 REPLAT OF LOTS 13 & 14 ORIGINAL TOWN REL, UNITED STATES OF AMERICA LOTS 8,9,10 & 11 BLK 27 ORIGINAL TOWN GOV, CITY OF VERMILLION LOT A BLK 29 ORIGINAL TOWN GOV, VERMILLION CIVIC COUNCIL INC LOTS 7, 8 & 9 BLK 29 ORIGINAL TOWN BEN, SUNSHINE ARIE #2421 OF FRATERNAL LOTS 19 & 20 BLK 29 ORIGINAL TOWN BEN, CLAY

**2010 Legal and Public Notices**

COUNTY HISTORICAL SOCIETY LOTS 6 & 7 BLK 30 ORIGINAL TOWN BEN, CLAY COUNTY HISTORICAL SOCIETY LOTS 4, 5 & S 7' OF 18, 19 & 20 BLK 30 ORIGINAL TOWN BEN, VERMILLION SENIOR CITIZENS LOTS 4 & 5 & N 1/2 OF 6 BLK 31 ORIGINAL TOWN BEN, VERMILLION SENIOR CITIZENS LOTS 8, 9, 10 & 11 BLK 31 ORIGINAL TOWN BEN, VERMILLION SENIOR CITIZENS LOTS 15, 16 & 17 BLK 31 ORIGINAL TOWN BEN, BOARD OF REGENTS USD W 75' OF N 125' OF LOT 6 BLK 1 OUELLETES SCH, BOARD OF REGENTS W 60' OF LOT 17 BLK 1 & LOT 6 EXC W 75' OF S 55' & W 75' OF N 125' BLK 1 OUELLETES SCH, CITY OF VERMILLION LOTS 4,5,6 BLK 1 PARKS GOV, CITY OF VERMILLION LOTS 1,2,3, 11 & 12 BLK 1 & E 1/2 VACATED STR PARKS GOV, USD FOUNDATION LOT 1 BLK 1 PARTRIDGE SUB BEN, USD FOUNDATION LOT 2 BLK 5 PARTRIDGE SUB BEN, GRACE BAPTIST CHURCH LOTS 3, 4, 5 & 6 BLK 1 POTTERS REL, FIRST UNITED METHODIST CHURCH LOT 1A REPLAT LOT 1 BLK 2 RIDGECREST REL, CITY OF VERMILLION LOT 1 BLK 7 RIDGECREST 7TH GOV, CITY OF VERMILLION S 30' & E 30' & N 30' OF REPLAT OF BLK 1 SARACEN COURTS GOV, CONCORDIA LUTHERAN CHURCH 130' X 188' NE COR OF BLK 78 SMITHS REL, STATE OF SOUTH DAKOTA COM 130' E OF NW COR OF BLK 78 THENC S 326' E 60', N 73', E 50'-N 65', E 20', N 188', W 130' TO POB SMITHS- GOV VERMILLION CEMETERY ASSOC LOT 1 BLK 1 SMITH-QUAM CEM, METHODIST CHURCH LOTS 1, 2, 3 & 4 BLK 33 SNYDERS REL, FIRST METHODIST CHURCH LOT 12 & S 24' OF 13 BLK 33 (PARKING LOT) SNYDERS REL, FIRST METHODIST CHURCH E 15' OF N 22' OF LOT 20 & N 22' OF LOT 21 & N 22' OF W 9' OF LOT 22- & TRACT OF LAND 50' E & W BY 20' N & S EXC W 7' OF SAID TRACT-(ALLEY) SNYDERS- REL, CITY OF VERMILLION W 7' OF TRACT OF LAND 50' E & W BY 20' N & S ADJACENT TO E 15' OF N 22' OF LOT 20 & N 22' OF LOT 21 & N 22' OF W 9' OF LOT 22 SNYDERS GOV, CITY OF VERMILLION LOT 1 BLK 34 SNYDERS GOV, CITY OF VERMILLION LOT 2 BLK 34 SNYDERS GOV, CITY OF VERMILLION LOT 3 BLK 34 SNYDERS GOV, CITY OF VERMILLION LOT 4 BLK 34 SNYDERS GOV, CITY OF VERMILLION LOT 11 & S 12' OF 12 BLK 34 SNYDERS GOV, CITY OF VERMILLION N 32' OF 12, ALL 13 & 14 BLK 34 SNYDERS GOV, CITY OF VERMILLION LOT 3 BLK 35 SNYDERS GOV, CITY OF VERMILLION N 28' OF LOT 4 BLK 35 SNYDERS GOV, MA-SONIC LODGE #2 LOTS 22 & 23 BLK 35 SNYDERS BEN, CLAY COUNTY SD LOTS 1 TO 14 BLK 37 SNYDERS GOV, SOUTHEAST SD ACTIVITY CENTER INC LOTS 13 & 14 BLK 41 SNYDERS BEN, CLAY COUNTY SD LOTS 8, 9 & 10 BLK 42 SNYDERS GOV, CHURCH OF CHRIST-VERMILLION E 89' OF S 38' OF LOT 6 & E 89' OF LOT 7 BLK 43 SNYDERS REL, CITY OF VERMILLION E 60' OF LOT 8 & 9 BLK 45 SNYDERS GOV, BOARD OF REGENTS USD LOT 1 & N 1/2 OF 2 BLK 47 SNYDERS SCH, SD BOARD OF REGENTS S 1/2 OF LOT 3 & ALL OF LOTS 4 & 5 BLK 47 SNYDERS SCH, VERMILLION ARTS COUNCIL S 40' OF LOT 6 ALL OF LOTS 7, 8 & 9 & S 12' OF LOT 10 BLK 52 SNYDERS BEN, SOUTHEAST SD ACTIVITY CENTER INC LOTS 8 & 9 BLK 55 SNYDERS EN, VERMILLION IND SCHOOL DIST #5 LOTS 1 TO 14 INCL BLK 56 SNYDERS SCH, CHURCH OF CHRIST-VERMILLION LOT 4A OF LOTS 4 & 5 BLK 86 ADDN TO SNYDERS- REL, CITY OF VERMILLION W 218' OF S 20' OF BLK 87 ADDN TO SNYDERS GOV, ST AGNES CHURCH REPLAT OF BLK 1 (CHURCH & SCHOOL) ST AGNES CHURCH REL, ST AGNES CHURCH LOT 4 OF REPLAT OF BLK 2 ST AGNES CHURCH REL, CITY OF VERMILLION PART LOT 8A 3 BLK 9 VAN METERS GOV, CITY OF VERMILLION LOTS 1, 2, 3, 4 & 5 BLK 10 VAN METERS GOV, CITY OF VERMILLION PART LOT 8A BLK 10 VAN METERS GOV, CITY OF VERMILLION 8, 9, 10, 11, 12, 13 & 14 BLK 12 VAN METERS GOV, CITY OF VERMILLION ALL OF BLK 33 & BLK 34 VAN METERS SUNSET HILL GOV, SESDAC INC LOT 5 BLK 3 WESTGATE BEN, HILLSIDE COMMUNITY CHURCH LOT 1 BLK 5 WESTGATE REL, HILLSIDE COMMUNITY CHURCH LOTS 2, 3, 4, 5 & 5A, BLK 5 WESTGATE REL, HILLSIDE COMMUNITY CHURCH OF LOT 25 REPLAT OF LOT X BLK 5 WESTGATE REL, VERMILLION ALLIANCE CHURCH OF LOT 25A BLK 5 WESTGATE (FDA E 100' OF N 120' OF LOT 1 OF LOT A NW 1/4 SW 1/4 14-92-52)REL, VERMILLION LODGE #3 E 93.3' OF LOT 1 W 1/2 SW 1/4 NE 1/4 18-92-51 MISC BEN, SESDAC INC LOT E-3,

**2010 Legal and Public Notices**

E-4 & E-5 & W 9" OF S 396.7' OF LOT E-6 IN SE 1/4 SW 1/4 NE-1/4 18-92-51 MISC- BEN, SD BOARD OF REGENTS LOT 3-D OF S 1/2 OF LOT 2 NW 1/4 & N 1/2 S 1/2 LOT 2 EXC PT LOT 3 &-N 1/2 S 1/2 S 1/2 LOT 2 EXC PT LOT 3 & N 1/2 LOT 2 18-92-51 MISC- SCH, STATE OF SOUTH DAKOTA LOT 3 W 1/2 NW 1/4 18-92-51 EXC LOT H1 MISC GOV, CITY OF VERMILLION S 2' OF N 35' OF E 9' OF W 42' OF LOT A GOV LOT 1 NE 1/4 SW 1/4 18-92-51 MISC GOV, TRINITY LUTHERAN CHURCH LOTS SL-1 & SL-2 SW 1/4 18-92-51 MISC REL, CITY OF VERMILLION N 50' OF RH-3 & N 50' OF RH-1 18-92-51 MISC GOV, CITY OF VERMILLION COMM AT PT 2 RDS E & 2 RDS N OF SW COR OF SE 1/4 SW 1/4 THENC N 65 RDS THENC E 789.43' THENC S 65 RDS THENC W 790.33 TO POB 18-92-51-MISC- GOV, VERMILLION TOWNSHIP COMM PT SW COR SE 1/4 SW 1/4 N 1170.1 THENC E 648' THENC S 66' THENC W 648' THENC N 66' TO POB MISC GOV, VERMILLION CEMETERY ASSOCIATION LOT V-1 S 1/2 SE 1/4 SE 1/4 NE 1/4 19-92-51 & PARTS OF NW 1/4 SW 1/4 20-92-51 & PTS NE 1/4 SE 1/4 & SE 1/4 NE 1/4 19-92-51 MISC CEM, VERMILLION SCHOOL DIST 13-1 LOT 1 OF LOT X N 1/2 19-92-51 MISC SCH, VERMILLION IND SCHOOL DIST #5 LOT X N 1/2 EXC LOT 1 19-92-51 MISC SCH, ST AGNES CHURCH BLKS 1 & 2 NE 1/4 SE 1/4 19-92-51 MISC REL, UNIVERSITY OF SOUTH DAKOTA E 1/2 SE 1/4 EXC LOT H-1 & EXC W 732' OF N 1475' 12-92-52 (OLD GOLF-COURSE) MISC- SCH, NEWMAN CENTER LOTS T-1, W-1, W-2 & W-3 IN NE 1/4 EXC LOT H1 13-92-52 MISC REL, STATE OF SOUTH DAKOTA S 86' OF N 260' NW 1/4 SE 1/4 NE 1/4 13-92-52 MISC GOV, SD BUILDING AUTHORITY NW 1/4 NE 1/4 NE 1/4 EXC LOT H-1 & EXC W 40'; W 100' OF E 1/2 NE 1/4-NE 1/4 EXC LOT H-1; SW 1/4 NE 1/4 NE 1/4 EXC W 40'; NW 1/4 SE 1/4-NE 1/4 EXC W 40' & EXC S 486' 13-92-52 MISC- SCH, UNIVERSITY OF SD E 1/2 NE 1/4 NE 1/4 EXC LOT H-1 & EXC W 100' 13-92-52 MISC SCH, CITY OF VERMILLION N 1/2 NE 1/4 SW 1/4 13-92-52 (FAIRGROUND & NATIONAL GUARD ARMORY)- MISC GOV, VERMILLION IND SCHOOL DIST #5 NW 1/4 SW 1/4 13-92-52 (MIDDLE SCHOOL) MISC SCH, UNIVERSITY OF SOUTH DAKOTA NE 1/4 SE 1/4 13-92-52 MISC SCH, COUNTY OF CLAY LOT B-3 OF LOT B SW 1/4 NE 1/4 14-92-52 MISC GOV, STATE OF SOUTH DAKOTA S 20' OF E 761' OF LOT A NW 1/4 SE 1/4 14-92-52 MISC GOV, STATE OF SOUTH DAKOTA S 1/2 LOT C NW 1/4 SE 1/4 14-92-52 MISC GOV, STATE OF SOUTH DAKOTA S 201.9' OF LOT D NW 1/4 SE 1/4 14-92-52 MISC GOV, VERMILLION TOWNSHIP STREET IN BLOCK 1 NW 1/4 SE 1/4 14-92-52 MISC GOV; Published once at the total approximate cost of \$427.00 **Published: March 15, 2013**

**March 5, 2013 Commissioners Meeting**

The Board of County Commissioners met in regular session Tuesday, March 5, 2013 at 9:00 a.m. Members present: Mockler, Packard, Powell, Passick and Kephart.

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

Minutes of the February 26, 2013 meeting were read and approved with a motion by Mockler, seconded by Packard and carried.

Dennis Ganschow/Weed Superintendent met with the Board regarding Highway Department fuel quotes. Packard moved, seconded by Kephart, and carried to accept the low bid of \$3,3895 for #2 Diesel from Jerry's Service, Hartington, NE.

Ganschow discussed wages for Summer Weed Sprayers. Powell moved, seconded by Kephart, and carried to set the starting wage at \$11.00 per hour with a \$1.00 per hour bonus at the end of the season for finishing the season.

Clay, Yankton, Bon Homme, Charles Mix, and Union County Weed Departments were awarded a Competitive Weed and Pest Grant in the amount of \$36,500, with Clay County administering the funds. Part of the grant funds will be used for public education about Missouri River Salt Cedar and for summer workers' wages to combat Salt Cedar.

Kephart moved, seconded by Mockler, and carried to approve travel expenses to be paid for Ganschow to attend the annual Purple Loosestrife Project meeting in Niobrara, NE on March 12th.

Delmer Wetering, Todd Johnson (applicant), Ron Johnson, and John Lindstrom (applicant) were present for the hearing on the fol-

**2010 Legal and Public Notices**

lowing drainage permits.

**#2013-02 John Lindstrom, 30524 466 Ave., Beresford, SD 57004**

For Proposed drainage tile in the W 1/2 NW 1/4, Sec. 7, Township 94 North, (Garfield Twp.) Range 51 West, of the 5th P.M. to drain South into Johnson Creek then Southwest to the Vermillion River.

**#2013-03 Todd Johnson, 30437 University Rd., Centerville, SD 57014**

For Proposed drainage tile in the E 1/2 NE 1/4, Sec. 12, Township 94 North, (Pleasant Valley Twp.) Range 52 West and the NW 1/4 SW 1/4 of Sec. 7, Township 94 North, (Garfield Twp.) Range 51 West of the 5th P.M. to drain South into Johnson Creek then Southwest to the Vermillion River.

Wetering had numerous concerns including water flowing faster during a flood. Mockler moved, seconded by Packard, and carried to approve both Drainage Permit Applications as presented.

The Register of Deeds Statement of Fees Collected for February 2013 for \$10,173.00, the monthly Welfare Report, the Veterans Service Officer Monthly Activity Report, the Building Permit Report, and the following Auditor's Account with the County Treasurer for February 2013 were 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 February 28, 2013. I hereby submit the following report of my examination of the cash:

Total amount of deposits in banks	2,872,924.83
Amount of actual cash	1,230.75
Total amount of checks and drafts in Treasurer's Possession not exceeding three days	36,224.26
Itemized list of all items, checks and drafts which have been in the Treasurer's possession over three days:	3,212.62
Checks returned and not deposited	
Cash Items	
Investments	251,000.00
Cash Variation	
<b>Total</b>	<b>3,164,592.46</b>

Dated this 1st Day of March 2013.

Ruth A. Bremer, County Auditor

Kephart moved, seconded by Packard, and carried to approve travel expenses to be paid for Powell, Passick, and Cathi Powell/Treasurer to Pierre for Commissioners and Treasurer's Workshop on March 20-21st.

Kephart moved, seconded by Mockler, and carried to approve travel expenses to be paid for Rod Polley/Highway Supt. to Deadwood for Highway Superintendent's Short Course on March 12-14th.

At 10:10 a.m. Kephart moved, seconded by Packard, and carried to adjourn and reconvene Tuesday, February 12, 2013 at 9:00 a.m.

Raymond (Dusty) Passick, Chairman  
Board of County Commissioners

ATTEST:

Carri Crum, Deputy Auditor  
Clay County

Published once at the total approximate cost of \$54.96. **Published: March 15, 2013**

**Unapproved Minutes Council Special Session March 4, 2013 Monday 12:00 noon**

The special session of the City Council, City of Vermillion, South Dakota was held on Monday, March 4, 2013 at 12:00 noon in the City Hall large conference room.

**1. Roll Call**

Present: Collier-Wise, Grayson, Meins, Osborne, Ward, Willson, Mayor Powell

Absent: Davies, Zimmerman

**2. Pledge of Allegiance**

**3. Minutes**

A. February 19, 2013 Special Session; February 19, 2013 Regular Session

**059-13**

Alderman Willson moved approval of the February 19, 2013 special session minutes and the February 19, 2013 regular session minutes. Alderman Meins seconded the motion. Motion carried 7 to 0. Mayor Powell declared the motion adopted.

**4. Adoption of Agenda**

**060-13**

Alderman Grayson moved approval of the agenda. Alderman Collier-Wise seconded the motion. Motion carried 7 to 0. Mayor

**2010 Legal and Public Notices**

powell declared the motion adopted.

**5. Visitors to be Heard**

A. Proclamation Observing March 2013 as Developmental Disabilities Awareness Month

Alderman Meins read the proclamation for Developmental Disabilities Awareness Month that proclaimed March as "Developmental Disabilities Awareness Month" in Vermillion. Mayor Powell presented the proclamation to Tiffany Glenn representing People First Vermillion. Tiffany thanked the City Council for the proclamation. Also present representing People First Vermillion were Ed Johnson, Erin Seep, Gerald Curliss and Robby Olson.

B. John Prescott, City Manager, introduced Jim Goblirsch as Parks & Recreation Director. Jim thanked the City Council stating that he is pleased to be selected to lead the Vermillion Parks & Recreation Department.

Matt Betzen, Police Chief, reported that he had hoped the State Legislature would have enacted a State legislation on distracted driving/texting ban. Matt provided information from the Center for Disease Control and Prevention on distracted driving. The report noted that there are three main types of distraction: visual, manual and cognitive. The report noted that any of these distractions can endanger the driver and others, texting while driving is especially dangerous because it combines all three types of distraction. Matt noted that 39 states have some type of texting ban on all drivers, 5 other states have texting for younger drivers leaving 6 states including South Dakota that have not addressed this issue. Matt noted that four cities have adopted a local ordinance that is specific to texting (composing, reading or sending electronic messages). Matt handed out the ordinances from Sioux Falls, Brookings, Watertown and Huron noting that the first three are very similar. Matt reviewed the strengths and weaknesses of a local ordinance.

Matt stated that a distracted driving/texting ban is the right thing to do and suggested adoption of a standardized ordinance along with public education and signage.

Matt answered questions of the City Council on distracted driving/texting.

Mayor Powell noted the consensus of the members present was to have staff develop a distracted driving/texting ban ordinance for consideration at a future meeting.

**4. Briefing on the March 4, 2013 City Council Regular Meeting Agenda**

Council reviewed items on the agenda with City staff. No action was taken.

**5. Adjourn**

**058-13**

Alderman Osborne moved to adjourn the Council special session at 12:41 p.m. Alderman Meins seconded the motion. Motion carried 7 to 0. Mayor Powell declared the motion adopted.

Dated at Vermillion, South Dakota this 4th day of March, 2013.

THE GOVERNING BODY OF THE CITY OF VERMILLION, SOUTH DAKOTA

BY \_\_\_\_\_  
John E (Jack) Powell, Mayor

ATTEST:  
BY \_\_\_\_\_  
Michael D. Carlson, Finance Officer

**Unapproved Minutes City Council Regular Session March 4, 2013 Monday 7:00 p.m.**

The regular session of the City Council, City of Vermillion, South Dakota was called to order on March 4, 2013 at 7:00 p.m. by Mayor Powell.

**1. Roll Call**

Present: Collier-Wise, Grayson, Meins, Osborne, Ward, Willson, Mayor Powell

Absent: Davies, Zimmerman

**2. Pledge of Allegiance**

**3. Minutes**

A. February 19, 2013 Special Session; February 19, 2013 Regular Session

**059-13**

Alderman Willson moved approval of the February 19, 2013 special session minutes and the February 19, 2013 regular session minutes. Alderman Meins seconded the motion. Motion carried 7 to 0. Mayor Powell declared the motion adopted.

**4. Adoption of Agenda**

**060-13**

Alderman Grayson moved approval of the agenda. Alderman Collier-Wise seconded the motion. Motion carried 7 to 0. Mayor

**2010 Legal and Public Notices**

Powell declared the motion adopted.

**5. Visitors to be Heard**

A. Proclamation Observing March 2013 as Developmental Disabilities Awareness Month

Alderman Meins read the proclamation for Developmental Disabilities Awareness Month that proclaimed March as "Developmental Disabilities Awareness Month" in Vermillion. Mayor Powell presented the proclamation to Tiffany Glenn representing People First Vermillion. Tiffany thanked the City Council for the proclamation. Also present representing People First Vermillion were Ed Johnson, Erin Seep, Gerald Curliss and Robby Olson.

B. John Prescott, City Manager, introduced Jim Goblirsch as Parks & Recreation Director. Jim thanked the City Council stating that he is pleased to be selected to lead the Vermillion Parks & Recreation Department.

Matt Betzen, Police Chief, reported that he had hoped the State Legislature would have enacted a State legislation on distracted driving/texting ban. Matt provided information from the Center for Disease Control and Prevention on distracted driving. The report noted that there are three main types of distraction: visual, manual and cognitive. The report noted that any of these distractions can endanger the driver and others, texting while driving is especially dangerous because it combines all three types of distraction. Matt noted that 39 states have some type of texting ban on all drivers, 5 other states have texting for younger drivers leaving 6 states including South Dakota that have not addressed this issue. Matt noted that four cities have adopted a local ordinance that is specific to texting (composing, reading or sending electronic messages). Matt handed out the ordinances from Sioux Falls, Brookings, Watertown and Huron noting that the first three are very similar. Matt reviewed the strengths and weaknesses of a local ordinance.

Matt stated that a distracted driving/texting ban is the right thing to do and suggested adoption of a standardized ordinance along with public education and signage.

Matt answered questions of the City Council on distracted driving/texting.

Mayor Powell noted the consensus of the members present was to have staff develop a distracted driving/texting ban ordinance for consideration at a future meeting.

**4. Briefing on the March 4, 2013 City Council Regular Meeting Agenda**

Council reviewed items on the agenda with City staff. No action was taken.

**5. Adjourn**

**058-13**

Alderman Osborne moved to adjourn the Council special session at 12:41 p.m. Alderman Meins seconded the motion. Motion carried 7 to 0. Mayor Powell declared the motion adopted.

Dated at Vermillion, South Dakota this 4th day of March, 2013.

THE GOVERNING BODY OF THE CITY OF VERMILLION, SOUTH DAKOTA

BY \_\_\_\_\_  
John E (Jack) Powell, Mayor

ATTEST:  
BY \_\_\_\_\_  
Michael D. Carlson, Finance Officer

**Unapproved Minutes City Council Regular Session March 4, 2013 Monday 7:00 p.m.**

The regular session of the City Council, City of Vermillion, South Dakota was called to order on March 4, 2013 at 7:00 p.m. by Mayor Powell.

**1. Roll Call**

Present: Collier-Wise, Grayson, Meins, Osborne, Ward, Willson, Mayor Powell

Absent: Davies, Zimmerman

**2. Pledge of Allegiance**

**3. Minutes**

A. February 19, 2013 Special Session; February 19, 2013 Regular Session

**059-13**

Alderman Willson moved approval of the February 19, 2013 special session minutes and the February 19, 2013 regular session minutes. Alderman Meins seconded the motion. Motion carried 7 to 0. Mayor Powell declared the motion adopted.

**4. Adoption of Agenda**

**060-13**

Alderman Grayson moved approval of the agenda. Alderman Collier-Wise seconded the motion. Motion carried 7 to 0. Mayor