

2010 Legal and Public Notices

the construction and renovation project to proceed; and

WHEREAS, the Board of Trustees of the Vermillion Public Library Board and the Vermillion Public Library Foundation have requested the modification of the library name to recognize the gift made by Edith B. Siegrist; and

WHEREAS, the modification to the library name proposed by the two organizations meets with the content of the naming policy adopted by the City Council.

NOW THEREFORE BE IT RESOLVED, we, the Governing Body of the City of Vermillion, do hereby designate the name of the Vermillion Public Library building as the "EDITH B. SIEGRIST VERMILLION PUBLIC LIBRARY".

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

The motion was seconded by Alderman Grayson. Alderman Collier-Wise read the resolution. Discussion followed and the question of the adoption of the Resolution was presented for a vote of the Governing Body. 7 members voted in favor of and 0 members voted in opposition to the Resolution. Mayor Powell declared that the Resolution was adopted.

B. Fireworks Permit for Dance Marathon

Mike Carlson, Finance Officer, reported that a fireworks public display permit was received from the Dance Marathon Committee for a public display on Saturday, March 23rd south of the high school between 9:45 p.m. and 10:15 p.m. James and Tom Taylor are in charge of the display and have met with the Fire Chief about the permit. Ashley Nelson, Dance Marathon Entertainment Committee Co-Chair, reported on the events planned for the 24 hour dance marathon at the high school which includes the fireworks display scheduled for 9:45 p.m. to 10:15 p.m. on March 23rd.

063-13
Alderman Ward moved approval of the fireworks public display permit for the Dance Marathon on March 23rd south of the high school between 9:45 p.m. and 10:15 p.m. Alderman Willson seconded the motion. Motion carried 7 to 0. Mayor Powell declared the motion adopted.

C. Resolution authorizing the purchase of a motor grader

Jose Dominguez, City Engineer, reported that the replacement of the 1998 Cat 120H motor grader was included in the 2013 equipment replacement fund budget. The resolution is to purchase a larger machine being a Cat 140M2 motor grader from the Spink County bid for \$258,240 from Butler Machinery Company. Butler Machinery Company has agreed to honor the bid price for the City purchase. Jose reviewed the benefits of the larger machine and recommended that the difference in price be transferred to the equipment replacement fund from the Street Department to balance the fund. Jose noted that information on this purchase was previously presented to the City Council.

064-13
After reading the same once, Alderman Grayson moved adoption of the following:

RESOLUTION AUTHORIZING THE PURCHASE OF A MOTOR GRADER

WHEREAS, SDCL 5-18-18 authorizes a governmental entity to purchase necessary supplies from the lowest responsible bidder of another governmental entity or State at the accepted bid price and the concurrence of said bidder; and

WHEREAS, the City of Vermillion has reviewed and determined that the 2012 bid awarded by Spink County, South Dakota for a motor grader from Butler Machinery Company for the base bid of \$258,240 offers an advantageous price to the City for said item; and

WHEREAS, the City has contacted Butler Machinery Company and they have agreed to allow the City to purchase a motor grader for the awarded price and terms as they have contracted with Spink County, South Dakota in October 2012.

NOW, THEREFORE BE IT RESOLVED, by the Governing Body of the City of Vermillion, that the City Finance Officer is hereby authorized to purchase a 2013 Caterpillar 140M2 AWD motor grader from Butler Machinery Company of Sioux Falls, South

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Dakota at the above stated price and under the same terms as the Spink County, South Dakota 2012 bid to be delivered after April 2013.

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

The motion was seconded by Alderman Collier-Wise. Discussion followed and the question of the adoption of the Resolution was presented for a vote of the Governing Body. 7 members voted in favor of and 0 members voted in opposition to the Resolution. Mayor Powell declared that the Resolution was adopted.

D. Presentation of the 2012 Annual Financial Report

Mike Carlson, Finance Officer, reviewed the 2012 unaudited Financial Report for the City and answered questions of the City Council on the report. Mike noted that the City Council will need to acknowledge receipt of the report and a copy will be sent to the Department of Legislative Audit. The report will be audited by Williams & Company later this year.

065-13
Alderman Grayson moved to acknowledge receipt of the 2012 Annual Financial Report. Alderman Ward seconded the motion. Motion carried 7 to 0. Mayor Powell declared the motion adopted.

9. Bid Openings

A. Fuel Quotes

Mike Carlson, Finance Officer, read the monthly fuel quotes and recommended the low quote of Brunick's Service on items 1 and 3 noting that the quotes on item 2 were a tie. Mayor Powell suggested that, as Brunick's Service was low on items 1 and 3, that the tie be awarded to Brunick's Service on item 2.

4,350 gal. unleaded 10% ethanol: Stern Oil \$3.36, Brunick's Service \$3.30; 1,500 gal. average cost of No. 1 and No. 2 diesel fuel-dyed: Stern Oil \$3.37, Brunick's Service \$3.37; 500 gal. average cost of No. 1 and No. 2 diesel fuel-clear: Stern Oil \$3.60, Brunick's Service \$3.57

066-13
Alderman Ward moved approval of the low quote of Brunick's Service on Item 1 and 3 and to award the tie on item 2 to Brunick's Service as they were low on the other two items. Alderman Grayson seconded the motion. Motion carried 7 to 0. Mayor Powell declared the motion adopted.

10. City Manager's Report

A. John reported on the Joint Jurisdictional meeting with the Clay County Commission on Tuesday, March 5th at 6:00 p.m. in the City Council Chambers for consideration of an ordinance change to the minimum lot size.

B. John reported that the Municipal League District 3 meeting is in Dell Rapids on Wednesday, March 27th and asked interested Council members to let him know for registration.

C. John reported on the receipt of the following raffle notifications:

Delta Sigma Pi is selling \$5 tickets from February 27th to March 20th for a flat screen TV. The drawing is on March 21st with the proceeds utilized as part of the general fundraising efforts of the fraternity.

Fraternal Order of Eagles will be selling \$10 raffle tickets from March 11th to September 7th for a 2013 Polaris Sportsman 500 Quad. Proceeds will benefit charitable causes supported by the Eagles.

D. John reported that at last meeting feedback was received from rental property owners about the rental housing code as it applied to the HVAC systems. John stated that, in preparation for appointing a citizens committee to review this issue, he had developed a charge for the committee that he reviewed for the City Council. John noted that he had been in contact with Glynis Erickson who felt the main concern was the HVAC requirement but that he had provided in the charge the ability to address two other issues if the committee had time. John asked the City Council if the charge was acceptable then he would move forward with appointing a committee. Discussion followed with the consensus to move forward.

PAYROLL ADDITIONS AND

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CHANGES

Police: Bryan Beringer \$20.66/hr; Ambulance: Merritt Groh \$31.21/ 1st-\$17.69/2nd, Cody Jansen \$30.60/1st-\$17.34/2nd, Tyler Schimmel \$6.00/1st-\$6.00/2nd, Laura Wiemers \$30.00/1st-\$17.00/2nd; Parks & Rec: James Goblirsch \$29.21/hr; Landfill: Kyle Paulson \$15.25/hr

11. Invoices Payable

067-13
Alderman Grayson moved approval of the following invoice: UNIVERSITY CLEANERS PROFESSIONAL SERVICES 72.00

Alderman Willson seconded the motion. Alderman Meins requested to abstain. Motion carried 6 to 0. Mayor Powell declared the motion adopted.

068-13
Alderman Grayson moved approval of the following invoices:

A & B BUSINESS, INC MAINTENANCE CONTRACT 270.03
ANDY COLVIN M E A L S REIMBURSEMENT 23.00
ARAMARK UNIFORM SERVICES UNIFORM CLEANING 244.25
ARGUS LEADER MEDIA #1085 SUBSCRIPTION 47.40
ATCO INTERNATIONAL SUPPLIES 250.95
AUDIO GO BOOKS 120.00
AUSTIN ANDERSON SAFETY BOOTS REIMBURSEMENT 100.00
AUTOMATIC BUILDING CONTROL INSPECTION 167.00
BAKER & TAYLOR BOOKS BOOKS 1,072.68
BANNER ASSOCIATES, INC PROFESSIONAL SERVICES 3,118.50
BARNES DISTRIBUTION SUPPLIES 273.19
BATTERIES PLUS B A T T E R Y 30.95
BENCHMARK FOAM INC PITCHING MOUND 1,880.00
BEST WESTERN RAMKOTA LODGING 431.94
BEST WESTERN RAMKOTA HOTEL LODGING 1,033.89
BETTER CONTAINERS MFG SUPPLIES 253.34
BOBS SINCLAIR SERVICE WASHER FLUID 6.00
BOMGAARS S U P P L I E S 490.93
BORDER STATES ELEC SUPPLY PARTS 153.32
BOUND TREE MEDICAL, LLC SUPPLIES 1,079.51
BROWN TRAFFIC PRODUCTIONS REPAIRS 1,789.00
BRUNICK FURNITURE & FLOORING CHAIRS 3,000.00
BUTLER MACHINERY CO. PARTS 2,680.34
BW INSURANCE AGENCY, INC NOTARY BOND 130.00
C&H DISTRIBUTORS, INC ALUM DOCK BOARD 1,757.86
CAMPBELL SUPPLY SUPPLIES 4,177.44
CANFIELD BUSINESS INTERIOR TABLES 962.40
CASK & CORK M E R C H A N D I S E 397.10
CDW GOVERNMENT, INC SUPPLIES 42.00
CENTER POINT PRINT BOOKS 101.35
CENTRAL STATES WIRE PRODUCTS S U P P L I E S 1,729.00
CENTURY BUSINESS LEASING, INC COPIERS LEASE 138.25
CENTURYLINK T E L E P H O N E 737.11
CERTIFIED LABORATORIES SUPPLIES 333.83
CHEMSEARCH S U P P L I E S 339.07
CITY OF VERMILLION COPIES / P O S T A G E / L A N D - F I L L 3,743.24
CITY OF VERMILLION UTILITY BILLS 37,608.93
CLAY RURAL WATER SYSTEM WATER USAGE 37.10
COLONIAL LIFE ACC INS. INSURANCE 2,924.19
CONTINENTAL RESEARCH CORP SUPPLIES 1,453.59
CRYSTAL BRADY GYM REIMBURSEMENT 170.31
CURT HAAKINSON M E A L S REIMBURSEMENT 52.00
CUSTOM UPHOLSTERY BY DIANNE COVER CHAIRS/OTTOMAN 2,367.45
D-P TOOLS S U P P L I E S 162.94
DAKOTA BEVERAGE MERCHANDISE 8,444.89
DAKOTA PC WAREHOUSE SUPPLIES/REPAIRS 807.90
DAKOTA PUMP INC PARTS 5,037.65
DAKOTA RIGGERS & SUPPLY SUPPLIES 390.00
DAKOTA SUPPLY GROUP SUPPLIES 164.15
DANKO EMERGENCY EQUIPMENT REPAIRS 3,126.37
DELTA DENTAL PLAN INSURANCE 5,831.44

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DEMCO SUPPLIES 385.88
DENNIS MARTENS M A I N T E N A N C E 833.34
DGR ENGINEERING PROFESSIONAL SERVICES 8,577.45
DORSEY & WHITNEY BOND COUNSEL REFUNDING 10,000.00
DRIVERS LICENSE GUIDE CO ID CHECKING 61.85
DUST TEX S U P P L I E S 56.75
EARTHSPIRITS.NET, INC POLICE BIKE 694.00
ECHO ELECTRIC SUPPLY SUPPLIES 798.75
ELECTRONIC ENGINEERING SUPPLIES 582.90
EMERGENCY MEDICAL PRODUCTS S U P P L I E S 430.00
FARMER BROTHERS CO. SUPPLIES 81.34
FEDEX. SHIPPING 11.47
FIREGUARD INC TESTING 278.00
FOREMAN MEDIA C O U N C I L M T G S 120.00
FRED HAAR CO, INC REPAIRS 439.00
GALE BOOKS 126.35
GEAR FOR SPORTS M E R C H A N D I S E 154.34
GRAINGER PARTS 253.25
GREG SIGNS W I N D O W L E T T E R I N G 193.00
GREGG PETERS FREIGHT 1,641.25
GREGG PETERS RENT 937.50
HD SUPPLY WATERWORKS SUPPLIES 7,833.23
HEIMAN, INC. B U N K E R G E A R 16,296.80
HEINE ELECTRIC & IRRIGATION REPAIRS 8,492.00
HELMS & ASSOCIATES AIRPORT TAXIWAY 13,067.15
HENDERSONS ULTIMATE CAR WASH C A R W A S H E S 100.00
HERREN-SCHEMPP BUILDING SUPPLIES 145.95
HILLYARD FLOOR CARE SUPPLY SUPPLIES 61.14
HY VEE FOOD STORE SUPPLIES 147.23
INDEPENDENCE WASTE WASTE HAULING 747.00
INDEPENDENT VIKING GLASS REPAIRS 213.27
INGRAM BOOKS 2,661.75
JACKS UNIFORM & EQPT UNIFORM 2,881.39
JASON ANDERSON M E A L S REIMBURSEMENT 23.00
JIM BALLEWEG S A F E T Y B O O T S R E I M B U R S E M E N T 100.00
JOHN A CONKLING DIST. MERCHANDISE 5,779.80
JOHNSON BROTHERS F A M O U S B R A N D S M E R C H A N D I S E 19,037.92
JOHNSON CONTROLS REPAIRS 1,334.93
JOHNSON FEED, INC TIRES 655.78
JONES FOOD CENTER SUPPLIES 722.81
JOSE DOMINGUEZ M E A L S REIMBURSEMENT 23.00
KARSTEN MFG CORP MERCHANDISE 686.80
KNOLOGY 911 C I R C U I T 1,365.50
LAKE REGION CONTRACTING, INC HAUL SNOW 240.00
LAKESIDE EQUIPMENT SUPPLIES 93.00
LARGE PRINT OVERSTOCKS BOOKS 47.51
LAWSON PRODUCTS INC SUPPLIES 311.62
LAYNES WORLD AWARDS 253.98
LEGGETTE, BRASHEARS & GRAHAM R O F E S S I O N A L S E R V I C E S 1,497.36
LESSMAN ELEC. SUPPLY CO SUPPLIES 513.25
LEXINGTON CORP F U R N I T U R E 230.00
LINCOLN MUTUAL LIFE INSURANCE 452.99
LOCATORS AND SUPPLIES, INC SUPPLIES 570.26
LONGS PROPANE INC PROPANE 3,837.24
MARK CLARK M E A L S REIMBURSEMENT 151.00
MARKS MACHINERY PARTS 41.42
MART AUTO BODY TOWING 1,050.00
MATHESON TRI-GAS, INC SUPPLIES 2,667.94
MATT PARROTT & SONS CO. SUPPLIES 600.20
MC2, INC PARTS 7,702.29
MCCULLOCH LAW OFFICE PROFESSIONAL SERVICES 656.45
MEAD LUMBER S U P P L I E S 913.30
MEDICAL WASTE TRANSPORT, INC H A U L M E D I C A L W A S T E 169.24
MICRO MARKETING ASSOC BOOKS 90.12
MIDWEST ALARM CO ALARM MONITORING 135.00
MIDWEST BUILDING MAINTENANCE M A T S V C 537.25
MIDWEST READY MIX & EQUIP E X C A V A T O R R E N T 700.00
MIDWEST TURF & IRRIGATION PARTS/MOWERS 68,147.78
MIDWEST WHEEL COMPA-

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NIES SUPPLIES 61.38
MISSOURI VALLEY MAINTENANCE REPAIRS 961.90
MOORE WELDING & MFG SUPPLIES 123.92
MOTION INDUSTRIES, INC PARTS 914.41
NATHAN GOETTE GYM REIMBURSEMENT 150.00
NATL FIRE PROTECTION ASSOC SUBSCRIPTION 1,466.18
NCL OF WISCONSIN, INC SUPPLIES 315.05
NETSYS+P R O F E S S I O N A L S E R V I C E S 450.00
NEW YORK LIFE I N S U R A N C E 94.02
NORTH CENTRAL RENTAL & LEASING EQUIP RENTAL 420.00
NORTHERN SAFETY CO. INC SUPPLIES 105.21
OFFICE SYSTEMS CO SUPPLIES 141.05
ORIENTAL TRADING CO SUPPLIES 70.75
OVERHEAD DOOR OF YANKTON REPAIRS 232.95
PARK GENEALOGICAL BOOKS SUBSCRIPTION 25.00
PEARSON EDUCATION SUPPLIES 328.68
PETE LIEN & SONS, INC CHEMICALS 4,501.20
PLAIN TALK PUBLISHERS SUBSCRIPTION 26.00
PNC EQUIPMENT FINANCE DEFIBRILLATOR LEASE 741.27
POMPS TIRE SERVICE, INC. TIRES 16,420.00
PRECISION PAINTING INTERIOR PAINTING 552.84
PRESSING MATTERS SUPPLIES 464.00
PRESTO-X-COMPANY INSPECTION/TREATMENT 95.26
PRINT SOURCE S U P P L I E S 98.00
PROGRESSIVE MEDICAL INTERNATIONAL BATTERIES 338.00
PUBLIC SAFETY GROUP REGISTRATION ONLINE CLASS 338.00
PUMP N PAK F U E L C H A R G E S 2,434.59
QUEEN CITY WHOLESALE MERCHANDISE 277.13
QUILL SUPPLIES 895.08
RACOM CORPORATION MAINTENANCE CONTRACT 4,053.00
RANDOM HOUSE, INC BOOKS 30.00
RANDY ISAACSON M E A L S REIMBURSEMENT 52.00
RASMUSSEN MOTORS, INC PARTS 219.47
RECORDED BOOKS, INC BOOKS 871.70
REPUBLIC NATIONAL DIST MERCHANDISE 25,316.33
RESCO ELECT DEPT SWITCH 32,357.00
ROBIN HOWER M E A L S REIMBURSEMENT 84.00
SANITATION PRODUCTS PARTS 661.96
SD ENGINEERING SOCIETY MEMBERSHIP DUES 115.00
SD PUBLIC ASSURANCE ALLIANCE PROPERTY COVER-AGE 100.00
SD RETIREMENT SYSTEM CONTRIBUTION 47,184.84
SERVALL TOWEL & LINEN SHOP TOWELS 29.40
SERVICES UNLIMITED INC REPAIRS 1,126.38
SIOUX FALLS TWO WAY RADIO REPAIRS 229.94
STANLEY SECURITY SOLUTIONS SUPPLIES 727.19
STEFFEN PARTS 53.56
STERN OIL CO. S U P P L I E S 1,978.28
STUART C. IRBY CO. SUPPLIES 133.86
STURDEVANTS AUTO PARTS PARTS 1,487.57
TAYLOR MADE M E R C H A N D I S E 42.82
THATCHER COMPANY SODA ASH 14,247.20
THE EQUALIZER A D V E R T I S I N G 121.60
THE NEW SIOUX CITY IRON CO SUPPLIES 177.74
THE WALKING BILLBOARD T-SHIRTS & UNIFORMS 787.25
TITAN ACCESS ACCOUNT PARTS 1,164.11
TODAYS DISTRIBUTOR REPAIRS 1,020.00
TOM KRUSE M E A L S REIMBURSEMENT 52.00
TRI-B-TRIM SHOP REPAIRS 465.00
TRUE VALUE S U P P L I E S 329.20
TYLER TECHNOLOGIES SOFTWARE MAINTENANCE 18,873.93
ULTRAMAX S U P P L I E S 597.00
UNITED WAY C O N T R I B U T I O N S 365.20
UPSTARTS U P P L I E S 1,342.80
US POSTAL SERVICE STAMPED ENVELOPES 553.90
VALIANO VINEYARDS MERCHANDISE 55.00
VERIZON WIRELESS POLICE COMMUNICATION 223.80
VERMEER HIGH PLAINS LOCATOR PACKAGE 20,500.00
VERMILLION ACE HARDWARE SUPPLIES

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454.89
VERMILLION FORD PARTS 860.02
VETERANS OF FOREIGN WARS AMERICAN FLAG 32.00
VISA/FIRST BANK & TRUST FUEL/LODGING/SUPPLIES 7,397.30
WAL-MART COMMUNITY SUPPLIES 735.17
WELFL CONSTRUCTION CO LIBRARY EXP/REMODEL 90,365.00
WESCO DISTRIBUTION, INC SUPPLIES 3,002.03
WH OVER MUSEUM CONTRIBUTION 15,000.00
WILL'S DRYER & KILN, LLC SUPPLIES 35.00
YANKTON COMMUNITY LIBRARY BOOK REPLACEMENT 9.50
YANKTON JANITORIAL SUPPLY SUPPLIES 289.55
ZEE MEDICAL SERVICE SUPPLIES 250.70
ZUERCHER TECHNOLOGIES LLC MAINTENANCE 2,425.00
MASABA INC B R I G H T ENERGY REBATE 15,820.00

Alderman Willson seconded the motion. Motion carried 7 to 0. Mayor Powell declared the motion adopted.

12. Consensus Agenda - None

13. Adjourn

069-13
Alderman Osborne moved to adjourn the Council Meeting at 7:40 p.m. Alderman Ward 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

Published once at the approximate cost of \$368.95.

Published: March 15, 2013

Unapproved Minutes Council Special Session March 5, 2013 Tuesday - 6:00 pm

The special joint session of the City Council, City of Vermillion, South Dakota was called to order on Tuesday, March 5, 2013 at 6:00 p.m. by Mayor Powell.

1. Roll Call

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

Absent: Davies, Willson, Zimmerman

2. Pledge of Allegiance

3. Adoption of Agenda

070-13
Alderman Osborne moved approval of the agenda. Alderman Grayson seconded the motion. Motion carried 6 to 0. Mayor Powell declared the motion adopted.

4. Public Hearings

A. Second reading of Ordinance No. 1296 - Amending Chapter 3, A-1: Agricultural District, Section 3.03, Lot and Yard Regulations of Appendix A, 2012 Joint Zoning Regulations for Clay County and the City of Vermillion

Mayor Powell stated that this was advertised as a joint City and County public hearing to consider the amendment to the Joint Zoning regulation and opened the hearing.

Cynthia Aden, County Zoning Officer, reported that the entities met in a joint session on December 11, 2012 to consider a zone change request from Mr. Jahn to rezone his property from A-1 to Rural Residential. This would allow Mr. Jahn to split his 2 acre lot into two one acre lots in order to construct a new home. At that time, the joint boards tabled action on the zone change request pending a report from the two Planning Commissions on a proposed amendment to change the minimum lot size within the A-1 district. The Joint Planning Commissions met on February 11, 2013 and forwarded a unanimous recommendation to amend the ordinance and reduce the minimum lot size within the A-1 district. Cynthia stated that the proposed amendment will reduce the minimum lot size within the A-1 district from the current 2 acres to 1 acre. This will allow property owners to divide their land for small-scale residential uses. In Mr. Jahn's case, this would allow him to replat his land and apply for a conditional use permit to construct a new single-family dwelling. In order to avoid scattered development, the joint zon-