

2010 Legal and Public Notices

NOTICE OF PUBLIC HEARING FOR SPECIAL PERMIT TO EXCEED ALLOWABLE SOUND LEVELS

NOTICE IS HEREBY GIVEN THAT the Vermillion City Council on the 17th day of March, 2014 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 a special permits to exceed allowable sound levels which has been filed in the Finance Officer's Office:

Thursdays on the Plaza request for a special permit to exceed allowable sound levels for a live concert and public gathering at the Ratingen Platz located at the corner of Market and Main Street on or about April 25 from 5:00 to 7:00 p.m., July 10, July 24, August 7, August 21 and September 4, 2014 between 6:00 p.m. and 8:00 p.m.

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 for special permit.

Dated at Vermillion, South Dakota this 4th day of March, 2014.

Michael D. Carlson, Finance Officer

Published once at the approximate cost of \$17.04. Publish: March 7, 2014.

NOTICE TO BIDDERS ASPHALT CONCRETE CLAY COUNTY, SOUTH DAKOTA

The Board of County Commissioners of Clay County will receive sealed bids for the furnishing of one years supply of "Asphalt Concrete" to the Clay County Highway Department. All bids are to be submitted to the office of the County Auditor, Clay County, South Dakota, by 9:00 am on the 25th day of March, 2014.

SPECIFICATIONS:

All mineral aggregate, asphalt, asphalt cement, and mixing procedures shall conform to the latest edition of the South Dakota Department of Transportation's "Standard Specifications for Roads and Bridges" and all special provisions thereto.

Mineral aggregate; Class D-1,

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D-2, G-1, G-2

Upon request, ample sieve analysis and test reports shall be submitted to the Clay County Highway Department or their designated testing lab. to insure materials of the highest quality.

Bidder to list location of all plant sites, which may be used to provide the materials to Clay County.

Bidders to state price per ton F.O.B. plant site loaded on County trucks.

All bids shall be in sealed envelope or container plainly marked "BID ON ASPHALT CONCRETE" addressed to Clay County Auditor, 211 W. Main St., Suite 200, Vermillion, South Dakota 57069.

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

CARRI R. CRUM
CLAY COUNTY AUDITOR

Published twice at the total approximate cost of \$43.51. Publish: March 7 & 14, 2014.

STATE OF SOUTH DAKOTA COUNTY OF CLAY:SS

IN CIRCUIT COURT
FIRST JUDICIAL CIRCUIT
FILE NO. PRO. 14-3

ESTATE OF
DARREL J. LARSON,
Deceased

ESTATE OF
DARREL J. LARSON,
Deceased

NOTICE TO CREDITORS

Notice is given that on February 11, 2014, Gail Fiedler, whose address is 411 Stanford Street, Lot 46, Vermillion, South Dakota, 57069, and Tim Larson, whose address is 46364 304th Street, Centerville, South Dakota, 57014, were appointed as co-personal representatives of the estate of Darrel J. Larson.

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

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

Dated February 12, 2014.

Gail Fiedler
411 Stanford Street Lot 46
Vermillion, SD 57069
(605) 624-4568

Tim Larson
46364 304th Street
Centerville, SD 57014
(605) 300-0065

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

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

Published three times at the total approximate cost of \$62.40. Published: February 21, 28, & March 7, 2014.

STATE OF SOUTH DAKOTA COUNTY OF CLAY:SS

IN CIRCUIT COURT
FIRST JUDICIAL CIRCUIT
FILE NO. PRO. 14-2

ESTATE OF
BARBARA LARSON,
Deceased

NOTICE TO CREDITORS

Notice is given that on February 11, 2014, Gail Fiedler, whose address is 411 Stanford Street, Lot 46, Vermillion, South Dakota, 57069, and Tim Larson, whose address is 46364 304th Street, Centerville, South Dakota, 57014, were appointed as co-personal representatives of the estate of Barbara Larson.

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

2010 Legal and Public Notices

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

Dated February 12, 2014.

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Published three times at the total approximate cost of \$62.40. Published: February 21, 28, & March 7, 2014.

NOTICE OF VACANCY

Notice of vacancies on the Board of Directors of the Vermillion Basin Water Development District for four (4) year terms.

Area 1 - representing the city of Vermillion west of Dakota Street, north of Cedar Street, west of University Street, north of Clark Street, west of Pine Street, south of Hwy 50, west of Ratingen Strasse and west of University Road.

Area 3 - representing the City of Vermillion north of Hwy 50, east of Ratingen Strasse, and east of University Rd; the cities of Wakonda and Irene in Clay county; and Star, Bethel, Fairview, Riverside, Garfield, Norway, Glenwood, Meckling, Pleasant Valley, Prairie Center, Spirit Mound, and Vermillion Townships in Clay County.

Area 5 - representing the cities of Chancellor, Dolton, Monroe, Parker and Marion in Turner County and Childstown, Rosefield, Marion, Parker, Germantown, Dolton, Monroe, Brothersfield, and Home townships in Turner County.

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Notice of vacancies on the Board of Directors of the Vermillion Basin Water Development District for four (4) year terms.

Area 2 - representing the city of Vermillion east of Dakota Street, south of Cedar Street, east of University Street, south of Clark Street, east of Pine Street, and south of Hwy 50

Petitions may be obtained via the Secretary of State Website or from the district office at 1111 Railway in Centerville by appointment or phone 563-2883 for one to be mailed. Petitions must be completed and mailed directly to Pierre no later than March 25, 2014.

Arden Abild Chairman, VBWDD

Published twice at the total approximate cost of \$40.21. Published: March 7 & 14, 2014.

February 25, 2014

The Board of County Commissioners met in regular session Tuesday, February 25, 2014 at 9:00 a.m. Members present: Mockler, Packard, Powell, and Passick; Kephart absent.

Mockler moved, seconded by Packard and carried to approve the agenda.

Minutes of the February 11, 2014 meeting were approved with a motion by Mockler, seconded by Packard and carried.

Rod Polley, Highway Superintendent, met with the Board. Mockler moved, seconded by Packard and carried to pass and adopt the following Resolution #2014-05 for Clay County Weight Limit Enforcement.

RESOLUTION #2014-05

CLAY COUNTY WEIGHT LIMIT ENFORCEMENT RESOLUTION

Whereas, seasonal climatic changes can be detrimental to our highways, and

Whereas, the Clay County Board of County Commissioners desires to protect existing Clay County Highways, ultimately saving tax dollars, and

Whereas, South Dakota Codified Law 32-14-6 allows for the reduction of the legal weight limit which may be carried upon highways within Clay County, and

Whereas the Clay County Board of Commissioners, desire the enforcement of weight limitations on Clay County roads as set forth and posted by the Clay County Highway Superintendent.

NOW THEREFORE BE IT RESOLVED;

Whereas the limits on Clay County roads shall be set at six (6) ton per axle on all hard surface roads with the exception of County Road H-4 (469 ave), Burbank north to Highway 50, and County Roads B-1 & B-2 (455 ave), Bethel Hall north to Highway 46, the West County Line, from Irene south and all gravel roads shall be posted at seven (7) ton per axel, or as posted.

That the South Dakota Highway Patrol be and hereby is authorized and requested to enforce weight limitations on Clay County Roads.

BE IT FURTHER RESOLVED that the penalty for the violation of the load restrictions shall be as set forth in SDCL 32-22-55.

Vote of Clay County Commission:

AYE 4 NAY 0

Dated this 25th day of February 2014, at Vermillion, S.D.

ATTEST:

Carri R. Crum
CLAY COUNTY AUDITOR

Raymond Passick, Chairman
CHAIRMAN, CLAY COUNTY COMMISSION

Powell moved, seconded by Mockler and carried to approve bid specifications for highway materials and to set the date and time for bid opening for March 25, 2014 at 9:15 a.m.

Jim Wilson, Clay County Historic Preservation Commission, met with the Board regarding appointment of new members. Powell moved, seconded by Packard and carried to appoint Ted Muenster, Jessi

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Wilhelm, and Roger Jeck to the CCHPC.

At 9:20 a.m., bid opening commenced for a new county vehicle. No bids were received by the Auditor, either in person or by mail. Powell moved, seconded by Mockler and carried to accept state bid of \$20,244 for a 2014 or newer Grand Caravan. Powell moved, seconded by Mockler and carried to declare surplus the 2003 Ford Windstar van and put it on Girard's auction in March.

At 9:30 a.m., bid opening commenced for the Courthouse and Public Safety Center HVAC Retrofit Project. John deWit, Associated Consulting Engineering, was present to assist with bid opening. One bid was received by the Auditor. Passick opened and read aloud the bid from Precision Mechanical, L.L.P. Base bid was \$175,608, Alternate 1 was \$14,963, and Alternate 2 was \$7,977. A 10% bid bond was also enclosed. Powell moved, seconded by Mockler and carried to accept the bid from Precision Mechanical, contigenting up on the City of Vermillion and Associated Consulting Engineering reviewing the bid and finding it acceptable according to specifications.

Sherri Matthews, Wellmark Blue Cross/Blue Shield of SD, met with the Board to discuss the County's group health insurance. The County's plan year was not due to expire until December 1, 2014. However, new Affordable Care Act plans became available, and the Board wished to discuss the rates and benefits. After discussion regarding coverage benefits and premiums for several plans, Powell moved, seconded by Mockler and carried to renew the plan year effective April 1, 2014, or as soon as possible, switching to the Gold 1000 Enhanced Blue Plan and eliminating the current deductible reimbursement policy. The new plan will save the County 4.93% in premiums, plus Affordable Care Act fees are built into the premium for additional savings, and the County will also save many thousands of dollars in deductible reimbursements, all while giving the employees additional benefits offered under the new plan.

Cynthia Aden, Zoning Administrator, met with the Board to present a variance application for Terrence and Lindia Brady for Lot 23 Ponderosa Addition and Dr. Parts of Lot 1, Section 2 and Lot 1, Section 3, T91N, R52W of the 5th P.M., Clay County, SD. Powell moved, seconded by Mockler and carried to set the date and time for Public Variance Hearing as March 11, 2014 at 9:15 a.m.

Catherine Powell, Treasurer, met with the Board to present abatements due to applications for elderly tax freeze. The property owners qualified but missed the deadline. Mockler moved, seconded by Packard and carried to approve both abatements as presented.

Powell moved, seconded by Packard and carried to approve payroll and the following claims for payment. February Payroll: Commissioners \$4995.50, Auditor's Office \$9151.50, Treasurer's Office \$13015.24, States Attorney's Office \$13357.67, Courthouse \$2425.83, DOE's Office \$9151.50, ROD's Office \$6925.17, Veteran's Office \$1583.33, Sheriff's Office \$30003.31, County Jail \$12818.90, 24/7 Sobriety Project \$2381.03, LEPC \$366.67, Emerg. Mgmt. Office \$3300.00, Highway Department \$32037.02, CHN Office \$509.63, WIC Office \$1528.87, Extension Office \$2818.25, Weed Department \$2225.10, and Zoning Office \$2164.05. (Payroll Deductions) AFLAC \$682.02, Clay Co. Treasurer \$35444.05, Colonial Life \$409.47, Washington National \$398.60, Dearborn National \$173.88, Nationwide Retirement \$58.82, New York Life Insurance \$440.23, SD Retirement System \$18169.30, SD Supplemental Retirement \$625.00, SDRS Roth 457b \$225.00, TASC (Flex System) \$3386.72, United Way of Vermillion \$130.00, Vermillion Federal Credit Union \$1141.00, Wellmark Blue Cross/Blue Shield \$32404.38. February Bills: (Law Library) Thomson Reuters-West \$82.34; (Prof. Serv./Fees) Audra Malcomb Consulting \$138.58, Avera \$1475.07, Corisoft LLC \$336.60, Den Herder Law Office \$188.55, Dept. of Revenue \$720.00, Marv Ekeren \$22.50, Layne's World \$7.34, Lewis & Clark BHS \$640.00, Lucille Lewno \$172.99, Scot Manschreck \$2502.30, James McCulloch \$861.87, National Sheriff's Assn. \$106.00, Netsys Plus \$122.50, Peterson, Stuart, Rumpca & Rasmussen \$5035.84, PharmChem \$315.00, Sanford Health \$102.72, Dean Schaefer \$1613.00, Shepherd Reporting \$75.00, Karen Swanda \$22.50, Yankton Co. Sheriff \$75.00, Yankton Co. Treasurer \$546.25; (Beacon/Pictometry) Pictometry International \$11352.50;

ANNUAL REPORT FOR CITY OF VERMILLION AS OF AND FOR THE YEAR ENDED DECEMBER 31, 2013

	GOVERNMENTAL FUNDS			Total Governmental Funds			
	General Fund	Sales Tax Fund	Other Governmental Fund				
Beginning Fund Balance	2,868,006	2,099,170	1,175,253	6,142,429			
Revenues and Other Sources:							
Property Taxes	1,796,230	-	223,651	2,019,881			
General Sales and Use Taxes	1,554,765	1,553,805	312,984	3,421,554			
Stormwater fees	-	-	180,390	180,390			
Penalties and Interest on							
Delinquent Taxes	4,225	-	424	4,649			
Licenses and Permits	234,552	-	-	234,552			
Intergovernmental revenue	398,015	-	491,768	889,783			
Charges for Goods and Services:							
Forfeits	488,021	-	3,671	491,692			
Investment Earnings	34,042	-	2,686	36,728			
Rentals	12,768	13,316	11,563	37,647			
Special Assessments	15,082	-	-	15,082			
Contributions and Donations from Private Sources	43	-	186,921	186,964			
Other	540	-	241,249	241,789			
Total Revenue and Other Sources	41,417	-	2,987	44,404			
	4,579,700	1,567,121	1,658,294	7,805,115			
Expenditures and Other Uses:							
General Government	1,194,801	-	-	1,194,801			
Public safety	1,695,899	23,045	481,115	2,200,059			
Public works	896,599	56,726	48,906	1,002,231			
Health and welfare	467,589	499	-	468,088			
Culture-recreation	992,917	-	12,260	1,005,177			
Conservations and development	45,876	204,710	276,179	526,765			
Debt Service	2,356	-	739,811	742,167			
Capital Outlay	95,499	188,381	929,436	1,213,316			
Total Expenditures and Other Uses	5,391,536	473,361	2,487,707	8,352,604			
Transfers In (Out)	932,616	(1,119,446)	1,124,242	937,412			
Changes in Reserves	2,446	-	-	2,446			
Increase(Decrease) in Fund Balance	123,226	(25,686)	294,829	392,369			
Ending Fund Balance:							
Nonspendable	203,072	-	-	203,072			
Restricted	-	-	1,488,921	1,488,921			
Committed	500,000	2,073,484	364	2,573,848			
Assigned	210,282	-	14,030	224,312			
Unassigned	2,077,878	-	(33,233)	2,044,645			
Governmental Long-term Debt			3,852,578				
	PROPRIETARY FUNDS						
	Electric Fund	Water Fund	Wastewater Fund	Liquor Fund	Golf Course Fund	Joint Powers Landfill Fund	Curbside Recycling Fund
Beginning Net Assets	12,883,756	6,114,553	7,987,721	337,333	3,391,100	3,850,356	61,574
Revenues	6,300,241	1,703,863	1,766,348	1,187,375	1,211,293	1,550,009	109,789
Expenses	5,007,899	1,412,472	1,797,273	1,017,830	793,947	1,174,478	95,813
Capital contributions & grants	-	64,431	-	-	29,682	277,524	-
Transfers In (Out)	(975,950)	(38,583)	(28,679)	(194,200)	200,000	-	-
Increase(Decrease) in Net Assets	316,392	317,239	(59,604)	(24,655)	647,028	653,055	13,976
Ending Net Assets:							
Invested in capital assets	6,666,863	5,066,005	6,461,314	23,339	2,996,143	2,169,746	(2,740)
Restricted for debt service	638,568	171,317	59,162	-	-	10,305	-
Restricted for Landfill closure & post closure	-	-	-	-	-	180,017	-
Unrestricted	5,894,717	1,194,470	1,407,641	289,339	1,041,985	2,143,343	78,290
Long-term Debt	6,655,000	4,582,644	6,561,653	-	-	1,053,582	24,155

The preceding financial data does not include component units. Information pertaining to those activities may be obtained by contacting the municipal finance officer at 677-7056.

Municipal funds are deposited as follows:

Depository	Amount
Change Funds	9,947
CoTrust Bank	14,634,497
First Bank & Trust	319,294
First Dakota National Bank	1,000,000
Bank of the West	6,395
SD Public Funds Investment Trust	1,276,568
First National Bank	47,548
First National Bank- City Hall Reserve	359,557
First National Bank- Electric Revenue Bond	580,160

Published once at the approximate cost of _____.