

# 10 Vermillion Plain Talk

## 2010 Legal and Public Notices

The petition may be informal, but must include a statement describing the petitioner's interest in the application, the petitioner's reasons for opposing or supporting the application, and the signature and mailing address of the petitioner or the petitioner's legal counsel, if legal counsel is obtained. Contact Eric Gronlund at the above Water Rights Program address to request copies of information pertaining to this application. Steven M. Pimer, Secretary, Department of Environment and Natural Resources.

**Published once at the total approximate cost of \$36.25.  
Publish: March 21, 2014.**

### NOTICE OF HEARING

Notice is hereby given that the Clay County Commissioners, acting as the Board of Adjustment, will meet on Tuesday, March 25, 2014 at 9:15 a.m. in the Commissioners' Meeting Room of the Clay County Courthouse, Vermillion, SD at which time said Board will hear, consider and act upon the following:

Variance Hearing to consider building a structure 20 feet into the rear yard setback (Missouri River) for Kolly and Michelle Fostvedt on property located on at 45467 River Driver, Vermillion, SD. Legal description: Lot 2 of Danielson Tract No 1 Danielson Tract 21-92-53, Norway Township, Clay County, SD.

## 2010 Legal and Public Notices

All interested persons are invited to attend the public meeting. Those interested but unable to attend are invited and encouraged to send written comments prior to the hearing to: Clay County Commission, 211 W. Main Street, Suite 200, Vermillion, SD 57069.

Carri Crum, Auditor  
Clay County, South Dakota

**Published once at the total approximate cost of \$16.55.  
Publish: March 21, 2014.**

### NOTICE TO BIDDERS

Notice is hereby given that the Parks and Recreation Department of the City of Vermillion, South Dakota, will receive bids for the RENTAL OF THE CONCESSION STAND at the Prentis Park Baseball Field and the RENTAL OF THE CONCESSION STAND at the Prentis Park Pool. Bid will be received from 8:00am March 24, 2014 through 2:00pm April 22, 2014. All bids will be opened on April 22, 2014 at 2:00pm.

Bid Forms and copies of the specifications may be obtained at the City Administration Office, located in the Vermillion City Hall.

Said bids must be accompanied by a cashier's check in the amount of one month's rent. Check presented will be held until completion of rental period. Unsuccessful bidder's checks will be returned after the award has been made to the high bid. Only food and

## 2010 Legal and Public Notices

beverage items may be sold in the concession stands. Bids shall be presented to the City Administration Office in a sealed envelope and endorsed on the outside of the envelope with the name of the item bid, and bidder's name and address.

The City of Vermillion reserves the right to reject any or all bids and to waive any irregularities herein.

**Published twice at the approximate cost of \$28.01.  
Publish: March 14 & 21, 2014.**

### PUBLIC NOTICE:

Cellco Partnership and its controlled affiliates doing business as Verizon Wireless proposes to collocate on an existing self-support telecommunications tower. The overall tower height is 120-feet above grade surface (AGS) and the height of the support structure is 100 feet AGS. The site location is Dakota Street, Vermillion, Clay County, South Dakota, 42o 47' 7.4832"N, 96o 55' 41.8573" W. Public comments regarding potential effects from this site on historic properties may be submitted within 30-days from the date of this publication to: Terracon Consultants, ATTN: NEPA Department, 15080 A Circle, Omaha, NE 68144, (402)384-7040 or keziegler@terracon.com.

**Published once at the total approximate cost of \$9.27.  
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## 2010 Legal and Public Notices

**The University of** South Dakota is accepting sealed bids for USD Athletics Football Air Charter Services 2014 until 2:00 P.M., March 25th, 2014. Sealed bids must be delivered to the University of South Dakota, Purchasing Office, 209 Slagle Hall, 414 East Clark St., Vermillion SD. Copies of the bid solicitation and specifications are available from Purchasing Office at USD, contact Kyrá Blatchford at 605-677-5667 or by email at [kyra.blatchford@usd.edu](mailto:kyra.blatchford@usd.edu). The University reserves the right to reject any and all bids.

**Published twice at the total approximate cost of \$13.10.  
Publish: March 14 & 21, 2014.**

### NOTICE TO BIDDERS

Notice is hereby given that the Board of County Commissioners of Clay County South Dakota, acting as the Ditch board for Laterals 2A & 3A, will receive bids at the office of the Clay County Auditor, Clay County South Dakota until 9:00 a.m. on the 1st day of April, 2014 for the following:

Furnish all necessary equipment and labor for the restoration of Lateral 2A on 311 St. from 454 Ave. to 455 Ave. (1 +/- mile), located in Section 16, Township 93 North, Range 53 West (Meckling Twp.), Clay County, South Dakota and Lateral 3A on 312 St. from the Meckling Oil (457 Ave.) to 460 Ave. (3 +/- miles), located in Section 24, Township 93 North, Range 53

## 2010 Legal and Public Notices

West (Meckling Twp.), and Sections 19 & 20, Township 93 North, Range 52 West (Spirit Mound Twp.), Clay County, South Dakota. The Project consists of cleaning and placing spoils in the fields. All work to be done under the supervision of the County Highway Superintendent. All work to be bid per section and totaled per Lateral.

Minimum Equipment Required: Programmable laser comparable to a laser beacon LB-4, Proof of Insurance, 10% bid bond, and bid the project by section, using the bid sheet furnished by the County, with a final total bid.

Specifications/Plans for the above project are on file at the Clay County Auditor's Office, Vermillion, South Dakota.

Bid opening will take place at 9:15 a.m. on the 1st day of April, 2014, in the Clay County Commissioner Room of the Clay County Courthouse, 211 W. Main St., Vermillion, SD.

Carri R. Crum  
Clay County Auditor

**Published twice at the total approximate cost of \$39.92.  
Publish: March 21 & 28, 2014.**

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

#### IN CIRCUIT COURT FIRST JUDICIAL CIRCUIT

IN THE MATTER OF THE  
ESTATE OF  
LOIS M. JOHNSON

DECEASED.

PRO 14-5

#### NOTICE TO CREDITORS

\*\*\*\*\*  
Notice is given that on the 27th day of February, 2014, Timothy B. Johnson, whose address is 12425 50th Avenue N, Plymouth, MN 55442, was appointed as personal representative of the estate of Lois M. Johnson, 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.

Timothy B. Johnson  
12425 50th Avenue N  
Plymouth, MN 55442  
(612)269-5214

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](mailto:craig@cktlaw.net)

**Published three times at the total approximate cost of \$56.36.  
Published: March 7, 14, & 21, 2014.**

#### Notice to Bidders Vermillion WWTF Process Boiler Improvements

Notice is hereby given that sealed bids will be received by the City Council of Vermillion, South Dakota, at the office of the Finance Officer at the Vermillion City Office, 25 Center Street, Vermillion, South Dakota, 57069 until 2:00 P.M., local time, **Tuesday, April 15, 2014** for construction of **Process Boiler Improvements**. Project scope will include the following:

New, natural gas fired vertical tube boiler for back-up heating of the Digester Building and anaerobic digester sludge. Work will include new boiler, fuel piping, recirculation pumps, hot/cold water piping, process monitoring and controls, electrical system, and all other miscellaneous work required not herein mentioned, but inferred from the construction contact documents.

The Bids must be prepared on bid forms supplied in the Bidding Documents and filed with the Finance Officer at the Vermillion City Office, 25 Center Street, Vermillion, South Dakota, 57069 not later than 2:00 P.M., Local Time, Tuesday, April 15, 2014 at which time and place all Bids will be publicly opened and read aloud in the presence of the

## 2010 Legal and Public Notices

Bidders and their representatives. No bids will be received after the specified hour and date, and Bids which are not prepared and filed in accordance with "Instructions to Bidders" may be rejected.

Each Bid must be submitted in a sealed envelope. Each sealed envelope containing a Bid must be plainly marked on the outside as Bid for Process Boiler Improvements, Vermillion, South Dakota. The envelope should also bear on the outside the name and address of the Bidder. If forwarded by mail or other delivery system, the sealed envelope containing the Bid must be sealed in another envelope, with the notation "Bid Enclosed" on the face thereof, and addressed to the Finance Officer, Vermillion City Office, 25 Center Street, Vermillion, South Dakota, 57069.

Drawings, Specifications and Bidding Documents may be examined at the offices of Banner Associates, Inc. 409 22nd Avenue South, P.O. Box 298, Brookings, SD 57006, or the Vermillion City Office, 25 Center Street, Vermillion, South Dakota, 57069. A complete set of Drawings, Specifications, and Contract Documents may be obtained at the office of Banner Associates, Inc., 409 22nd Avenue South, P.O. Box 298, Brookings, SD 57006 (855) 323-6342 or may be ordered from our website at [www.bannerassociates.com](http://www.bannerassociates.com). Copies may be obtained upon a **refundable** payment in the sum of \$47.70 for half size including applicable taxes and fees for each set of Bidding Documents. Electronic copies are also available and can be ordered and downloaded from the above website for a \$21.20 **non-refundable** fee. Upon request, in accordance with South Dakota Codified Law 5-18B-1, one copy of electronic or paper Bidding Documents shall be furnished, without charge, to each prime contractor resident in South Dakota who intends, in good faith, to submit a bid to the Owner. Additionally, if a paper copy is provided under the conditions of SDCL 5-18B-1, in consideration of the documents being provided at no charge, unsuccessful bidders agree to return the documents to the office of Banner Associates, at the address listed above, within thirty (30) days after the bid opening. Bidders who obtain their specifications from the website will be responsible for obtaining addendums from the website or request from Banner Associates, Inc. Bidders shall contact Banner Associates, Inc. at (855) 323-6342 with any questions about the project.

The Bidder to whom the contract is awarded will be required to furnish a construction performance bond and a construction payment bond to the Owner in the amount of one hundred percent (100%) of the contract award for each bond, in conformance with the requirements of the Contract Documents. The construction performance bond and construction payment bond shall remain in full force until the completion of the Contract as specified in the General Conditions.

All bids must be accompanied by a Bid security. Bid security will take the form of a bid bond in an amount of ten percent (10%) of the Bidder's maximum Bid price or a cashier's or certified check made payable to Owner in an amount of five percent (5%) of the Bidder's maximum Bid price. The Bid security will be retained by the Owner as liquidated damages if the successful bidder refuses or fails to enter into an Agreement within fifteen (15) days after Notice of Award or fails at time of executing the contract to furnish a construction performance bond and construction payment bond guaranteeing the faithful performance of the work.

All bidders are required to hold all applicable South Dakota tax licenses. By virtue of Statutory Authority, preference will be given to materials, products, and supplies found or procured within the State of South Dakota.

Bids may be withdrawn after the time fixed for opening them. The Owner reserves the right to reject any and all bids, and to waive any irregularities therein.

BY ORDER of the City of Vermillion, South Dakota. Dated March 17, 2014.

Jason Anderson  
Assistant City Engineer  
City of Vermillion

**Published twice at the approximate cost of \$114.98.  
Publish: March 21 & 28, 2014.**

## ANNUAL REPORT FOR CLAY COUNTY AS OF AND FOR THE YEAR ENDED DECEMBER 31, 2013

### GOVERNMENTAL FUNDS—MODIFIED CASH BASIS

	Road and Bridge		Other Governmental		Total	
	General Fund	Fund	Funds	Governmental Funds		
<b>Beginning Balance</b>	<b>\$ 2,093,121.85</b>	<b>\$ 588,608.82</b>	<b>\$ 421,602.86</b>	<b>\$ 3,103,333.53</b>		
<b>Revenues and Other Sources (minor level):</b>						
Taxes:						
Current Property Taxes	4,039,075.92		105,440.77	4,144,516.69		
Delinquent Property Taxes	28,599.78			28,599.78		
Penalties and Interest	11,002.36			11,002.36		
Telephone Tax (Outside)	613.63			613.63		
Mobile Home Tax	5,338.09			5,338.09		
Licenses and Permits	18,453.00		2,585.00	21,038.00		
Intergovernmental Revenue:						
Federal Grants	39,342.43	14,774.96	55,579.38	109,696.77		
Federal Shared Revenue	42.31		1.72	44.03		
State Grants	8,616.50		16,571.00	25,187.50		
State Shared Revenue:						
State Payments in Lieu of Taxes	132,430.68	914,815.63	104,897.95	1,152,144.26		
Other Intergovernmental Revenue			1,200.00	1,200.00		
Charges for Goods and Services:						
General Government	294,312.24		13,915.42	308,227.66		
Public Safety	83,803.81		24,914.00	108,717.81		
Public Works	-	31,365.35		31,365.35		
Health and Welfare	17,721.50			17,721.50		
Urban and Economic Development	1,000.00			1,000.00		
Conservation of Natural Resources	24,963.27			24,963.27		
Fines and Forfeits:						
Fines	1,885.25			1,885.25		
Costs	17,266.26			17,266.26		
Miscellaneous Revenue and Other Sources:						
Investment Earnings	15,106.91	5,526.17	945.11	21,578.19		
Special Assessments			103,240.68	103,240.68		
Other Miscellaneous Revenue	1,861.80	378.33		2,240.13		
Insurance Proceeds	65,380.95			65,380.95		
Sale of County Property	1,845.00	1,921.92		3,766.92		
<b>Total Revenue and Other Sources</b>	<b>\$ 4,808,661.69</b>	<b>\$ 968,782.36</b>	<b>\$ 429,291.03</b>	<b>\$ 6,206,735.08</b>		
<b>Expenditures and Other Uses (subfunction level):</b>						
Legislative	152,709.76			152,709.76		
Elections	6,127.07			6,127.07		
Judicial System	72,492.07			72,492.07		
Financial Administration	401,218.46			401,218.46		
Legal Services	286,071.65			286,071.65		
Other Administration	533,117.59		1,414.13	534,531.72		
Law Enforcement	924,465.75		34,288.21	958,753.96		
Protective and Emergency Services	5,222.54		455,980.94	461,203.48		
Highways and Bridges		2,239,944.73		2,239,944.73		
Sanitation	7,920.00			7,920.00		
Economic Assistance	53,094.01			53,094.01		
Health Assistance	182,480.77			182,480.77		
Social Services			3,835.00	3,835.00		
Mental Health Services	112,725.66			112,725.66		
Culture	31,421.73			31,421.73		
Recreation	30,550.00			30,550.00		
Soil Conservation	203,663.85			203,663.85		
Water Conservation	-		96,336.79	96,336.79		
Urban Development	49,709.69			49,709.69		
Economic Development	10,480.00			10,480.00		
Debt Service		85,404.92		85,404.92		
<b>Total Expenditures and Other Uses</b>	<b>\$ 3,063,470.60</b>	<b>\$ 2,325,349.65</b>	<b>\$ 591,855.07</b>	<b>\$ 5,980,675.32</b>		
<b>Transfers In (Out)</b>	(1,590,000.00)	1,415,000.00	175,000.00	-		
<b>Increase/Decrease in Fund Balance</b>	<b>\$ 155,191.09</b>	<b>\$ 58,432.71</b>	<b>\$ 12,435.96</b>	<b>\$ 226,059.76</b>		
<b>Ending Balance:</b>	<b>2,248,312.94</b>	<b>647,041.53</b>	<b>434,038.82</b>	<b>3,329,393.29</b>		
Restricted			\$ 322,434.87	\$ 322,434.87		
Assigned	\$ 813,563.00	\$ 647,041.53	\$ 111,603.95	\$ 1,572,208.48		
Unassigned	\$ 1,434,749.94			\$ 1,434,749.94		
<b>Governmental Long-term Debt</b>	<b>2,248,312.94</b>	<b>647,041.53</b>	<b>434,038.82</b>	<b>3,329,393.29</b>		
	<u>2013 Beginning</u>	<u>Added</u>	<u>Retired</u>	<u>2013 Ending Balance</u>		
<b>Long-term Debt</b>	317,838.43	-	(76,028.69)	241,809.74		

The preceding financial data does not include fiduciary funds. Information pertaining to those activities may be obtained by contacting the County Auditor at (605) 677-7120.