

2010 Legal and Public Notices

The polling place in each precinct of this county is as follows:

Rural Ward 1
(Includes Townships)
Pleasant Valley/Garfield/
Glenwood/Riverside
Southeastern SD Experimental
Farm
29974 University Road, Beresford

Rural Ward 2 (Includes)
Star/Bethel/Wakonda Town &
Irene Town
Senior Citizens Center
119 Ohio St., Wakonda

Rural Ward 3
(Includes Townships)
Pr.Center/Spirit Mnd./Meckling/
Norway/Verm./Fairview
4-H Center/Fairgrounds
515 High St., Vermillion

Vermillion City: All Precincts
National Guard Armory
603 Princeton St., Vermillion

At the Municipal Election, the following offices will be filled:

Mayor - 4 year term
Stan Peterson
John E. (Jack) Powell

Alderman Central Ward - 4 year term
Jennifer A. French
Katherine Price

Alderman Northeast Ward - 4 year term
Sara Bye
Holly Meins

Alderman Southeast Ward - 4 year term
Dennis Zimmerman
Rich Holland
Kris O'Connor

Furthermore, the following municipal candidate is unopposed:
Alderman Northwest Ward - 4 year terms
Parker G. Erickson

A public demonstration of the tabulating equipment will be given Friday, May 30th, 2014 at 10:00 a.m. in the County Auditor's Office at 211 West Main, Vermillion, SD.

Voters with disabilities may contact the County Auditor's Office for information and special assistance in absentee voting or polling place accessibility at 605-677-7120.

Carri R. Crum,
Clay County Auditor
Michael D. Carlson,
Vermillion City Finance Officer

Published twice at the total approximate cost of \$58.70. Publish: May 23 & 30, 2014.

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 SW1/4 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 Mtgs, 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

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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 11, 2014, 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 22, 2014.

Sheriff of Clay County, South Dakota

MACKOFF KELLOGG LAW FIRM

B y :

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 \$71.21. Publish: May 23 & 30, 2014.

Unapproved Minutes Council Special Session

May 19, 2014
Monday 12:00 noon

The special session of the City Council, City of Vermillion, South Dakota was held on Monday, May 19, 2014 at 12:00 noon at the City Hall large conference room.

1. Roll Call

Present: Collier-Wise (arrived 12:02 p.m.), Meins, Ward, Willson, Zimmerman, Mayor Powell

Absent: Davies, Grayson, Osborne

2. Presentation of DENR Drinking Water Excellence award to Water Department

Mayor Powell reported that the South Dakota Department of Environment and Natural Resources (DENR) announced that for the 13th consecutive year the City's Water Department has met the requirements of the Safe Drinking Water Act and State of South Dakota regulations. Mayor Powell presented Randy Isaacson, Superintendent, with the Secretary's Award for Drinking Water Excellence along with the individual operator awards.

3. Update on installation of sidewalks in Country Side Addition - Jose Dominguez

Mayor Powell noted that at last meeting, due to concerns about pedestrian safety, a report on the sidewalks along Burbank Road was requested from the City Engineer.

Jose Dominguez, City Engineer, provided a map of the Country Side Addition showing the sidewalks currently installed, sidewalks that will be installed this year as part of a current building permit and sidewalks that are not completed. Discussion followed on the need to complete the sidewalk along Burbank Road for pedestrian safety as it has been reported that many pedestrians are walking along Burbank Road.

Jose reported when Burbank Road is lowered and widened the sidewalk may not be in the correct location. Jose proposed the following options for sidewalk along the road: a) the property owner can pay for the sidewalk installed now and if the sidewalk is relocated because of construction on Burbank Road the City will pay to replace the sidewalk at that time or b) the City will pay for the sidewalk now and if it is relocated because of construction on Burbank Road the owner will pay to replace the sidewalk at that time.

Discussion followed on the need to complete the sidewalk in this area with the City Engineer to contact the property owners about installing sidewalks and reporting back to the City Council.

4. Educational Session - Discussion of malt beverage mark-up as a funding source for Prentis Park improvements - John Prescott

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John Prescott, City Manager, stated that a report was made at the May 5th noon session on possible funding options for the Prentis Park improvements. John stated that since that meeting another funding option has come forward that the City Council might want to consider. John stated that the proposed Prentis Park project consisting of the pool, parking lot and basketball courts would remain the same as well as the funding of \$2 million from reserves, a general obligation bond for \$3 million and \$250,000 of donations and grants. John stated that the malt beverage mark up fee could be another option to assist with repaying the bonds for the improvements. John stated that the City Council looked at this funding option previously in 1988 when the ordinance was adopted and the City Council repealed the ordinance before it became effective. In 1993 the City Council adopted the ordinance which was referred to a vote and defeated. It was again discussed in 2007 but not adopted. John stated that in 2007 it was proposed to generate \$116,000 per year which could be used to make part of the GO bond payment instead of general fund revenues and BBB Sales tax funds. John stated that a few issues would be: a) it is a new tax, b) the City would see all the invoices for purchases and c) there would be staff time in billing and collecting the markup. Discussion followed on the malt beverage as a revenue source for part of the debt service on the Prentis Park Improvements Bond. The consensus was to have the City Manager set up a meeting with the license holders to explain the proposal.

5. Briefing on the May 19, 2014 City Council Regular Meeting

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

6. Adjourn

161-14
Alderman Willson moved to adjourn the Council special session at 12:56 p.m. Alderman Meins seconded the motion. Motion carried 6 to 0. Mayor Powell declared the motion adopted.

Dated at Vermillion, South Dakota this 19th day of May, 2014.

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
May 19, 2014
Monday 7:00 p.m.

The regular session of the City Council, City of Vermillion, South Dakota was called to order on Monday, May 19, 2014 at 7:00 p.m. by Mayor Powell.

1. Roll Call

Present: Collier-Wise, Davies, Meins, Ward, Willson, Zimmerman, Mayor Powell, Student Representative Torsden

Absent: Grayson, Osborne,

2. Pledge of Allegiance

3. Minutes

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A. Minutes of May 5, 2014 Special Session; May 5, 2014 Regular Session

162-14
Alderman Willson moved approval of the May 5, 2014 Special Session and May 5, 2014 Regular Session minutes. Alderman Collier-Wise seconded the motion. Motion carried 7 to 0. Mayor Powell declared the motion adopted.

4. Adoption of Agenda

163-14
Alderman Zimmerman moved approval of the agenda. Alderman Meins seconded the motion. Motion carried 7 to 0. Mayor Powell declared the motion adopted.

5. Visitors to be Heard

A. EMS Week Proclamation

Alderman Meins read the EMS Week Proclamation proclaiming the week of May 18-25, 2014 as Emergency Medical Services Week in Vermillion. Mayor Powell presented the proclamation to Alan Hanson, EMS Chief. Alan Hanson thanked the City Council for the proclamation on behalf of the EMS staff.

6. Public Hearings

A. First Reading of Ordinance 1316 - Amending the Zoning Ordinance of the City of Vermillion by amending Section 155.008, Definitions, and Section 155.036, GB General Business District, providing a definition and regulations for limited production and processing as a conditional use.

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Andy Colvin, Assistant to the City Manager, reported that the ordinance to allow limited production and processing as a conditional use in the GB zone was brought forward at the request of the Vermillion Chamber and Development Company (VCDC). Andy noted that, in 2011, the Planning Commission and City Council considered an ordinance to rezone a parcel of property located at 1222 West Cherry from General Business to General Industrial. At that time, the City Council voted against the rezoning ordinance and reviewed options to allow certain uses without rezoning. The issue recently resurfaced with the VCDC who is attempting to market to economic development prospects some older buildings in the west part of the community. Andy noted that prior to the adoption of the 2008 Zoning Regulations the commercial district zoning permitted light industrial uses. Andy noted that when the zoning ordinance was amended in 2008 the Planning Commission and City Council felt that Cherry Street is the City's primary commercial district and is best suited for larger office, retail, and service operations. Andy reported that staff working with SECOG drafted an ordinance to allow for limited production and processing as a conditional use in the GB zone with buildings size limited to a maximum of 20,000 square feet. Andy reported that the Planning Commission considered the amendment on April 28th and recommended approval. Andy reported that the Planning Commission was concerned about expanding light industrial uses, but also desired to put active uses in existing vacant buildings which would help economic development and expand the tax base. Andy noted that, since the hearing, staff visited with SECOG who

OFFICIAL REPUBLICAN PRIMARY ELECTION BALLOT

A	June 3, 2014	B	South Dakota	C	Clay County
<p>INSTRUCTIONS TO THE VOTER:</p> <p>To vote for a person FILL IN the oval (●) next to the name. Use only a pencil or pen.</p> <p>If you make a mistake, give the ballot back and get a new one.</p> <p>DO NOT cast more votes than are allowed in each race.</p>		<p>Municipal City of Vermillion</p> <p>For Alderman Northeast Ward Four year term You may vote for <u>one</u> or leave it blank.</p> <p><input type="radio"/> Sara Bye <input type="radio"/> Holly Meins</p>		<p>Republican</p>	
<p>For United States Senator You may vote for <u>one</u> or leave it blank.</p> <p><input type="radio"/> Stace Nelson <input type="radio"/> Mike Rounds <input type="radio"/> Dr. Annette Bosworth <input type="radio"/> Jason Ravensborg <input type="radio"/> Larry Rhoden</p>		<p>For Governor You may vote for <u>one</u> or leave it blank.</p> <p><input type="radio"/> Lora Hubbel <input type="radio"/> Dennis M. Daugaard</p>		<p>NONPOLITICAL BALLOT</p> <p>Municipal City of Vermillion</p> <p>For Mayor Four year term You may vote for <u>one</u> or leave it blank.</p> <p><input type="radio"/> Stan Peterson <input type="radio"/> John E. (Jack) Powell</p> <p>For Alderman Central Ward Four year term You may vote for <u>one</u> or leave it blank.</p> <p><input type="radio"/> Jennifer A. French <input type="radio"/> Katherine Price</p>	
<p>For Mayor Four year term You may vote for <u>one</u> or leave it blank.</p> <p><input type="radio"/> Stan Peterson <input type="radio"/> John E. (Jack) Powell</p>		<p>For Alderman Central Ward Four year term You may vote for <u>one</u> or leave it blank.</p> <p><input type="radio"/> Jennifer A. French <input type="radio"/> Katherine Price</p>			
<p>For Alderman Central Ward Four year term You may vote for <u>one</u> or leave it blank.</p> <p><input type="radio"/> Jennifer A. French <input type="radio"/> Katherine Price</p>		<p>For Mayor Four year term You may vote for <u>one</u> or leave it blank.</p> <p><input type="radio"/> Stan Peterson <input type="radio"/> John E. (Jack) Powell</p>			