2010 Legal and Public **Notices**

ness manager.

Administrators present: Froke-superintendent, Johnson-Austin eleprincipal, and mentary Cameron-high school principal.

School attorney present: McCulloch.

Item #1-1113

Stephanie Rissler, Vermillion Area Dance Organization representative, requested use of the high school theatre.

Motion by Lavin, seconded by Fairholm, to allow the Vermillion Area Dance Organization to use the high school theatre on May 12, 2013 plus three rehearsal dates with the facility fee waived. The Vermillion Area Dance Organization will provide all custodial services. Aye: Unanimous.

Item #2-1113

Steve Ford, Curt Robinson, and Jacob Ford presented a requested that the tennis program be funded by the district in the future.

Item #3-1113

Motion by Lavin, seconded by Schwasinger, to approve agenda as presented with the following additions:

VII A 5 Teacher Award, and Executive Session-Student Matter. Ave: Unanimous.

Item #4-1113

Motion by Schwasinger, seconded by Fairholm, to approve the minutes of the October 8, 2012, October 12, 2012, October 29, 2012, November 1, 2012 and November 5, 2012 board meetings as Item #15-1113 presented. Aye: Unanimous.

Item #5-1113

Motion by Fairholm, seconded by Lavin, to accept the business manager's report for the month ending October 31, 2012 and approve the payment of claims as presented. Aye: Unanimous.

Item #6-1113

Froke presented information on the following items:

- 1. Yearbook, Oral Interp, and Debate honors,
- 2. Verification of 2012 state aid fall enrollment,
- 3. School district profile summary,
- 4. Teacher award,
- 5. High school heating system upgrade, and,
- 6. School district assessment report.

Item #7-1113

Beermann presented information on the following items:

- 1. Special education on-site fiscal monitoring review, and,
- 2. Delta Dental rate increase for 2013 calendar year.

Item #8-1113

Schwasinger presented information on the finance committee meeting held October 26, 2012.

Item #9-1113

Kim Johnson gave an update on the new pre-school and junior kindergarten programs.

Item #10-1113

Motion by Schwasinger, seconded by Lavin, to approve the classified staff appraisal form as presented for second reading. Aye: Unanimous.

Item #11-1113

Authorization was given for administration to post school board member e-mail contact information on the district website. Aye: Unanimous.

Item #12-1113

Discussion was held regarding reporting to school board the number of personnel evaluations completed on a monthly basis.

Item #13-1113

Motion by Lavin, seconded by Fairholm, to approve or eliminate the following policies on first Approve:

ABA (KD) - School Board Meetings-Public Participation AC - Nondiscrimination Policy

Reporting Month:

State Sources

Ending Cash Balance

Legal and Public 2010 Notices

Sexual Harassment Pol-

AD - Belief Statements AFA - Self Evaluation: School

Board AFH - Evaluation of Administra-LB -Relations with Non-Public

LB-E - Textbook Loan Form for Non-Public Students LC - Educational Research Agen-

Eliminate:

cies (Relations with)

Schools

2010

ACAA -

ABA - Public Participation at **Board Meetings** ADA - Mission Statement

ADAA - Mission Statement Ex-ADAB - Vision: A Mental Image

Produced by an Imagination AE - Exit Outcomes AFC - Evaluation of Certified Teachers (Formal)

LEA - Student Teaching and In-LG - Mentor-Teacher Plan

Aye: Unanimous.

Item #14-1113

Motion by Schwasinger, seconded by Fairholm, to retain D.A. Davidson & Co., per the terms of their engagement letter dated November 7, 2012, as underwriter for refunding the Vermillion School District's Series 2008 Limited Tax General Obligation Refunding Certificates dated May 1, 2008 so long as the district can attain gross savings (after delivery date expenses) of not less than \$60.000 and to authorize the board president and business manager to sign said engagement letter on behalf of the district. Aye: Unanimous.

Vermillion School District No.

13-1 Clay and Union Counties, South Dakota Limited Tax General Obligation Refunding Certificates Series 2013

Pursuant to due call and notice thereof, a meeting of the School Board of Vermillion School District No. 13-1, Clay and Union Counties, State of South Dakota, was held on November 12, 2012, at 7:00 o'clock p.m.

The following members were present: Fairholm, Girard, Lavin and Schwasinger

and the following were absent: Stammer.

Thereupon the president declared that a quorum was present and the meeting opened for transaction of business.

Fairholm introduced Member the following resolution moved its adoption:

RESOLUTION NO. 15-1113

Resolution authorizing the execution, terms, issuance, sale and SERVICES 36,952.37 payment of Limited Tax General Obligation Refunding Certificates, Series 2013 in the aggregate principal amount of not to exceed One Million One Hundred Thousand and No/100 Dollars (\$1,100,000.00) of the Vermillion School District No. 13-1 of Clay and Union Counties, South Dakota.

(The full body of the above and foregoing resolution is attached to the official minutes record of the school district and can be examined upon request at the school district business office located at 17 Prospect Street, Vermillion, SD 57069.)

Said motion was seconded by Member Schwasinger and upon vote being taken the following voted AYE: Fairholm, Girard, Lavin and Schwasinger.

and the following voted NAY:

Item #16-1113

Motion by Fairholm, seconded by Lavin, to approve open enrollment requests #13-9-OE and #13-10-OE for school year 2012-2013. Aye: Unanimous.

General

254,408.00

1,753,525.73

Motion by Lavin, seconded by Fairholm, to approve the following adult volunteers: Kiersten Pe-

Capital

Outlay

1,247,114.54

Legal and Public Notices

terson and Dani Wertjes. Aye: Unanimous.

Item #18-1113

Motion by Fairholm, seconded by Lavin, to go into executive session at 8:14 p.m. for student matters. Aye: Unanimous.

Item #19-1113

Girard declared the board out of executive session at 8:22 p.m.

Item #20-1113

Motion by Lavin, seconded by Fairholm, to reinstate a student's extracurricular activities eligibil-

Aye: Unanimous.

Aye: Unanimous.

Item #21-1113 Motion by Fairholm, seconded by Schwasinger, to adjourn the meeting at 8:24 p.m.

Chris Girard resident

Sheila R. Beermann Business Manager

Alternative

October 19, 2012 **Gross Payroll Report** Administration \$52,346.25

Vermillion School District #13-1

Instruction/Classified \$5.647.94 Instructional, General Fund \$257,722.01 Instructional. Special Education \$40,847.69 Fund

Instructional, Pre-School \$2,469.50 gram Early Retirement Payment to Administration/Instructional Staff Total for Administration/In-

structional Staff: \$359,033.39 Beyond School Adventure, Day Care Director/Aides \$4,128.29 Board Members \$-Co-Curricular \$17,480.18 Classified, General Fund \$53,366.33

Classified, Special Education \$21,331.19 Fund Guidance, Certified/Classified \$15,178.87

Library, Certified/Classified

\$8,007.04 Certified/Classified Total for \$119,491.90 Staff: Grand Total of October's Gross \$478,525.29

Vermillion School District 13-1 BOARD REPORT FOR **NEWSPAPER**

Vendor Name, Vendor Description, Amount ADVANCED FEES 1,000.00 ADVANCED MIDWEST GIONAL OFFICE FEES 125.00

AIRGAS SUPPLIES 488.42 AKRON WESTFIELD COMMU-NITY SCHOOL SERVICES

4,490.92 AMERICAN BUS CORP. AMERICINN-CHAMBERLAIN TRAVEL 81.99

ANDERSON, PATRICK PLIES/SERVICES 56.69 APPLE COMPUTER SUPPLIES 5,599.00

ARAMARK UNIFORM SERV-ICES, INC SUPPLIES/SERVICES 33.82 ASPHALT SURFACING CO

SUPPLIES 86,210.07 ASSOCIATED SCHOOL BOARDS OF SD DUES

AUTOMATIC BUILDING CON-TROLS, INC. SERVICES 324.36

AVERA ST LUKE'S SERVICES 531.96 BERESFORD SCHOOL DIS-TRICT FEES 88.04 BEST BUSINESS PRODUCTS, INC. SUPPLIES 1,041.23 BIO CORPORATION, INC.

SUPPLIES 202.18 BROADCASTER PRESS, INC. SERVICES 1,420.38 BRODART CLASSROOM LIBRARY SUPPLIES SUPPLIES 78.40

BRUNICK SERVICE, INC. SERVICES 6,589.20 BSN SPORTS INC. SUPPLIES 1.800.00 CAMPBELL SUPPLY CO, INC. SUPPLIES/SERVICES 101.94

CEDAR SHORE RESORT, INC. TRAVEL 275.85 RESTAURANT CENTRAL

Bond

Red. Fund

303,305.13

Enterprise

Funds

557.50

36,380.25

Food

Service

Legal and Public 2010 **Notices** PRODUCTS SUPPLIES

MORLEY

201.92

105.62

ATHLETIC

NORTHERN TRUCK & EQUIP-

CO. INC. SUPPLIES 95.79

NASCO, INC. SUPPLIES

NCS PEARSON, INC.

MENT CO. SUPPLIES

NOVEL UNITS, INC.

OASIS INN TRAVEL

PARENT REFUND 5.70

SERVICES 785.72

ING, INC. SUPPLIES

SUPPLIES 155.00

PRINT SOURCE

SUPPLIES 1,806.15

SERVICES 327.82

SUPPLIES 247.84

SUPPLIES 25.95

SCHOLASTIC

SANFORD

9,772.75

471.90

92.50

24.00

PAUL'S PLUMBING INC.

PMB 0112 PHONE SERVICES

PRESTO-X-COMPANY, LLC

SUPPLIES/SERVICES 560.00

RASMUSSEN MOTORS, INC.

SUPPLIES/SERVICES 483.48

SCHOLASTIC BOOK CLUB

MAGAZINES SUPPLIES

SCHOOL SPECIALTY, INC.

SUPPLIES 2,598.70

SUPPLIES 2,890.00

TIES ASSOCIATION

SESDAC, INC SERVICES

NETWORK FEES 675.00

ERATIVE SERVICES

TRICT 49-5 SERVICES/FEES

SUPPLY CO, INC. SUPPLIES

TAESE/USU REGISTRATION

TODD'S ELECTRIC SERVICE

FEES 96.00

6,844.38

1,004.15

SOUTH

36.11

268.70

50.00

SOUTHEAST

STANDARD

SUPPLIES 240.73

TECHNOLOGY

SERVICES 142.85

DUES 150.00

TION IN EDUCATION

RELIABLE OFFICE SUPPLIES

RED STEAKHOUSE INC

PRESSING MATTERS PRINT-

PUMP N STUFF VERMILLION

MEDICAL CENTER SERVICES

SCHOLASTIC, INC. SUPPLIES

SD DEPARTMENT OF LABOR

SD HIGH SCHOOL ACTIVI-

SIOUX FALLS SCHOOL DIS-

DAKOTA

STURDEVANTS AUTO PARTS

AREA

VERMILLION

CLASSROOM

LIBRARY

STATIONARY

NYGREN'S TRUE VALUE

SUPPLIES/SERVICES 547.17

SUPPLIES 29.93

SUPPLIES 1,133.25

CENTURYLINK PHONE LINES 513.88 CHILDREN'S CARE HOSPITAL & SCHOOL SERVICES 9,992.20

2010

CITY OF VERMILLION SERVICES 18,565.55 COMMERCE PROPERTIES, LLC LEASE 1,700.00 CONNECTING POINT PUTER CENTER, INC. SUPPLIES 2,329.50

 $C \ O \ N \ S \ T \ E \ L \ L \ A \ T \ I \ O \ N$ NEWENERGY-GAS DIVISION, LLC SERVICES 1.360.92 CONTRACT PAPER GROUP SUPPLIES 13,180.00 CTL LEASING OFFICE RENT

1.217.46 CULLIGAN WATER CONDI-TIONING SERVICES DAKOTA LOCK AND KEY SERVICES 182.00

DAKOTA POTTERS/WEST SIOUX CERAMICS SUPPLIES 141.32 DAYS INN - OACOMA TRAVEL 52.00 DICK BLICK HOLDINGS

SUPPLIES 593.38 EQUALIZER SUPPLIES/SERV-ICES 532.80 E-RATE COMPLETE, LLC SERVICES 2,000.00 FATHER FLANAGAN'S BOYS' HOME SERVICES 375.00 FIRST BANK & TRUST-VISA

SUPPLIES/SERVICES 138.94 School, FIRST NATIONAL BANK IN SIOUX FALLS SERVICES 24,625.00 FISHER SCIENTIFIC COM-PANY LLC SUPPLIES

40.44 FLAGHOUSE, INC. SUPPLIES 589.95 FLINN SCIENTIFIC, INC. SUPPLIES 167.84 FOLLETT LIBRARY

SOURCES INC SUPPLIES 1.762.09 FORD/AAA STUDENT SKILLS SUPPLIES 135.00 FOREMAN MEDIA SERVICES 50.00

FREESTYLE HOTOOGRAPHIC SUPPLIES SUPPLIES 106.51 GARRATT CALLAHAN COM-PANY, INC. SUPPLIES 500.00

GRAFFIX INC SUPPLIES 2,910.00 HERREN-SCHEMPP BUILD-ING SUPPLY, INC. SUPPLIES 959.34

HILLYARD SIOUX FALLS SUPPLIES/REPAIRS 197.14 HOBART SALES SERVICE-SIOUX AGENCY SERVICES 675.88 HY-VEE, INC. SUPPLIES 1,204.03 IMPREST **FUND-TRUST** REFUND

AGENCY COUNTS 3,136.15 INGRAM LIBRARY ICES, INC. SUPPLIES 1,995.07 J.A. SEXAUER SUPPLIES 1,492.94 J.W. PEPPER & SON, INC. SUPPLIES 1,029.38

JAMES E. MCCULLOCH LAW OFFICE SERVICES 880.00 JOHNSON CONTROLS, INC. SUPPLIES/SERVICES 42,464.13 JOHNSON ELECTRIC, INC. SUPPLIES/SERVICES 1,342.90 HARDWARE, JONES' ACE INC. SUPPLIES/SERVICES KINETIC LEASING, INC.

LEASES 5,957.00 LEARN 360 SUPPLIES 375.00 LEISURE LAWN CARE SERVICES 210.00 LIGHTSPEED SYSTEMS SUPPLIES 6.880.00 LUNCHTIME SOLUTIONS, INC. SERVICES 355.10 SOLUTIONS, LUNCHTIME INC. SERVICES 62,216.44 MAINLAND ENGRAVING LLC SUPPLIES 9.50

MARCO PRODUCTS INC. SUPPLIES 105.02 WORKSHEET MATH SITE.COM SUPPLIES

MEAD LUMBER COMPANY SUPPLIES 31.99 CENTRAL EDUCA-TIONAL COOPERATIVE

SERVICES 5,800.00 MIDAMERICAN ENERGY CO., INC. SERVICES 162.58

MIDWEST BUILDING MAIN-SUPPLIES/SERV-TENANCE ICES 40.00

Internal

Service

T&A

Fund

9.575.12

And the official zoning map referred to in Article 4, Section 4.03 is amended to include the property

Commission Planning Hearing: September 24, 2012

in the Commercial District.

First Reading: Oct. 30, 2012

Second Reading: Nov. 08, 2012

Adoption: Nov. 08, 2012

Publication: Nov. 23, 2012 Effective Date: Dec. 12, 2012

CLAY COUNTY BOARD OF

Legal and Public 2010 **Legal and Public Notices**

Jerry Wilson

Phyllis Packard

Leslie K. Kephart

Raymond (Dusty) Passick

ATTEST:

Notices

SUPPLY

Ruth A. Bremer, Clay County Auditor

Published once at the total approximate cost of \$23.21 Estimated publishing cost per published copy

Published: November 23, 2012

NOTICE OF APPLICATION NO. 7418-3 to Appropriate Water

Notice is given that Brook Bye, 31472 458th Ave, Vermillion SD 57069 has filed an application for a water permit to appropriate 1.78 cubic feet of water per second from one well to be completed into the Missouri:Elk Point Aquifer (110 feet deep) located in center of the NE 1/4 Section 1 for irrigation of 134 acres located in the NE 1/4 Section 1; all in T92N-R53W

Pursuant to SDCL 46-2A-2, the Chief Engineer recommends AP-PROVAL of Application No. 7418-3 because 1) unappropriated water is available, 2) existing rights will not be unlawfully impaired, 3) it is a beneficial use of water, and 4) it is in the public interest. In accordance with SDCL 46-2A-23, the Chief Engineer will act on this application, as recommended, unless a petition is filed opposing the application or the applicant files a petition contesting the Chief Engineer's recommendation. If a petition opposing the application or contesting the recommendation is filed, then a hearing will be scheduled and the Water Management Board will consider this application. Notice of the hearing will be given to the applicant and any person filing a petition.

Any person interested in opposing or supporting this application or recommendation must written petition with BOTH the applicant and Chief Engineer. The applicant must file a petition if contesting the Chief Engineer's recommendation. The Chief Engineer's address is "Water Rights Program, Foss Building, 523 E Capitol, Pierre SD 57501 (605 773-3352)" and the applicant's mailing address is given above. A petition filed by either an interested person or the applicant must be filed by December 3, 2012.

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 signa-GARBAGE ture 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. Pirner, Secretary, Department of Environment and Natural Resources.

Published once at the total approximate cost of \$27.68 Estimated publishing cost per published copy

Published: November 23, 2012

NOTICE OF APPLICATION NO. 7429-3 to Appropriate Water

Notice is given that Sorensen Family Farm LLC c/o Grant Sorensen, 2903 Sorensen Ave. Vermillion SD 57069 has filed an application for a water permit to appropriate 1.78 cubic feet of water per second (cfs) from the Missouri River located in SW 1/4 Section 23 for irrigation of 40.66 acres located in portions of the W 1/2 Sec 23; all in T32N-R4E (Nebraska Survey). The applicant is requesting a diversion rate greater than the statutory limit of 1 cfs per 70 acres.

Pursuant to SDCL 46-2A-2, the Chief Engineer recommends AP-PROVAL of Application No. 7429-3 because 1) unappropriated water is available, 2) existing rights will not be unlawfully impaired, 3) it is a beneficial use of water, and 4) it is in the public interest. In accordance with SDCL 46-2A-23, the Chief Engineer will act on this application, as recommended, unless a petition is filed opposing the application or the applicant files a petition contesting the Chief Engineer's recommendation. If a petition opposing the application or contesting the recommendation is filed, then a hearing will be scheduled and the Water Management Board will consider this application. Notice of the hearing will be given to the applicant and any person filing a petition.

Any person interested in opposing or supporting this application or recommendation must file a written petition with BOTH the applicant and Chief Engineer. The applicant must file a petition if contesting the Chief Engineer's recommendation. The Chief Engineer's address is "Water Rights Program, Foss Building, 523 E Capitol, Pierre SD 57501 (605 773-3352)" and the applicant's mailing address is given above. A

OCTOBER 2012 Fund Fund Fund Beginning Cash Balance 2,056,502.32 1,236,702.15 325,230.67 672,662.75 298,245.01 39,738.99 250,688.59 258,570.53 31,726.76 Local Sources: 87,772.01 49,600.63 14,007.39 2,760.15 5,060.12 9,192.02 37,688.97 27,080.31 12,831.33 County Sources

Financial Report to the School Board from the Business Manager - Vermillion School District #13-1

Pension

Fund

Special

Ed

33,151.00

319,034.07

Federal Sources 38,204,97 65,205,00 25,686.58 Miscellaneous (50.00) NSF Checks Reversed TOTAL RECEIPTS 393,216.31 112,363.39 2,760.15 5,060,12 9,749.52 63,325.55 49,600.63 27,080,31

TOTAL DISBURSEMENTS 699,475,45 39,188,24 119,559,99 8.825.71 82,335,64 16,489.03

9,575.12 8,224,20 Transfers/Voided Check 3,282,55 1,000.00 (4.282.55)42.95 Other Financing Sources

675,422.90

COMMISSIONERS

269,161.81

231,635.55

Leo F. Powell, Chairman 33,120.63

TURNER PLUMBING, INC. SERVICES 98.10 PEDIATRIC UNIVERSAL SERVICES, INC. SERVICES 3,412.50

VERIZON WIRELESS ICES LLC SERVICES 189.77 VERMILLION SERVICE SERVICES

VERMILLION ROTARY CLUB **INC FEES 134.25 VERMILLION-CLAY** E.M.S SERVICES 350.00 WAL-MART COMMUNITY **SUPPLIES 812.81**

WELLS FARGO REMITTANCE CENTER FEES 64.93 WRIGHT EXPRESS FSC SUPPLIES/SERVICES 753.67 XEROX CORPORATION

COPIERS 1,990.16 Published once at the total approximate cost of \$191.90 Estimated publishing cost per published copy

Published: November 23, 2012 NOTICE OF ADOPTION

ORDINANCE #2012-03

AN ORDINANCE AMENDING

ORDINANCE #05-01

BY REZONING CERTAIN

PROPERTY

BE IT ORDAINED BY CLAY

Zoning change from A-1 Agri-

cultural District to C-Commercial

District for that portion of the

property as shown on the attached

plat identified as Loen Tract 1 in

Lot 2 (0.23 + - acres) located

within the W 485ft of S 1976ft of

SW1/4, Section 19, T95N, R

52W, Riverside Township, Clay

#05-01

be

COUNTY, SOUTH DAKOTA:

Ordinance

amended as follows:

That

County SD.