

2010 Legal and Public Notices

October 20, 2011 Joint Meeting with City of Vermillion

The Board of County Commissioners met in special session Thursday October 20, 2011 at 6: 30 a.m.

Vice Chairman Wilson called the meeting to order.

Members present: Passick, Wilson, Kephart & Packard; Absent: Powell.

Packard moved, seconded by Kephart and carried to pass and adopt the following

Resolution approving Clay County/City of Vermillion Joint Comprehensive Plan.

RESOLUTION NO. 2011-27 A RESOLUTION ADOPTING THE CLAY COUNTY/CITY OF VERMILLION JOINT COMPREHENSIVE PLAN.

WHEREAS, the Clay County and City of Vermillion Planning Commissions have jointly proposed a plan for the physical development of the joint jurisdictional area; and

WHEREAS, the Clay County and City of Vermillion Planning Commissions jointly held a public hearing on September 12, 2011 to receive public input regarding such plan; and

WHEREAS, the Clay County Board of Commissioners and the Vermillion City Council has received the recommendation of the Planning Commissions and has held the required public hearing; and

WHEREAS, such comprehensive plan accurately reflects the Clay County and City of Vermillion Planning Commissions' joint recommendations for guiding and achieving the coordinated, harmonious development of the joint jurisdictional area, which will, in accordance with existing and future needs, best promote health, safety, morals, order, convenience, prosperity and the general welfare, as well as efficiency and economy in the process of development.

NOW, THEREFORE, BE IT RESOLVED BY THE JOINT CITY OF VERMILLION AND CLAY COUNTY GOVERNING BODIES:

That the Vermillion 2000 - 2020 Comprehensive Plan is hereby adopted along with the accompanying maps and descriptive matter, for the Clay County and City of Vermillion joint planning area. Said plan shall be on file in the office of the Clay County Auditor and is available for public inspection during regular business hours.

Adopted this ____ day of _____, 2011.

Jerry Wilson, Vice Chairman Clay County Board of Commissioners ATTEST:

Ruth A. Bremer, Clay County Auditor Passick moved seconded by Kephart and carried to adjourn at 6:45p.m.

Jerry Wilson, Vice Chairman ATTEST: Board of County Commissioners

Ruth A. Bremer, County Auditor Published once at the total approximate cost of \$34.67

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STATE OF SOUTH DAKOTA COUNTY OF CLAY :SS

IN CIRCUIT COURT FIRST JUDICIAL CIRCUIT

IN THE MATTER OF THE NAME CHANGE OF

TONYA JOHNSON RUBIDA

CIV. NO. 11-300

NOTICE OF HEARING

NOTICE IS HEREBY GIVEN that a Petition for change of name by Tonya Johnson Rubida to have her name changed to Tonya Grace Johnson has been received. All persons having an interest therein shall appear before this Court on the 30th day of November, 2011 at 9:00 o'clock a.m. in the Clay County Courthouse at Vermillion or be forever barred.

Dated this 19th day of November, 2011 BY THE COURT:

Jessica Bosse Clerk of Courts

Prepared by: John P. Slattery Attorney for Petitioner PO Box 398 - 110 West Main Elk Point, SD 57069-0398 (605)356-3373 Published four times at the approximate cost of \$52.36

Estimated publishing cost per published copy \$ 1.126 Published: October 28, November 4, 11 & 18, 2011

SELL Place a Classified Ad Call Today 605-624-2695

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October 11, 2011 Commissioner Minutes

The Board of County Commissioners met in regular session Tuesday, October 11, 2011 at 9:00 a.m. Members present: Powell, Packard, Wilson and Passick; Absent: Kephart.

Packard moved, seconded by Passick and carried to approve the agenda as presented.

Minutes of the October 4th, 2011 meeting were approved with a motion by Wilson, seconded by Packard and carried.

Jill Munger/Community Health Nurse met with the Board and presented the Quarterly Report for Jul, Aug, and Sep 2011. Average WIC clients for this quarter average 290, Immunization is at 43 and Baby Care average is 4. They have 11 Flu Clinics planned for this year's flu season. There will be a table top POD Exercise sometime in Dec/Jan for Union & Clay County.

Rod Polley/Highway Superintendent met with the Board to discuss highway matters. The Board discussed a request for speed limit change in the area of Burbank Town on 469 Ave near the old Burbank School. It was the consensus of the Board that this area have more police patrol and to enforce the speed limit currently in place rather than put up new signs lowering the speed limit.

Wilson moved, seconded by Packard and carried to allow travel expenses paid for Hwy Superintendent Rod Polley and Emergency Manager Layne Stewart to attend Safety Loss Control Meeting in Chamberlain November 16-17-18.

Ray Roggow/Union County Emerg. Mgmt Director met with the Board to thank everyone for allowing the county hwy department to aid Union County during the flood disaster this summer. Clay county provided man power and trucks for hauling sand where needed along with Turner, Lincoln and Minnehaha counties.

The Sheriff's Monthly Cash Report for September was accepted and placed on file.

Wilson moved, seconded by Passick and carried to pass and adopt Resolution 2011-25 declaring October 2011 as Domestic Violence Awareness month in Clay County.

Cynthia Aden/Zoning/Welfare Director met with the Board. Welfare Assistance Application #2011-33 was presented for prescription costs of \$14.53. Wilson moved, seconded by Packard and carried to approve the application as applicant does qualify under county welfare guidelines. It was reported that two positions on the Zoning Board would be up for appointment in January. It was the consensus of the Board that these positions would be advertised and those wishing for re-appointment could also apply at that time.

Passick moved, seconded by Packard and carried to authorize travel expenses paid for Deputy Auditors to attend Election School in Pierre November 16-18.

The Register of Deeds Statement of Fees Collected for September 2011 for \$6538.20 and the following Auditor's Account with the County Treasurer for September 2011 were accepted and placed on file.

AUDITOR'S ACCOUNT WITH THE COUNTY TREASURER

To the Honorable Board of County Commissioners of Clay County items in the hands of the County Treasurer as of September 30, 2011. I hereby submit the following report of my examination of the cash:

Table with 2 columns: Description, Amount. Includes Total amount of deposits in banks (2,593,617.06), Amount of actual cash (2,329.59), Total amount of checks and drafts in Treasurer's Possession not exceeding three days (Itemized list of all items, checks and drafts which have been in the Treasurer's possession over three days: 1,329.17), Checks returned and not deposited (51,809.00), Cash Items, Investments (251,000.00), Cash Variation, Total (2,900,084.82), Dated this 1st Day of October, 2011.

Ruth A. Bremer, County Auditor At 10:00 a.m. Packard moved, seconded by Wilson and carried to adjourn and convene as Ditch Board.

The Board opened bids on Laterals 1-2- & 3 as advertised. Only one bid received, that being Mike Pollman, Pollman Excavation, Inc., Wakonda SD as listed below:

Lateral 1A & 1B- \$24,950, Lateral 2B-Sec. 12-93-53 -\$8,975., Lat 2B-Sec. 7-93-52-\$10,440, Lateral 3B-\$4,375.00

Packard moved, seconded by Wilson and carried to award the cleaning of Laterals 1-2-3, to Pollman Excavation with the stipulation that the work on Lat.1B be completed in 2012 due to the lack of funding. It was the consensus of the Board that the sloughing on Lateral 3B may cause the road to give way, so shoring up this area with large rocks before replacing the dirt and seeding would be necessary at an extra cost not included in the bidding process for cleaning of said lateral. (extra cost approx. \$5000) It was also requested that reseeding be done in all areas being cleaned to prevent soil erosion.

The Board discussed the small areas on Yankton Clay Ditch that need cleaning, as noted in the Annual Ditch Meeting held in August, 2011. And two areas on the Clay Creek Ditch, one where a tree is blocking the flow near the Bridge on 312 St. Sec.21 Spirit Mound Twp and sloughing near the Bridge on Clay Creek Ditch at 313 St Sec.28 in Spirit Mound Twp. Packard moved, seconded by Passick and carried to authorize Mike Pollman to proceed with the work in spot cleaning of these areas on Yankton-Clay and Clay Creek and to also shoring up Lateral 3B.

At 10:27 a.m. Wilson moved, seconded by Packard and carried to adjourn as Ditch Board and reconvene as County Commissioners.

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Jeff and Jennifer Kratz met with the Board to discuss their Missouri River property receiving damage by the flood this year to the Wing Dyke originally put in place by the Corp of Engineering in the late 70's and what can be done to get this repaired to stop further erosion. It was the consensus of the Board that the Corp of Engineer is responsible rebuilding these wing dykes and the county has no legal authority for rip raping areas along private property and would be in support of a letter stating their views regarding this situation.

Motion by Passick, seconded by Wilson and carried to approve the following claims for payment: October Bills; (Insurance) Deductible Reimbursement) Donald Bouck - \$1,140.97, Tim Larson - \$1,500.00; (Prof. Serv./Fees) City Of Vermillion - \$90.00, Dakotabilities - \$180.00, Dataronics - \$297.20, Jennifer Holman - \$250.00, Janice McGuire - \$50.00, Netsys Plus - \$339.33, Olson Medical Clinic - \$164.00, Professional Security - \$318.00, Reed Law Offices - \$1,894.20, SD Achieve - \$120.00, SD Police Chief's Assn. - \$130.00, SEDSAC - \$360.00, Shepherd Reporting - \$50.00, Michael Ward/Micwebs - \$420.00, Staci Wuestewald - \$50.00, Yankton Co. Sheriff - \$125.00, Yankton Co. Treasurer - \$1,578.15; (Publishing) Plain Talk - \$563.23, The Equalizer - \$50.00; (Repairs/Maint.) Century Business Products - \$18.54, Dataronics - \$297.20, Diesel Machinery - \$792.00, HARTELCO-\$10.00, Kevin Malloy - \$100.00, Mark Nelsen/Nelsen Electric - \$220.00, Presto-X - \$63.00, Schoellerman Construction - \$9,510.00; (Data Processing) Dataronics - \$2,377.61, Microfilm Imaging Systems - \$425.00, Netsys Plus - \$20.00; (Materials/Supplies) A-OX Welding Supply - \$133.61, Allied Oil & Supply - \$3,346.74, Appera - \$62.16, Boyer Trucks SF - \$119.46, Brunick Service - \$18.55, Butler Machinery Co. - \$4,490.09, Campbell Supply - \$176.25, Concrete Materials - \$62,069.55, Diamond Mowers - \$7,500.00, Diesel Machinery - \$6,377.36, First Bank & Trust Visa - \$792.55, Great Plains International - \$117.62, JCL Solutions - \$173.51, Richard Jepsen/Jepsen Service - \$69.50, Jerry's Service - \$25,085.57, Lawson Products - \$300.06, MidAmerican Research Chemical - \$82.55, Midwest Bldg. Maint - \$42.00, Midwest Ready Mix - \$2,720.00, Mark Nelsen/Nelsen Electric-\$158.54, Quill Corp. - \$138.32, Schoellerman Construction - \$95.40, SD Dept. Of Transportation - \$21,048.17, Sturdevant's Auto Parts - \$24.75, True Value - \$47.98, Western Office- \$40.26 (Copier Supplies) Century Business Products - \$52.54; (Travel/Conference) Best Western Ramkota Inn - \$953.98, Brunick Service - \$13.15, First Bank & Trust Visa-\$658.95, Kevin Noble - \$223.06, Rodney Polley - \$38.00, Ramkota Hotel - \$311.97, Safety Benefits - \$130.00, SD LTAP - \$70.00, SD Planner's Assn. - \$80.00, Laura Sundet - \$43.00, Jerry Wilson - \$284.90; (Inmate Transport) Jerry's Service - \$277.00; (Utilities) Bureau Of Administration-\$129.26, HARTELCO - \$79.95, MidAmerican Energy - \$87.61, Bob's Sinclair Service - \$44.95; (Machinery/Auto) Brunick Service - \$200.13, First Bank & Trust Visa - \$72.25, Jerry's Service - \$2,299.90, True Value - \$2.79, Vermillion Ford - \$143.15; (Jury/Witness) Thomas Clark - \$20.00, Daniel Goeden- \$50.00, Mari Howe - \$50.00, Stefanie Iwan - \$50.00, Alison Larson - \$20.00, Beverly Mount - \$50.00, Linda Paulson - \$50.00, Judith Saylor - \$68.50; (Juvenile Detention) Minnehaha Co. JDC - \$2,660.00, Volunteers Of America - \$1,980.00; (Jail Meals) Cherry Street Grille - \$2,273.21; (County Health Nurse Payment) Dept. Of Revenue - \$1,802.50; (Chemicals) Crop Production Service-\$800.00; (Training/Special Equip.) Arrowhead Scientific - \$94.80, Jack's Uniforms - \$44.95, Neve's Uniforms - \$419.80; (Catastrophic Legal Fund) SDACC Office - \$4,075.27; (Books) West Group - \$1,077.00; (Furniture/Minor Equip.) Dakota PC Warehouse - \$499.98, Netsys Plus - \$930.00.

At 10:50 a.m. Wilson moved, seconded by Packard and carried to adjourn and reconvene Tuesday, October 25, 2011 at 9:00 a.m.

Leo F. Powell, Chairman Board of County Commissioners ATTEST:

Ruth A. Bremer, County Auditor Published once at the total approximate cost of \$99.59

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Unapproved Minutes Council Special Session October 17, 2011 Monday 12:00 noon

The special session of the City Council, City of Vermillion, South Dakota was held on Monday, October 17, 2011 at 12:00 noon in the City Hall large conference room.

1. Roll Call

Present: Davies, Grayson, Meins, Osborne, Willson, Zimmerman, Mayor Powell

Absent: French, Ward

2. Informational Session - Fall 2011 Coyoteopoly Project

Maggie Hofer, Vice President of Education for Coyoteopoly, reported that Coyoteopoly started in 2004 and each year has done a spring and a fall project. The fall project for 2011 will be bringing attention to Hunger Awareness Week of November 7-12. Maggie invited the City Council members to a Hunger Forum on November 9th at 5:30 p.m. in the Munster Center. Coyoteopoly is also planning a city wide food drive for the food pantry. She requested City Council support of this project.

Mayor Powell stated that the City Council could adopt a proclamation at the November 7th Council meeting for the project.

Maggie answered questions of the City Council on the events planned.

3. Informational Session - Sidewalk Survey update - John Prescott

John Prescott, City Manager, stated

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that this was a follow up to the sidewalk survey that was presented earlier by intern Jordan McQuillen. At that time, a request was made to have photos of each location. Jordan was unable to attend the meeting but provided a presentation for each location. John reviewed the criteria used to determine the locations proposed and reviewed the photos of each location. Discussion followed on the need to be consistent and if these sidewalks could be included with the annual sidewalk survey for that section of town. Discussion followed on the need to develop a policy that would include a timeline for vacant lots. The consensus was to have a policy developed for Council review

4. Briefing on the October 17, 2011 City Council Regular Meeting Agenda

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

5. Adjourn 313-11

Alderman Meins moved to adjourn the Council special session at 1:07 p.m. Alderman Osborne seconded the motion. Motion carried 7 to 0. Mayor Powell declared the motion adopted.

Dated at Vermillion, South Dakota this 17th day of October, 2011.

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 October 17, 2011 Monday 7:00 p.m.

The regular session of the City Council, City of Vermillion, South Dakota was called to order on October 17, 2011 at 7:00 p.m. by Mayor Powell.

1. Roll Call

Present: Davies, French, Grayson, Meins, Osborne, Ward, Willson, Zimmerman, Mayor Powell

2. Pledge of Allegiance

3. Minutes

A. October 3, 2011 Special Session; October 3, 2011 Regular Session

314-11

Alderman Willson moved approval of the October 3, 2011 special session minutes and the October 3, 2011 regular session minutes. Alderman Meins seconded the motion. Motion carried 9 to 0. Mayor Powell declared the motion adopted.

4. Adoption of Agenda 315-11

Alderman French moved approval of the agenda. Alderman Willson seconded the motion. Motion carried 9 to 0. Mayor Powell declared the motion adopted.

5. Visitors to be Heard

A. Domestic Violence Awareness Month proclamation

Alderman Meins read the Domestic Violence Awareness Month Proclamation that encouraged citizens to participate in the scheduled events and programs.

B. Nick Willan, 235 Lewis, stated that he has been an avid recycler for over ten years and was glad to see the curbside program started. He stated that when he took a pickup with branches to the Recycling Center he was asked to take the load to the Landfill and wanted to know what the policy was for depositing this material at the Recycling Center. Nick also requested expanded hours at the Recycling Center as he works eight to five and can only make it on Saturday morning. John Prescott, City Manager, stated that the roll-offs at the Recycling Center are for small loads as a convenience to the residents. The Recycling Center is requesting that larger quantities and commercial businesses haul directly to the Landfill.

6. Public Hearings

A. First Reading of Ordinance No. 1262 - Amending Title 15 Chapter 155 Section 155.039 (A), HI Heavy Industrial District, to allow light manufacturing as a permitted use.

B. First Reading of Ordinance No. 1263 - Amending Title 15 Chapter 155 Section 155.101, Amendments and Change of Zone, to require property owner consent

Andy Colvin, Assistant to the City Manager, reported that Public Hearings Items A and B are proposed zoning ordinances and, as such, City ordinance and State statute require a report of the Planning Commission before action. As the Planning Commission did not have a quorum for their October 11th public hearing on these items, they do not have a report for the City Council public hearing advertised for tonight. A public hearing will be advertised in the future for the Planning Commission and City Council.

316-11

Alderman French moved to cancel the public hearings for Items A and B scheduled for tonight and authorize the scheduling of public hearings for a report from the Planning Commission on the zoning items. Alderman Zimmerman seconded the motion. Motion carried 9 to 0. Mayor Powell declared the motion adopted.

7. Old Business

A. Transfer of retail on-off sale wine and retail on-off sale malt beverage licenses to Prairie River, Inc. for R-Pizza at 2 W. Main from LaMarco, Inc.

Mike Carlson, Finance Officer, reported that applications were received for transfer of the retail on-off wine and retail on-off malt beverage licenses from LaMarco, Inc. to Prairie River, Inc. for R-Pizza at 2 W. Main. The hearing was continued from last meeting for the report of the background check which is included in the packet. The owners are present to answer questions of the Council. Brandon King, Owner, addressed the City Council to answer questions.

317-11

Alderman Zimmerman moved approval of the transfer of retail on-off sale wine and retail on-off sale malt beverage

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licenses to Prairie River, Inc. for R-Pizza at 2 W. Main from LaMarco, Inc. Alderman Ward seconded the motion. Motion carried 9 to 0. Mayor Powell declared the motion adopted.

8. New Business

A. Memorandum of Understanding with Clay County on the purchase of Pictometry software

John Prescott, City Manager, reported that the Clay County Director of Equalization approached the City Council about participating in the purchase of Pictometry Software. The Pictometry Software uses aerial photos that allow for different views which will be used by the County and City Departments. In visiting with Gene Lunn, Director of Equalization, the County is waiting for a final proposal and other details relating to future year and requested that this item be continued to next meeting.

318-11

Alderman Grayson moved to continue the MOU with the County on Pictometry Software to the next regular City Council meeting. Alderman French seconded the motion. Motion carried 9 to 0. Mayor Powell declared the motion adopted.

B. Memorandum of Understanding with the Vermillion Chamber of Commerce and Development Company to transfer ownership of the Erickson Addition property and market the property for sale

John Prescott, City Manager, reported on the location of the property being considered. John noted that the Vermillion Chamber of Commerce and Development Company (VCDC), through Vermillion Now!, funded an appraisal of the Erickson Addition property as concerns had been expressed about the prices established by the City Council in 2008. The appraisal determined that the prices were indeed higher than comparable sales. The VCDC Executive Director met with the Surplus Property Appraisal Committee on September 26, 2011 to discuss the appraisal results. During this discussion, a request was made to transfer the property to the VCDC to facilitate marketing the property. The Surplus Property Appraisal Committee requested staff prepare, for City Council consideration, a Memorandum of Understanding (MOU) to transfer the Erickson Addition property to the VCDC. Some of the items included in the MOU are to market the property to obtain the appraised value, the City to receive the net proceeds, require the VCDC to vacate an easement and dedicate the street right-of-way, ability of the City to acquire the property back, the transfer of the farm lease and the City has adopted deed covenants on some of the lots that will need to be adopted for the balance of the lots.

Discussion followed with Steve Howe, Executive Director of the VCDC, answering questions of the City Council on marketing planned for the property.

319-11

Alderman Grayson moved approval of the Memorandum of Understanding with the Vermillion Chamber of Commerce and Development Company to transfer ownership of the Erickson Addition Property with the change of Item 6 last sentence from "can" to "shall". Alderman Ward seconded the motion. Discussion followed. Motion carried 9 to 0. Mayor Powell declared the motion adopted.

C. Stanford Street Easements

Jose Dominguez, City Engineer, reported that the plan is to reconstruct Stanford Street in 2012 along with the associated utility improvements. For the construction, the City will need to acquire nine construction easements from eight property owners. These easements are temporary and will expire one year after the project is completed. Jose stated that he has obtained six of the easements and is working on the final three. The fee paid to the property owner, as required by the State, is at least \$1 so these amounts are included in the list of bills. Administration recommends approval of the six easements.

320-11

Alderman Zimmerman moved approval of the six temporary construction easements as presented and authorized the execution of each. Alderman Grayson seconded the motion. Discussion followed on the project and easements. Motion carried 9 to 0. Mayor Powell declared the motion adopted.

D. Developers Agreement with Hansen Funeral Home

Jose Dominguez, City Engineer, reported that Mr. Hansen informed him that he is in the process of planning a 40 foot addition to his building. Jose noted that the proposed building would encroach into the 25 foot rear yard setback. The property owner requested a Developer's Agreement to allow them to start construction this fall with the replatting to be completed no later than April 2012. Administration recommends approval of the Developer's Agreement.

321-11

Alderman Ward moved approval of the Developer's Agreement with Hansen Funeral Home, Inc. for Lots 1 and 2, Block 1, Potters Addition as presented. Alderman French seconded the motion. Motion carried 9 to 0. Mayor Powell declared the motion adopted.

E. Airport Hangar Lease

Jose Dominguez, City Engineer, reported that Vermillion Flying Services, LLC requested to exercise the lease extension option for the hangar lease. The original lease fee is \$10.00 per year. Administration recommended approval of the lease extension option. Discussion followed on the lease noting that the lease does not provide for any price adjustment during the term.

322-11

Alderman Grayson moved approval of the fixed base Operator's Hangar Lease with Vermillion Flying Service, LLC for the 15 year extension of their hangar lease. Alderman Zimmerman seconded the motion. Discussion followed. Motion carried 9 to 0. Mayor Powell declared the motion adopted.

F. Designate Disabled Parking Space along Church Street (First Baptist Church)

Jose Dominguez, City Engineer, reported that First Baptist Church approached the City about a disabled parking space along Church Street. Jose stated that the Church will need to install the handicapped ramp between the sidewalk and the curb. The City would have the cost to install the signs. The handicapped parking space will be available for use by all in this area. Administration recommends approval of the resolution.

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Jose Dominguez, City Engineer, reported that First Baptist Church approached the City about a disabled parking space along Church Street. Jose stated that the Church will need to install the handicapped ramp between the sidewalk and the curb. The City would have the cost to install the signs. The handicapped parking space will be available for use by all in this area. Administration recommends approval of the resolution.

323-11

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

RESOLUTION TO DESIGNATE DISABLED PARKING SPACE ALONG CHURCH STREET (BY THE FIRST BAPTIST CHURCH)

WHEREAS, pursuant to City of Vermillion Code of Ordinances, section 70.071, the City Council may establish, and cause to be designated and marked, streets, and parts thereof, where vehicles may be parked for limited periods of time only or similarly may establish no-parking areas; and

WHEREAS, the City is responsible for the safety, security, and general welfare of drivers along city streets; and

WHEREAS, there is a need for some of the parking along Church Street to be designated to serve persons with disabilities.

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of the City of Vermillion, South Dakota that one (1) parking spot be designated as Disabled Parking Space along the east side of Church Street fronting the First Baptist Church.

Dated at Vermillion, South Dakota this 17th day of October, 2011.

THE GOVERNING BODY OF THE CITY OF VERMILLION, SOUTH DAKOTA

By: John E. (Jack) Powell, Mayor ATTEST:

Michael D. Carlson, Finance Officer

The motion was seconded by Alderman Ward. Discussion followed and the question of the adoption of the Resolution was presented for a vote of the Governing Body. 9 members voted in favor of and 0 members voted in opposition to the Resolution. Mayor Powell declared that the Resolution was adopted.

9. Bid Openings - None

10. City Manager's Report

A. John reported that there will be a joint meeting of the Clay County Commission and City Council on Thursday, October 20th at 6:30 p.m. at City Hall. The purpose of the meeting would be to consider adoption of the City's Comprehensive Plan for the joint jurisdictional area.

B. John reported that the Household Hazardous Waste collection will be at the Recycling Center on Friday, October 21st from 2:00 p.m. to 6:00 p.m. Cost is \$10 per vehicle. The collection will be in Yankton on Oct 22nd.

C. John reported that he has approved the following raffle notifications:

1. Vermillion Lions Club selling \$1 ticket at their meetings - members and guests splitting the proceeds between the Lions Club and the winning ticket.