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Section 58. That § 13-3-74.2 be repealed.
13-3-74.2. The council shall examine how teacher quality and teacher salaries in the state can be enhanced, and how the funds appropriated in fiscal year 2010 and in subsequent fiscal years by the state for the teacher compensation assistance program established in § 13-3-73 can best be utilized to assist in that effort.

Section 59. That § 13-3-74.3 be repealed.
13-3-74.3. The council shall complete its work and the secretary of education shall provide its recommendations to the Governor and to the Executive Board of the Legislative Research Council no later than November 15, 2009.

Section 60. That § 13-3-75 be repealed.
13-3-75. The South Dakota Board of Education shall promulgate rules pursuant to chapter 1-26 establishing the application process; application timelines; the guidelines for district applications based on school district instructional goals or market competition; and a system to monitor the progress of participating school districts with their compensation assistance plans and to ensure that each participating school district is complying with the plan as submitted to the board.

Section 61. That § 13-3-83.1 be repealed.
13-3-83.1. Once all the school districts with approved applications have received their funding pursuant to § 13-3-73, the Department of Education may set aside from any funds remaining, a sum not to exceed one hundred thousand dollars from the teacher compensation assistance program appropriation for the purpose of providing grants to educational cooperatives and multi-district centers that employ teachers for public schools. The South Dakota Board of Education may promulgate rules, pursuant to chapter 1-26, to establish the granting process.

Section 62. The following groups shall, no later than January 15, 2013, provide a progress report to the Legislature outlining the work accomplished:
(1) The Critical Teaching Needs Scholarship Board, established in section 2 of this Act;
(2) The Local Teacher Reward Plan Advisory Council established in section 30 of this Act;
(3) The Local Teacher Reward Plan Oversight Board established in section 32 of this Act;
(4) The teacher evaluation work group appointed pursuant to section 40 of this Act; and
(5) The principal evaluation work group appointed pursuant to section 45 of this Act.

Section 63. Sections 47 to 53, inclusive, of this Act are effective on July 1, 2016.

Section 64. There is hereby established the South Dakota Education Reform Advisory Council. The council shall advise upon the implementation of this Act, and shall examine further education reform issues including:
(1) The advantages and disadvantages of initiatives designed to provide for increased compensation for teachers;
(2) Future teaching areas of critical need, and solutions to recruit, retain, and train teachers in these critical need areas; and
(3) Other ideas to improve student achievement.
The council shall report its initial findings to the Legislature and the Governor no later than December 1, 2012.

Section 65. The South Dakota Education Reform Advisory Council established in section 64 of this Act shall consist of the following members:
(1) Three members of the Senate, including at least one member of each political party, appointed by the president pro tempore of the Senate;
(2) Three members of the House of Representatives, including a member of each political party, appointed by the speaker of the House;
(3) The secretary of the Department of Education, who will serve as chair;
(4) Three superintendents, jointly appointed by the president pro tempore of the Senate and the speaker of the House;
(5) Three principals, one each from an elementary school, a middle school, and a high school, jointly appointed by the president pro tempore of the Senate and the speaker of the House;
(6) Five teachers, jointly appointed by the president pro tempore of the Senate and the speaker of the House;
(7) Three school board members, jointly appointed by the president pro tempore of the Senate and the speaker of the House;
(8) One member of the Board of Regents, selected by the board;
(9) One representative of the

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postsecondary technical institutes, selected by the presidents of the respective institutions;
(10) One representative selected by the School Administrators of South Dakota;
(11) One representative selected by the South Dakota Education Association; and
(12) One representative selected by the Associated School Boards of South Dakota.
Published once at the total approximate cost of \$886.54
Estimated publishing cost per published copy \$4766
Published: October 12, 2012

STATE OF SOUTH DAKOTA COUNTY OF CLAY: SS

IN CIRCUIT COURT FIRST JUDICIAL CIRCUIT

ESTATE OF CHARLES R. ESTEE, DECEASED.

PRO. 12-33

NOTICE TO CREDITORS AND NOTICE OF INFORMAL APPOINTMENT OF PERSONAL REPRESENTATIVE

Notice is given that on the 27th day of September, 2012, Charles S. Estee, whose address is 7051 Clayton Avenue, Dallas, Texas 75214, was appointed as Personal Representative of the estate of CHARLES R. ESTEE.

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

Dated this 27th day of September, 2012

/s/: Charles S. Estee
7051 Clayton Avenue
Dallas, Texas 75214
469-235-5964

Clay County Clerk of Courts
211 West Main Street, Suite 300
Vermillion, SD 57069
605-677-6755

Linda L. Kogel
Kogel Law Office
P.O. Box 493
Vermillion, SD 57069
605-624-2667

Published four times at the total approximate cost of \$80.72
Estimated publishing cost per published copy \$.1735
Published: October 5, 12, 19 & 26, 2012

Clay County Multi-Hazard Pre-Disaster Mitigation Plan Update 2012

Release Date: October 12, 2012
Contact: Layne Stewart, Clay County Emergency Manager
Phone: 605-677-7104

Clay County Multi-Hazard Pre-Disaster Mitigation Planning Meeting to be held on October 25, 2012 at 2:00 PM - 4:00 PM

Blizzards, tornadoes and floods are a few of the potential hazards that strike this part of the country. Events like these have the potential to cause significant physical and monetary damage, disrupt local economies, and displace residents and businesses impacted by hazard events.

Clay County is in the process of updating its Multi-Hazard Pre-Disaster Mitigation Plan to identify potential hazards impacting the region, analyze the impact of potential disaster events, and develop potential projects and strategies to mitigate the future impacts of these hazards.

A planning committee has been assembled to provide guidance in the development of the Clay County Multi-Hazard Pre-Disaster Mitigation Plan Update 2012, and the committee is scheduled to meet at 2:00 PM on Thursday, October 25, 2012, at the Vermillion Fire Hall's Training Room at 820 N Dakota Street, Vermillion, SD. This meeting is one of several public meetings to be held during the development of the updated plan.

This meeting will focus on identifying which hazards impact the county, identifying areas of potential impacts, and discussing existing mitigation measures already being implemented. Individuals with specific knowledge or interest regarding the topics being discussed are encouraged to attend.

Additional meetings will be held in the next several months to focus on other topics including:

- 1) Hazard risk assessment;
2) Disaster mitigation goals and

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objectives;
3) Future potential mitigation strategies and projects;
4) Prioritization of potential strategies and projects; and
5) Implementation strategies.

The Clay County Multi-Hazard Pre-Disaster Mitigation Plan Update 2012 is intended to cover all of the municipalities located in Clay County, including:

- 1) City of Irene
2) City of Vermillion
3) Town of Wakonda

When a draft of the updated Clay County Multi-Hazard Pre-Disaster Mitigation Plan is completed, a public open house will be held in Clay County to present the draft report and gather additional public feedback and comments prior to completion of the final plan.

If you have ideas about what should be done to prepare for future disaster events occurring in Clay County, you are encouraged to attend. For more information, please contact Layne Stewart at 605-677-7104 or lstewart@clay-countyvoem.org.

Published once at the total approximate cost of \$39.85
Estimated publishing cost per published copy \$0.214
Published: October 12, 2012

NOTICE OF DEADLINE FOR VOTER REGISTRATION

Voter registration for the General Election to be held on the 6th day of November 2012 will close on the 22nd day of October 2012 at 5:00 p.m. Failure to register by this date will cause forfeiture of voting rights for this election. If you are in doubt about whether you are registered, call the County Auditor at 677-7120.

Registration may be completed during regular business hours at the County Auditor's Office, Municipal Finance Office, Secretary of State's Office and those locations which provide driver licenses, food stamps, TANF, WIC, military recruitment, and assistance to the disabled as provided by the Department of Human Services. You may contact the County Auditor to request a mail-in registration form or access a mail-in form online at (www.sdsos.gov)

Voters with disabilities may contact the County Auditor for information and special assistance in voter registration, absentee voting, or polling place accessibility.

Ruth A. Bremer, Clay County Auditor
Published twice at the total approximate cost of \$27.74
Estimated publishing cost per published copy \$0.298
Published: October 5 & 12, 2012

Invitation To Bid

Scaled bids will be received by the State Engineer on behalf of the Board of Regents at the Office of the State Engineer, Joe Foss Building, 523 East Capitol, Pierre, South Dakota 57501-3182 until 3:00 PM CT, October 25, 2012 for labor and materials for Davidson Building, Replace/Upgrade Heating Boilers Upgrade P3 - Installation, University of South Dakota, Vermillion, SD, OSE# R0612-06X.

Bids will be received for installation of Owner-furnished Cleaver-Brooks shop-assembled, packaged-type, forced draft, fire-tube boiler and accessories, including all necessary Demolition, General, Mechanical, and Electrical work.

Contractors please note: there will be an on-site pre-bid meeting at 10:00 AM CT, October 16, 2012. Contractors shall meet at the Service Center Conference Room at the University of South Dakota, Vermillion, SD. Pre-bid meeting attendance is mandatory for Contractors to be responsible and their bid to be considered.

Copies of the Plans and Specifications may be obtained by bidders at the office of Stanley Consultants, Inc., 5775 Wayzata Blvd. Ste. 300, Minneapolis, Minnesota, 55416, phone 952-738-4321. Copies are on file for viewing purposes at the Office of the State Engineer, Joe Foss Building, 523 East Capitol Avenue, Pierre, South Dakota 57501-3182. Anyone requesting, reviewing, or copying plans and specifications for this project (such individual is hereinafter referred to as "bidder") agrees that they are doing so for the sole purpose of submitting a bid on the project. In consideration of the University of South Dakota providing such plans and specifications for the purpose of preparing a bid, bidder further agrees:

- A. The plans and specifications are the sole property of the State;
B. Any copies of the Plans and Specifications obtained directly from the State will be returned to the office of Stanley Consultants, Inc., immediately after the State provides notice that bidder will not be awarded a contract, or thirty (30) days after the bid opening for the project, whichever occurs first;

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C. Any copies of the Plans and Specifications made by the bidder will be destroyed immediately after the State provides notice that bidder will not be awarded a contract, or thirty (30) days after the bid opening for the project, whichever occurs first;

D. If bidder does not submit a bid, bidder will fulfill the requirements of B and C above on or before the date of the bid opening;

E. The plans and specifications are to be used only with respect to this project and are not to be used for any other project or purposes other than preparing a bid for this project;

F. The plans and specifications will not be disseminated to any person or entity for purposes other than obtaining pricing information without the express written approval of the state;

G. All information contained in the plans and specifications is confidential; and

H. Should the bidder disseminate the plans and specifications to an individual or entity for purposes of obtaining pricing information, the bidder will require that individual or entity to adhere to the terms set forth herein. The bidder, however, assumes no liability for the misuse of the plans and specifications by such third party or such third party's failure to comply with the provisions contained herein.

Should bidder be awarded a contract for construction of the project, bidder does not need to return or destroy plans and specifications until after completion of the project.

Each bid in excess of \$50,000.00 must be accompanied by a certified check, cashier's check or draft in the amount of 5% of the base bid and all add alternates and drawn on a State or National Bank or a 10% bid bond issued by a surety authorized to do business in the State of South Dakota and made payable to the Board of Regents of the State of South Dakota.

The Board of Regents reserves the right to reject any or all bids and to waive any irregularities therein.

KRIST HONEYWELL, P.E.
State Engineer
Office of the State Engineer
Published at the total approximate cost of \$91.89
Estimated publishing cost per published copy \$0.988
Published: October 5 & 12, 2012

STATE OF SOUTH DAKOTA COUNTY OF CLAY: SS

IN CIRCUIT COURT FIRST JUDICIAL CIRCUIT

CORTRUST BANK, N.A.,

Plaintiff,

Vs.

JAMES M. NESS, JESSICA A. NESS, LEE ANN PIERCE, CHAPTER 7 TRUSTEE, BANK 360, TIP TOP TUX, LLC, d/b/a RANDALL'S FORMAL WEAR, CLAY RURAL WATER SYSTEM, INC., CLAY COUNTY, SOUTH DAKOTA,

Defendants.

CIV. 12-204

NOTICE OF SHERIFF'S FORECLOSURE SALE

NOTICE IS HEREBY GIVEN that under and by virtue of a Default Judgment dated September 19, 2012, entered in that action wherein CorTrust Bank, N.A., Plaintiff and holder of a certain note and mortgage executed by James and Jessica Ness in favor of CorTrust Mortgage Inc., which mortgage was dated May 3, 2002, and recorded in the Office of the Clay County Register of Deeds in Book 116 of Mortgages on Page 600, on May 9, 2002, and was subsequently assigned to CorTrust Bank, N.A. pursuant to an Assignment of Mortgage recorded in the Office of the Clay County Register of Deeds in Book 116 of Mortgages on Page 601, and obtained a judgment against Defendants James and Jessica Ness, which Default Judgment was in the amount of \$77,050.81, including interest, disbursements, and fees, and adjudging the mortgage lien of CorTrust Bank, N.A. to be a prior lien, I am commanded to sell the real estate described as follows:

Ness Tract 1 in the NE1/4 of Section 27, Township 95 North, Range 51 West of the 5th P.M., Clay County, South Dakota.

This sale is made subject to redemption in the manner provided by law and in accordance with the total indebtedness due at the time of such redemption as authorized by law in satisfaction of all of said obligations.

Public notice is hereby given that on Tuesday, November 6, 2012, at 10:00 a.m., on the front steps of the Clay County Courthouse, 211 West Main Street, Vermillion, South Dakota, I will,

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in obedience to such Judgment, sell the above-described property in the fashion indicated herein, or so much thereof as may be necessary to raise sufficient money to satisfy such Judgment with interest and costs, to the highest and best bidder for cash, lawful money of the United States.

Dated this 26th day of September, 2012.

/s/: Andrew Howe, Clay County Sheriff

Published twice at the total approximate cost of \$68.37
Estimated publishing cost per published copy \$0.735
Published: October 5 & 12, 2012

STATE OF SOUTH DAKOTA COUNTY OF CLAY: SS

IN CIRCUIT COURT FIRST JUDICIAL CIRCUIT

IN THE MATTER OF THE ESTATE OF MARILYN KAY DYBALL,

DECEASED.

PRO. 12-32

NOTICE TO CREDITORS

Notice is given that on the 21st day of September, 2012, David Claire Dyball, whose address is 31733 Bergen Avenue, Meckling, SD 57069, was appointed as personal representative of the estate of Marilyn Kay Dyball, 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.

/s/: David Claire Dyball
31733 Bergen Avenue
Meckling, SD 57069
605-624-0011

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

Published three times at the total approximate cost of \$58.08
Estimated publishing cost per published copy \$0.936
Published: September 28, October 5 & 12, 2012

STATE OF SOUTH DAKOTA COUNTY OF CLAY: SS

IN CIRCUIT COURT FIRST JUDICIAL CIRCUIT

ESTATE OF LEIGH SQUIRES, DECEASED

FILE NO. PRO. 12-31

NOTICE TO CREDITORS

Notice is given that on September 20, 2012, Deborah Squires, whose address is 29783 Frog Creek Road, Centerville, South Dakota, 57014, was appointed as personal representative of the estate of Leigh Squires.

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

Dated: September 20, 2012

/s/: Deborah Squires
29783 Frog Creek Road
Centerville, SD 57014
(605)351-8474

Jessica Bosse
Clay County Clerk of Courts
P.O. Box 377
Vermillion, SD 57069

Robert B. 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 \$51.26
Estimated publishing cost per published copy \$0.826
Published: October 5, 12 & 19, 2012

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MINUTES OF THE VERMILLION SCHOOL BOARD Regular Meeting Unapproved Minutes October 8, 2012

VERMILLION PUBLIC SCHOOLS

Board members present: Fairholm, Girard, Lavin, Schwasinger, Stammer.
Presiding officer present: Girard-president.
Officer present: Beermann-business manager.
Administrators present: Froke-superintendent.
School attorney present: McCulloch.

Item #1-613
Ron Ingebrigtsen, ABC Transportation, introduced Shane Ludwig as the new transportation director for the district.

Item #2-613
Andy Wiese, Moving SD Forward representative, presented information on initiated measure 15 to the board.

Item #3-613
Motion by Fairholm, seconded by Lavin, to approve the agenda as presented with the following additions:

- VII.B.4. District planning meeting.
VII.B.5. Initiative 16, and,
IX.K. Employment item-dual credit course instructor.
Aye: Unanimous.

Item #4-613
Motion by Stammer, seconded by Schwasinger, to approve the minutes of the September 10, 2012 and September 17, 2012 board meetings as presented.
Aye: Unanimous.

Item #5-613
Motion by Lavin, seconded by Stammer, to accept the business manager's report for the month ending September 30, 2012 and approve the payment of claims as presented.
Aye: Unanimous.

Item #6-613
Froke presented information on the following items:

- 1. Area school boards meeting on November 5, 2012,
2. Open enrollment student count,
3. Public school accountability system,
4. District planning meeting, and,
5. Initiative 16 (House Bill 1234).

Item #7-613
Motion by Stammer, seconded by Fairholm, to supplement the 2012-2013 school budget for the grants as outlined below:

Positive Behavioral Interventions and Support (PBIS) Grant:
Revenue:
10 4175 100, PBIS Grant-AS, \$2,300
Expenditures:
10 2112 100 110 AS PBIS Regular Salary, 275
10 2112 100 210 AS PBIS FICA, 25
10 2112 100 334 AS PBIS Travel, 700
10 2112 100 419 AS PBIS Supplies, 1,300

Computer Based Interventions (CBI) Grant:
Revenue:
22 3900 000, CBI Grant, \$1,000
Expenditures:
22 2219 000 110 Salaries CBI Grant, 170
22 2219 000 210 FICA CBI Grant, 14
22 2219 000 334 Travel CBI Grant, 90
22 2219 000 419 Supplies CBI Grant, 726
Aye: Unanimous.

Item #8-613
Jim McGuire and Jason Gault presented the recommended iPad Policies and Procedures and answered questions from the board.

Motion by Fairholm, seconded by Schwasinger, to approve the iPad Policies and Procedures as presented on first reading.
Aye: Unanimous.

Item #9-613
Motion by Stammer, seconded by Schwasinger, to set the annual school board election date for April 9, 2013.
Aye: Unanimous.

Item #10-613
Board members will check their schedules for possible participation in the upcoming ASBSD delegate assembly.

Item #11-613
Motion by Lavin, seconded by Fairholm, to approve the classified staff appraisal form as presented for first reading.
Aye: Unanimous.

Item #12-613
Motion by Stammer, seconded by Lavin, to approve the following certified teacher salary increases:

Increase is due to payment on