2010 Legal and Public 2010 **Notices** Expenses 3,671,915, 579,300, 640,225, 1,071,136, 854,005, 413,810, 15,750 Capital 999,730, 1,587,420, 196,100, 342,500, 2,000, 0, 28,500 Debt Service 0, 107,089, 266,784, 151,474, 0, 663,688, 8,408 Debt Service Surcharge 573,850, 235,669, 291,013 Total Expenditures 6,213,647, 3,067,699, 1,864,046, 1,827,841, 1,073,136, 1,431,787,

Transfers Out (984,950), (38,583), (28,679), 0,(194,200)Transfers In 9,000, 0, 0, 0, 0, 200,000 (To) From Reserve 543,247, (116,283), 117,490, 570,091, 8,836, (54,973), 24,101 Fund Balance 0, 0, 0, 0, 0, 0, 0

The City Manager is directed to certify the following dollar amount of tax levies in ordinance the Clay County Auditor: \$1,809,000.

Dated at Vermillion, South Dakota this 17th day of September, 2012 THE GOVERNING BODY OF THE CITY OF VERMILLION, SOUTH DAKOTA

John E. (Jack) Powell, Mayor ATTEST:

Bv

Michael D. Carlson, Finance Offi-

Adoption of the Ordinance was seconded by Alderman Willson. Thereafter, the question of the adoption of the Ordinance was put to a roll call vote of the Governing Body, and the members voted as follows: Collier-Wise-Y, Davies-Y, Meins-Y, Osborne-Y, Willson-Y, Ward-Y, Zimmerman-Y, Mayor Powell-Y.

Motion carried 8 to 0. Mayor Powell declared that the Ordinance has been adopted and directed publication thereof as required by law.

C. Second reading of Ordinance 1287 - 2012 Revised Budget Ordi-

John Prescott, City Manager, reported that this was the second reading of the 2012 Revised Appropriations Ordinance. John noted that the 2012 Budget was adopted in September 2011 and the revised budget is based upon actual financial information obtained thus far in 2012 and includes the revisions for such items as the bike path project and the library expansion project. Discussion followed.

## 342-12

Mayor Powell read the title to the above named Ordinance, and Collier-Wise moved adoption of the following:

BE IT RESOLVED, that the minutes of this meeting shall show that the title to the proposed Ordinance No. 1287 entitled 2012 Revised Budget Ordinance was first read and the Ordinance considered substantially in its present form and content at a regularly called meeting of the Governing Body on the 4th day of September, 2012 and that the title was again read at this meeting, being a regularly called meeting of the Governing Body on this 17th day of September, 2012 at the City Hall Council Chambers in the manner prescribed by SDCL 9-19-7 as amended.

BE IT RESOLVED, and ordained, that said Ordinance be adopted to read as follows:

# **ORDINANCE NO. 1287**

REVISED APPROPRIA-2012 TIONS ORDINANCE

AN ORDINANCE ADOPTING THE 2012 Revised Appropriations Ordinance for the City of Vermillion, South Dakota

BE IT ORDAINED, BY THE GOVERNING BODY, of the City of Vermillion that the following sums are appropriated to meet the obligations of the municipality.

# **2012 REVISED BUDGET**

GENERAL FUND: **REVENUES:** General Property Taxes 1,708,228 Sales Tax 1,528,500 Penalties & Interest 4.000 Licenses & Permits 124,525 Cable TV Franchise 108.000 State Intergovernmental 294,650 County Intergovernmental 96,900

Emergency County Payment 239.853 Communications Charges for Goods & Services

447,665 Fines & Forfeits 41,050 Miscellaneous Revenues

102,027 GENERAL TOTAL FUND

REVENUES 4,695,398 **EXPENDITURES:** 

## Legal and Public 2010 **Notices**

Policy & Administration: General Government 505,544 Finance Office 158,057 Engineering 286,613 Planning and Zoning 800 Code Compliance 187,966 48,500 Community Promotion Total Policy & Administration 1,187,480

Public Safety & Security: Police Administration & Invest. 412,403 Police Patrol 1,176,490 **Emergency Communications** 479,706 192.544 Fire & Rescue

**Emergency Management** 273,088 Ambulance Total Public Safety & Security 2.537.331

Maintenance & Transportation: Municipal Garage 128,194 Municipal Service Center 29,575

Street Department 651,389 Snow Removal 69,073 Sweeping & Mowing 105,187 Carpentry 31,168 City Hall Maintenance Old Library Maintenance

Old Landfill Maintenance12.000

Airport 68,697 Total Maintenance & Transporta-1.160.333

64.200

850

<u>Human Development & Leisure</u> Services: Library 526,593 Parks & Forestry 281,770

Swimming Pool 106,224 Recreation 182,628 Mosquito Control 19,041 National Guard Armory Center 56,708

Total Human Development Leisure 1,172,964 TOTAL GENERAL FUND EX-**PENDITURES** 6,058,108

GENERAL FUND NEEDS (1,362,710) Transfer from Electric Fund

Transfer from Water Fund 2,306 Transfer from Sewer Fund 1,402 Transfer from Liquor Fund

194,200 Transfer from Capital Projects 2,874 Transfer from Utilities Engineer-

Appropriation from Reserve 222,424 GENERAL FUND BALANCE

ing Fees 136,387

## SPECIAL REVENUE FUNDS:

SECOND CENT SALES TAX <u>FUND</u> Revenues 1,546,750

Expenditures - Second Cent Sales Tax747,550 Transfer in Parks Capital 25,640 Transfer to Bike Path Capital Projects (79,150) Transfer to Bluff (200,000)

Transfer to Library Capital Pro-(920,375)jects Transfer to Airport Capital Pro-(46,068)Transfer to City Hall Debt Service (337,654) Fund

Appropriation From Reserve 758,407 SECOND CENT SALES TAX FUND BALANCE 0

PARKS IMPROVEMENT FUND

Revenues-Recreation Fees

26,040 **Expenditures** Parks Improve-13,260 ments Transfer to Second Penny Sales Tax(25,640)

Appropriation to Reserve 12,860 PARKS IMPROVEMENT FUND

BALANCE

BBB SALES TAX FUND Revenues 311,300 299,400 Expenditures Appropriation to Reserve

STORMWATER MAINTE-NANCE FUND Revenues - Stormwater Fees

191.131 Expenditures: 105,000 Appropriation to Reserve (86,131) STORMWATER FEE FUND BALANCE 0

LIBRARY FINE AND GIFT

Revenues- Library Fine & Gifts Expenditures - Library 12,600 Transfer to Capital Projects - Library (90,268) Appropriation From Reserve

90.268 LIBRARY FINE AND GIFT FUND BALANCE 0

STREETSCAPE FUND Expenditures Appropriation from Reserve 364 STREETSCAPE FUND BAL-ANCE 0

DEBT SERVICE FUNDS:

DEBT SERVICE--SPECIAL AS-SESSMENT FUND Revenues 132,540

## Legal and Public 2010 **Notices**

Expenditures Total Revenues 6,538,900, 1,739,790, Interfund Loan 236.129 1,718,252, 1,239,500, Transfer to Capital Projects 114,500 (236,129)Appropriation to Reserve 183,201 SPECIAL ASSESSMENT FUND

BALANCE DEBT SERVICE-- TIF District Revenues 137,880 Repayment of Electric Fund (137,880)

BALANCE DEBT SERVICE - TIF District No. 4 Revenues 116,631 Expenditures 52,075 Appropriation to Reserve DEBT SERVICE - TIF 4 FUND BALANCE

DEBT SERVICE - TIF 3 FUND

**DEBT SERVICE - City Hal** Revenues 14,200 351.854 Expenditures Transfer In Sales Tax Fund 337.654 DEBT SERVICE - CITY HALL FUND BALANCE 0

### CAPITAL PROJECTS FUNDS:

CAPITAL PROJECTS FUND -SPECIAL ASSESSMENT Revenues 9,407 Expenditures 210,000 Transfer to General Fund (2.874)

Transfer from Debt Service 236,129 Appropriation to Reserve (32,662)

SPECIAL ASSESSMENT FUND BALANCE 0

CAPITAL PROJECTS FUND -BIKE PATH Revenues 340.150 Expenditures 419,300 Transfer from Second Cent Sales Tax79.150 CP BIKE PATH FUND BAL-ANCE 0

CAPITAL PROJECTS FUND -<u>AIRPORT</u> Revenues 638.008 Expenditures 684,076 Transfer From Second Cent Sales Tax46.068 CP AIRPORT FUND BAL-ANCE 0

CAPITAL PROJECTS FUND LIBRARY Revenues 351.850 Expenditures 2,058,700 Appropriation to Reserve 696,215

Transfer from Second Cent Sales Tax920.375 Transfer From Library SR Fund

90,260 CP LIBRARY FUND ANCE 0

CAPITAL PROJECTS FUND -STANFORD STREET Revenues 1,018,000 Expenditures 1.198.000 Transfer From Second Cent Sales 343-12 Tax180,000 CP STANFORD STREET FUND BALANCE

INTERNAL SERVICE FUNDS (Information Only)

Unemployment Fund, Copier-Fax-Postage Fund, Custodial Fund, Equipment Replacement Fund Revenues

Internal Dept Charges 0, 20,700, 72,000, 359,535 Interest on Investments 110, 0, 0, 2,500 Other Revenues 0, 0, 0, 18,250 Total Revenues 110, 20,700, 72,000, 380,285

Expenditures Personnel 0, 0, 69,743, 0 Operating Expenses 110, 19,800, 2,367, 0 BBB SALES TAX FUND BAL- Capital 0, 0, 0, 387,409 Total Expenditures 110, 19,800, 72,110, 387,409

> (To) From Reserve 0, (900), 110, 7,124

Fund Balance 0,0,0,0

UTILITY AND ENTERPRISE FUNDS (Information Only) Electric Fund. Water Fund. Wastewater Fund, Joint Powers Fund, Liquor Fund, Golf Course Fund, Curbside Recycling Fund

Revenues Sales 5,498,250, 1,367,000, 1,388,000, 1,327,320, 1,238,000, 114,500 Surcharge

759,750, 263,000, 320,400, 0, 0, Other Revenue 75,000, 60,000, 35,800, 127,650, 0, 51,701, 0

Interest 205,900, 17,790, 10,000, 1,500, 3,600, 0 Bond Proceeds 0, 28,800, 45,030, 253,282, 0, 0, 0 Grants

0, 3,200, 0, 0, 0, 0, 0 Tax Increment 0, 0, 0, 0, 0, 501,000, 0 Legal and Public 2010 **Notices** 

1.802.604.

1,248,331,

**Expenditures** Personnel 915.589. 541,763, 449,599, 464,984, 0, 348,180, 83,187

Operating Expenses 3,505,863, 579.892. 599,359. 867.775, 409,775, 1,054,957, 16,900 Capital

761,448, 354.213. 290,280, 690,982, 2,000, 105,000, 500 Debt Service 0, 565,050, 285,609, 123,655, 0,

468,550, 8,408 Surcharge Debt Service 576,985, 235,669, 289,690 Total Expenditures 5,759,885, 2,276,587, 1,914,537,

2,147,396, 1,056,957, 1,331,505,

Transfers Out (884,950), (38,583), (28,679), 0,(194,200)Transfers In 9,000,0,0,0,0,200,000,0 (To) From Reserve 140,612, 96.935. 575.380.

429,144, 11,657, (116,826),

(5.505)Fund Balance 0,0,0,0,0,0,0

Dated at Vermillion, South Dakota this 17th day of September, 2012 GOVERNING BODY OF THE VERMILLION, CITY SOUTH DAKOTA

 $By_{\underline{}}$ John E. (Jack) Powell, Mayor ATTEST: Bv

Michael D. Carlson, Finance Offi-

Adoption of the Ordinance was seconded by Alderman Davies. Thereafter, the question of the adoption of the Ordinance was put to a roll call vote of the Governing Body, and the members voted as follows: Collier-Wise-Y, Davies-Y, Meins-Y, Osborne-Y, Ward-Y, Willson-Y, Zimmerman-Y, Mayor Powell-Y.

Motion carried 8 to 0. Mayor Powell declared that the Ordinance has been adopted and directed publication thereof as required by law.

## 8. New Business

A. First reading of Ordinance 1288 - Amending the Width of

Jose Dominguez, City Engineer, reported that City ordinance sets a maximum width for all driveways at 36 feet. Jose stated that the proposed change will allow driveway widths of up to 50 feet in the industrial zoned areas. The increase in width will allow for better access for larger trucks in the industrial zones. Discussion followed

Mayor Powell read the title to the above mentioned Ordinance and Alderman Osborne moved adoption of the following Resolu-

BE IT RESOLVED, that the minutes of this meeting shall show that the title to proposed Ordinance No. 1288 entitled An Ordinance Amending the Width of Driveways of the City of Vermillion, South Dakota has been read and the Ordinance has been considered for the first time in its present form and content at this meeting being a regularly called meeting of the Governing Body of the City on this 17th day of September, 2012 at the Council Chambers in City Hall in the manner prescribed by SDCL 9-19-7 as amended.

The motion was seconded by Alderman Zimmerman. After discussion, the question of adoption of the Resolution was put to a vote of the Governing Body and 8 members voted in favor of and 0 members voted in opposition to the motion. Mayor Powell declared the motion adopted.

B. Presentation of the Vermillion Area Multimodal Transportation Plan

Jose Dominguez, City Engineer, reported that, in April 2011, the City was selected to receive financial assistance through the State for the completion of a Transportation Study. The proposed study was planned to supersede the transportation study completed in December 2004. The report was created with the idea of providing multimodal forms of transportation through the community, and into the growth areas. The report addresses the vehicular, pedestrian, bicycle and public transit system. Input was gathered from the community through two public meetings. One meeting was with the Stakeholders Committee and a second meeting was held with an Advisory Team and an on-line survey was also available to gather input.

The report looked at improvements that would have to be made to the system depending on growth, safety, congestion

Legal and Public 2010 **Notices** 

roadway geometrics. The recommendations were split into two categories; those that would have to be done in the first 10-years and the ones that would be done after 10-years. The major improvements occur within Highway 50 (commonly known as the Bypass). These changes include widening the highway and signalizing some of the intersections. Most of the proposed work within the City constructing roadways that would be necessary during the City's growth.

Jose noted that the cost to the City will be 20%, not to exceed \$25,000, which will be reimbursed to the DOT. Jose recommended acceptance of the Vermillion Area Multimodal Transportation Plan as presented.

## 344-12

Alderman Ward moved to acknowledge receipt of the Vermillion Area Multimodal Transportation Plan. Alderman Collier-Wise seconded the motion. Motion carried 8 to 0. Mayor Powell declared the motion adopted.

C. Resolution Creating Public Safety Answering Point 911 Special Revenue Fund

Mike Carlson, Finance Officer, reported that the City and County created the Clay Area Emergency Services Communications Center through Intergovernmental Agreement in 1994. The State of South Dakota established the 911 Coordination Board in 2008 to set minimum standards for operation of Public Safety Answering Points (PSAP). The 911 Coordination Board through administrative rule requires PSAP to be maintained in a separate special revenue fund. Currently this PSAP is accounted for in the general fund of the City. Administration recommends the adoption of the resolution creating a Public Safety Answering Point 911 special revenue fund.

#### 345-12

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

#### RESOLUTION CREATING PUBLIC SAFETY ANSWERING POINT 911 SPECIAL REVENUE FUND

WHEREAS, Clay County and the City of Vermillion created the Clay Area Emergency Services Communications Center through an Intergovernmental Agreement September 6, 1994, as dated amended on May 5, 2003, to consolidate public safety communications to be designated as a Public Safety Answering Point (PSAP) for the county, and

WHEREAS, the Intergovernmental Agreement recognizes that the personal services and operating expenses of the Clay Area Emergency Services Communications Center are accounted for by the City of Vermillion with the reimbursement by Clay County for their apportionment of financial responsibility made quarterly to the City, and

WHEREAS, the South Dakota 911 Coordination Board was established to set minimum standards for operation of public safety answering points, determine criteria for reimbursement for nonrecurring costs and the amount of reimbursement, and to oversee the coordination of 911 services within the state, and

WHEREAS, the South Dakota 911 Coordination Board, by administrative rules, have established financial standards that require the operation of a PSAP to be maintained within a separate special revenue fund to be identified as the "911 Fund".

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of the City of Vermillion, that a special revenue fund be created to be known as the "911 Fund" to account for the operations of the Emergency Communication currently included in the

BE IT FURTHER RESOLVED, that the Finance Officer is directed to prepare a 2012 Supplemental Appropriations Ordinance for the 911 Fund to report the budget for revenues and expenditures for the year.

kota this 17th day of September, 2012. THE GOVERNING BODY OF THE CITY OF VERMILLION, SOUTH DAKOTA

Dated at Vermillion, South Da-

John E. (Jack) Powell, Mayor ATTEST:

Michael D. Carlson, Finance Offi-

The motion was seconded by Alderman Zimmerman. Discussion followed and the question of the adoption of the Resolution was presented for a vote of the Governing Body. 8 members voted in favor of and 0 members voted in opposition to the Resolution. Mayor Powell declared that the Resolution was adopted.

D. First Reading of Ordinance 1289 - 2012 Supplemental Appro**Legal and Public Notices** 

priations Ordinance for 911 Fund

Mike Carlson, Finance Officer, reported that the resolution just adopted created the 911 Special Revenue Fund. This supplemental appropriations ordinance moved the Emergency Communications budget from the general fund to the newly created special revenue fund and the revenue from the County payment and a transfer from the general fund offset the expenses.

#### 346-12

Mayor Powell read the title to the above mentioned Ordinance and Alderman Davies moved adoption of the following Resolu-

BE IT RESOLVED, that the minutes of this meeting shall show that the title to proposed Ordinance No. 1289 entitled An Ordinance Adopting 2012 Supplemental Appropriations Ordinance for 911 Fund of the City of Vermillion, South Dakota has been read and the Ordinance has been considered for the first time in its present form and content at this meeting being a regularly called meeting of the Governing Body of the City on this 17th day of September, 2012 at the Council Chambers in City Hall in the manner prescribed by SDCL 9-19-7 as

The motion was seconded by Alderman Willson. After discussion, the question of adoption of the Resolution was put to a vote of the Governing Body and 8 members voted in favor of and 0 members voted in opposition to the motion. Mayor Powell declared the motion adopted.

E. Request to DENR to prepay the 2004 Clean Water State Revolving Loan

Mike Carlson, Finance Officer, reported that in 2004 the City entered into a State Revolving Fund (SRF) loan agreement with the Department of Environment and Natural Resources (DENR) for the phase 1 improvements to the wastewater treatment plant. The current balance of this SRF loan is \$2,554,551.98 at 3.25% and is being repaid in equal quarterly installments. Tom Grimmond, with Dougherty & Company, LLC, has projected that by refunding this loan the City could save about \$81,000 over the remaining 14 year life of the loan. The loan agreement with the DRNR provides that written consent is required before the loan may be prepaid. To proceed with the refunding of the loan, a request to prepay the loan and a copy of the letter requesting the ability to prepay is included in the packet.

# 347-12

Alderman Willson moved approval of the authorization to request the prepayment of the 2004 Wastewater State Revolving Fund loan. Alderman Ward seconded the motion. Motion carried 8 to 0. Mayor Powell declared the motion adopted.

# 9. Bid Openings

A. Solid Waste Bale bags

Mike Carlson, Finance Officer, reported that bids were opened on September 11th for a semi load (approximately 19,000 bags) of solid waste bale bags to be used with the landfill bale bagging system. Only one bid was received from Accent Envirobale totaling \$73,850. Mike noted that bids were requested from two vendors and the last time bags were bid in May 2011 two bids were received Accent Envirobale was the low bidder for a total bid of \$72,200. Mike recommended acceptance of the only bid of Accent

# 348-12

Alderman Zimmerman moved approval of the only bid of Accent Envirobale for a semi load (approximately 19,000 bags) of solid waste bale bags for a total cost of \$73,850. Alderman Meins seconded the motion. Motion carried 8 to 0. Mayor Powell declared the motion adopted.

# 10. City Manager's Report

A. John reported that the conceptual plan for the new swimming pool at Prentis Park, along with a box for comments, is in the City Hall lobby for citizen review.

B. John reported that Stanford Street is open for north/south traffic but the connections to Westend Drive, Clark and Cornell will reopen later as the contractor has utility concerns to address.

C. John reported that the Household Hazardous Waste Collection in Vermillion will be Friday, October 12th at the Recycling Center from 2:00 p.m. to 6:00 p.m. The cost is \$10 per vehicle. The collection will be in Yankton on Saturday, October 13th.

D. John reported that the Fire/EMS Open House Wednesday, October 3rd from 5:30 p.m. to 7:00 p.m. at the Main Station on Dakota Street.