

Unapproved Minutes
Council Special Session
March 3, 2014
Monday 12:00 noon

The special session of the City Council, City of Vermillion, South Dakota was held on Monday, March 3, 2014 at 12:00 noon at the City Hall large conference room.

1. Roll Call

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

Absent: Collier-Wise, Davies

2. Informational Session - Introduction of VCDC Executive Director Nathan Welch

John Prescott, City Manager, introduced Nathan Welch as the Executive Director of the VCDC noting he was just starting his second week. Nathan stated that he was excited about working in Vermillion and thanked everyone for the warm welcome.

3. Informational Session - 2013 Fire & EMS Annual Report - Shannon Draper

Shannon Draper, Fire Chief, presented the 2013 annual report for the Fire & EMS Departments. Shannon reviewed the annual report and answered questions of the City Council. Shannon stated that the annual report is on the Fire Department page of the City web site.

4. Informational Session - 2013 Police Department Annual Report - Matt Betzen

Matt Betzen, Police Chief, presented the 2013 annual report for the Police Department. Matt reviewed the annual report and answered questions of the City Council on the Police Department. Matt stated that the annual report is on the Police Department page of the City web site.

Alderman Ward requested to be excused at 1:06 p.m.

5. Briefing on the March 3, 2014 City Council Regular Meeting

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

Dan Siefken, representing the SD Multifamily Association, handed out a letter from the President of the Association, as she was unable to attend the meeting, to the Mayor and City Council as it relates to the ordinance to be considered tonight.

6. Adjourn

58-14

Alderman Osborne moved to adjourn the Council special session at 1:13 p.m. Alderman Meins seconded the motion. Motion carried 6 to 0. Mayor Powell declared the motion adopted.

Dated at Vermillion, South Dakota this 3rd day of March, 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
March 3, 2014
Monday 7:00 p.m.

The regular session of the City Council, City of Vermillion, South Dakota was called to order on Monday March, 3, 2014 at 7:00 p.m. by Mayor Powell.

1. Roll Call

Present: Collier-Wise (arrived at 7:02 p.m.), Davies, Grayson, Meins, Osborne, Ward, Willson, Zimmerman, Mayor Powell, Student Representative Peterson

2. Pledge of Allegiance

3. Minutes

A. Minutes of February 18, 2014 Special Session; February 18, 2014 Regular Session, February 18, 2014 Policies and Procedures Committee Special Meeting, and February 24, 2014 Special Meeting.

59-14

Alderman Zimmerman moved approval of the Minutes of February 18, 2014 Special Session; February 18, 2014 Regular Session, February 18, 2014 Policies and Procedures Committee Special Meeting, and February 24, 2014 Special Meeting minutes. Alderman Meins seconded the motion. Motion carried 8 to 0. Mayor Powell declared the motion adopted.

4. Adoption of Agenda

Alderman Collier-Wise arrived at 7:02 p.m.

60-14

Alderman Willson moved approval of the agenda with the addition to 12. Consensus Agenda of the following items:

B. Set a public hearing date of March 17, 2014 for a special daily malt beverage and wine license for the Vermillion Area Arts Council on or about March 21, 2014 at 202 Washington Street

C. Set a public hearing date of March 17, 2014 for a special daily malt beverage and wine license for the Vermillion Area Chamber of Commerce and Development Company on or about April 24 5:00 p.m.-7:00 p.m., July 10, July 24, August 7, August 21 and September 4 from 6:00 p.m. - 8:00 p.m. on the Platz

D. Set a public hearing date of March 17, 2014 for a special permit to exceed allowable sound levels for the Thursdays on the Platz organization on or about April 24 5:00 p.m. - 7:00 p.m., July 10, July 24, August 7, August 21 and September 4 from 6:00 p.m. - 8:00 p.m. on the Platz

Alderman Meins seconded the motion. Motion carried 9 to 0. Mayor Powell declared the motion adopted.

5. Visitors to be Heard

A. Developmental Disabilities Awareness Proclamation

Alderman Meins read the proclamation for Developmental Disabilities Awareness Month that proclaimed March as "Developmental Disabilities Awareness Month" in Vermillion. Mayor Powell presented the proclamation to Tiffany Glenn, President of People First Vermillion. Tiffany thanked the Mayor and City Council for the proclamation and presented Mayor Powell with the 2014 Developmental Disabilities t-shirt.

Alderman Grayson reported the Annual Reports for the Fire/EMS and Police Departments were presented to the City Council at the noon meeting today noting these reports are available on the city web site. John wanted to on behalf of the City Council recognize Chief Draper and Chief Betzen for the reports.

Alderman Osborne presented the Council members with March Library book marks that list the programs for the month and stated the book marks are available at the library monthly.

Jessica Peterson, USD Student Representative, stated the USD Student Government election is this week and introduced Lyndsey Clausen.

6. Public Hearings - None

7. Old Business - None

8. New Business

A. Resolution to rename Streets in Bliss Pointe

John Prescott, City Manager, reported that one idea in the Talent Attraction Survey and Workforce Housing Study was to develop the community as a regional center for the arts, literature and music. John stated that it was suggested that renaming the streets in Bliss Pointe might be a way to recognize the contributions and importance of the arts in Vermillion. John noted that Bliss Pointe is uniquely situated to have a specific set of names. It is a large area that will not have streets which continue west beyond the development. John noted that the development of an identity for the housing project is also something the VCDC has been seeking to do. A unique set of street names for Bliss Pointe helps to foster that identity. As the VCDC is the sole owner of the property at this time and there are no current residents, it is easier to change the street names at this point in time. John reviewed the criteria used in selecting the street names. John reported that the proposed street names of Rockwell Trail, O'Keefe Circle, Joplin Street and Wilder Road cover painting, literature and music. John noted that one other street has yet to be final platted and Frost Trail was discussed as a name for this street. John reviewed a map of the proposed streets.

Alderman Willson was concerned about how Rockwell Trail turns into Cornell Street at the intersection with Kennedy Street. He stated that it would be better for Rockwell Trail to go all the way around and back to Stanford. Discussion followed. John Prescott stated that this option was looked at but the house numbering for a street that goes north and

south and east and west would be confusing as well as having two intersections of Rockwell Trail and Stanford Street. Discussion followed.

61-14

After reading the same once, Alderman Collier-Wise moved adoption of the following:

Resolution To Change the name of Bliss Pointe Streets

WHEREAS, W. Clark Street is platted west of Stanford Street in Bliss Pointe Addition; and

WHEREAS, Frontier Street is platted in Bliss Pointe Addition; and

WHEREAS, Pioneer Street is platted in Bliss Pointe Addition; and

WHEREAS, Spirit Mound Circle is platted in Bliss Pointe Addition; and

WHEREAS, Vermillion has always had strong ties to the arts, theater, music and literature, and is home of the University of South Dakota which is the liberal arts University of the state; and

WHEREAS, the promotion of the arts through the naming of the streets demonstrates the commitment of Vermillion to the arts; and

WHEREAS, Bliss Pointe presents a unique opportunity to recognize and demonstrate the importance of the arts in Vermillion and in society; and

WHEREAS, a change in Bliss Pointe street names will not impact any current residents or owners as the VCDC is the current and sole owner; and

WHEREAS, State Statute 9-45-2 (1) grants municipalities the power to change the name of streets.

NOW, THEREFORE, BE IT RESOLVED, that the Governing Body of the City of Vermillion does hereby change the name of W Clark Street in Bliss Pointe Addition from the intersection of Stanford Street to Kennedy Street to Rockwell Trail.

BE IT FURTHER RESOLVED, that the Governing Body of the City of Vermillion does hereby change the name of Frontier Street in Bliss Pointe Addition to Joplin Street.

BE IT FURTHER RESOLVED, that the Governing Body of the City of Vermillion does hereby change the name of Pioneer Street in Bliss Pointe Addition to Wilder Road.

BE IT FURTHER RESOLVED, that the Governing Body of the City of Vermillion does hereby change the name of Spirit Mound Circle in Bliss Pointe Addition to O'Keefe Circle.

BE IT FURTHER RESOLVED, that all street name changes in Bliss Pointe Addition in this Resolution are effective April 3, 2014.

Dated at Vermillion, South Dakota this 3rd day of March, 2014.

FOR THE GOVERNING BODY OF THE
CITY OF VERMILLION, SOUTH DAKOTA

By _____
John E. (Jack) Powell, Mayor

ATTEST:

By _____
Michael D. Carlson, Finance Officer

The motion was seconded by Alderman Grayson. Discussion followed and the question of the adoption of the Resolution was presented for a vote of the Governing Body. A roll call vote of the Governing Body was as follows: Collier-Wise-Y, Davies-Y, Grayson-Y, Meins-Y, Osborne-Y, Ward-N, Willson-N, Zimmerman-N, Mayor Powell-Y. Mayor Powell declared that the Resolution was adopted 6 to 3.

B. Minimum Standards for Operators of Commercial Activities at Harold Davidson Field Airport

Jose Dominguez, City Engineer, reported that the City has owned and operated the airport since 1957. For a majority of that time, there has been some type of commercial activity at the airport. These activities have ranged from aircraft maintenance to aerial applicators. Jose reported that in 2013 the City received a request from a user wanting to become the Fixed Based Operator (FBO). Jose stated that the FBO at an airport provides several services ranging from fueling, aircraft rentals, aircraft maintenance, flight instruction, etc. Jose stated that if an airport does not have a set of minimum standards then the FAA standards apply.

Jose reported that minimum criteria were presented to the City Council for discussion at the November 4 and December 16, 2013 noon meetings. The City Council, at their January 6th meeting, referred the minimum

standards to the Policies and Procedures Committee for further review. The Policies and Procedures Committee met on January 28, February 4 and on February 18th. The Policies and Procedures Committee report was accepted by the Council at the February 18th meeting. When the item was referred to Committee on January 6, the date of March 3rd was selected as the date for Council to act on the policy.

Jose stated that the proposed minimum standards would specify the types of services that would be allowed at the airport. The criteria would then go through all of the other requirements for each use (leased space requirements, hours of operations, personnel required, insurance, fueling, etc.). The proposed criteria would split all of the commercial uses into a two tier system. The tiers would be 1st Entry Level and 2nd Entry Level. All of the allowed commercial uses would be in the 1st Entry Level tier (aircraft sales, aircraft maintenance, aircraft rental, pilot training, aircraft charter, specialized flight services, avionics, instruments and/or propeller services, and aerial applicators), with the exception of the Limited Service Fixed Based Operator (LSFBO). The LSFBO would be within the 2nd Entry Level tier. The LSFBO would need to be able to do at least two of the commercial activities within the 1st Entry Level tier to become an LSFBO. Jose noted that, if approved, a change to the airport ordinance is later on the agenda and a resolution will be included with second reading setting the fees for the commercial activities listed. Discussion followed on the airport minimum standards.

62-14

Alderman Davies moved approval of the airport minimum standards for operations of commercial activities at the Harold Davidson Field airport. Alderman Zimmerman seconded the motion. Discussion followed. Motion carried 9 to 0. Mayor Powell declared the motion adopted.

C. First Reading of Ordinance 1309 to amend Chapter 150 Building Regulations, Section 150.02 International Building Code Adopted and Enacting the 2012 International Building Code as modified by the City of Vermillion; to amend Section 150.03 International Residential Code Adopted and Enacting the 2012 International Residential Code as modified by the City of Vermillion; and to amend Chapter 92 Fire Prevention and Protection Section 92.04 Fire Code Adopted and Enacting the 2012 International Fire Code as modified by the City of Vermillion

Farrel Christensen, Building Official, stated that the International Code Council publishes new codes every three years. This method insures that the International Codes are kept up to date through the review of proposed changes submitted by code enforcing officials, industry representatives, design professionals and other interested parties. Farrel stated that local jurisdictions are required to insert the

appropriate information in provisions requiring specific local information, such as the name of the adopting jurisdiction and several other areas that are specific to the adopting body. Farrel noted that many of the changes proposed are part of that process and some are specific to Vermillion and the needs of our City. Farrel stated that staff has reviewed the proposed new codes carefully and the first reading of the adoption contains commentary from staff to better describe why a change has been recommended. Farrel reported that staff considered modifications included by other cities in South Dakota and has met with local contractors and affected parties to discuss proposed changes.

John Walker, with Walker Construction 603 S Norbeck, stated that the contractors wanted to thank Farrel and the building official office for the open line of communications through the code change process.

Alderman Willson asked about the egress window code and if there were any changes to that. Farrel stated that the rental housing code that was first adopted in 1975 had a minimum standard window size. Farrel stated that in 1988 the rental housing code was amended setting the minimum size at 5.7 square feet which was the building code minimum window size and that is still the size today. Farrel stated that the building code applies to new construction while the rental housing code and property maintenance code contain health, safety and welfare items that need to be maintained to the current minimum standard. Discussion followed on the building code.

63-14

Mayor Powell read the title to the above mentioned Ordinance and Alderman Ward moved adoption of the following Resolution:

BE IT RESOLVED that the minutes of this meeting shall show that the title to proposed Ordinance No. 1309 entitled An Ordinance Amending Chapter 150 Building Regulations, Section 150.02 International Building Code Adopted and Enacting the 2012 International Building Code as modified by the City of Vermillion; to amend Section 150.03 International Residential Code Adopted and Enacting the 2012 International Residential Code as modified by the City of Vermillion; and to amend Chapter 92 Fire Prevention and Protection Section 92.04 Fire Code Adopted and Enacting the 2012 International Fire Code as modified by the City of Vermillion 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 3rd day of March, 2014 at the Council Chambers in City Hall in the manner prescribed by SDCL 9-19-7 as amended.

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 9 members voted in favor of and 0 members voted in opposition to the motion. Mayor Powell declared the motion adopted.

D. First Reading of Ordinance 1310 to amend Chapter 150 Building Regulations, Section 150.50 International Property Maintenance Code, Adopting and Enacting the 2012 International Property Maintenance Code as modified by the City; to amend Chapter 94 Rental Housing Code deleting Sections 94.07(3)(d)(e), (5)(a)(b), (6), (7) Enforcement Notice and Hearing and Section 94.09 (A) and (B) Board of Housing Appeals to Eliminate Conflicting Appeal Sections between the Rental Housing Code and the International Property Maintenance Code and Add Standards and Deadlines for Compliance for Emergency Escape and Rescue Openings in Existing Buildings and Return Air and Controllable Heat Sources in Existing Buildings

Farrel Christensen, Building Official, reported that the International Code Council publishes new codes every three years. Proposed changes are carefully considered through an open code development process in which all interested and affected parties may participate. Farrel stated that local jurisdictions are required to insert the appropriate information in provisions requiring specific local information, such as the name of the adopting jurisdiction and several other areas that are specific to the adopting body. Many of the changes proposed are part of that process some are specific to Vermillion and the needs of our City.

Farrel reported that staff has reviewed the proposed new codes carefully and the first reading contains commentary on the IPMC and strikethrough and underlining on the Rental Housing Code. Farrel noted that staff has considered modifications included by other cities in South Dakota and has met with local property owners, managers and the new Vermillion chapter of the South Dakota Multifamily Housing Association to discuss proposed changes. Farrel stated that the proposed adoptions are a result of many hours of staff time and over two years of rental inspections together with many meetings with the Multifamily Housing Association. Farrel noted the standards proposed are a compromise that will require property owners to continue to upgrade existing rental units. Farrel stated that time frames for compliance reflect the substantial investment of these requirements. Farrel stated that in working with the City Council over the last two years on health, safety and welfare issues; codes have required that all rental units have hard wired smoke detectors, decks need to be inspected and contain adequate guard rails, the need to separate air service and control over heat and ventilation to each unit and that bedrooms contain egress windows meet the minimum standard. Farrel stated that it has been determined that when windows were replaced it

was with a window that did not meet the minimum standard. The City Council addressed this by requiring building permits for all replacement windows. Farrel stated that the ordinance was prepared based upon the minimum safe window size based upon when the structure was built. Thus structures before 1974 the minimum window size is 4.5 square feet, after 1974 and before 1988 the minimum window size is 5 square feet and in or after 1988 the minimum window size is 5.7 square feet. Farrel stated that they have worked with the local Multifamily Association with establishing minimum window widths, minimum sill height and allowing steps.

Dan Siefken, representing the SD Multifamily Association, wanted to thank the City Council and City staff for being allowed to participate in the process. Dan stated that egress windows are still an issue with the association. His concern is that something built to code today may not be in compliance tomorrow. Dan felt that we could learn from other communities on how to improve our rental housing stock.

Discussion followed on the window size.

64-14

Mayor Powell read the title to the above mentioned Ordinance and Alderman Grayson moved adoption of the following Resolution:

BE IT RESOLVED that the minutes of this meeting shall show that the title to proposed Ordinance No. 1310 entitled An Ordinance Amending Chapter 150 Building Regulations, Section 150.50 International Property Maintenance Code, Adopting and Enacting the 2012 International Property Maintenance Code as modified by the City; to amend Chapter 94 Rental Housing Code deleting Sections 94.07(3)(d)(e), (5)(a)(b), (6), (7) Enforcement Notice and Hearing and Section 94.09 (A) and (B) Board of Housing Appeals to Eliminate Conflicting Appeal Sections between the Rental Housing Code and the International Property Maintenance Code and Add Standards and Deadlines for Compliance for Emergency Escape and Rescue Openings in Existing Buildings and Return Air and Controllable Heat Sources in Existing Buildings 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 3rd day of March, 2014 at the Council Chambers in City Hall in the manner prescribed by SDCL 9-19-7 as amended.

The motion was seconded by Alderman Collier-Wise. After discussion, the question of adoption of the Resolution was put to a vote of the Governing Body and 9 members voted in favor of and 0 members voted in opposition to the motion. Mayor Powell declared the motion adopted.

E. First Reading of Ordinance 1311 to amend Chapter 91 Airport, Section 91.08 Permit Requirement; Fees

Jose Dominguez, City Engineer stated that the City Council just adopted the Airport Minimum Standards earlier in the agenda, commercial operators at the airport will be required to meet minimum standards for operating their business. Jose stated that one of the requirements set forth in the proposed Minimum Standards is that a commercial operator shall obtain a permit from the City and pay any associated fees.

Jose reported that City Ordinance Chapter 91 addresses airport specific items with section 91.08 addressing specific commercial uses that require a permit from the City. Jose reported that the proposed changes to this section will make the existing ordinance and the newly adopted minimum standards policy similar with respect to the commercial uses allowed at the airport. The changes will remove the commercial uses currently provided for in the City Code and replace them with the ones in the Airport Minimum Standards policy. Jose stated that a new description for each use will also be included with the change. If adopted, a resolution setting the fees will be prepared for adoption at the second reading of the ordinance. Discussion followed on the ordinance and minimum fees.

65-14

Mayor Powell read the title to the above mentioned Ordinance and Alderman Willson moved adoption of the following Resolution:

BE IT RESOLVED that the minutes of this meeting shall show that the title to proposed Ordinance No. 1311 entitled An Ordinance Amending Chapter 91 Airport, Section 91.08 Permit Requirement; Fees 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 3rd day of March, 2014 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 9 members voted in favor of and 0 members voted in opposition to the motion. Mayor Powell declared the motion adopted.

F. Presentation of the 2013 Annual Fiscal Report

Mike Carlson, Finance Officer, reviewed the 2013 unaudited Financial Report for the City and answered questions of the City Council on the report. Mike noted that the City Council will need to acknowledge receipt of the report and a copy will be sent to the Department of

Legislative Audit. The report will be audited by Williams & Company later this year.

66-14

Alderman Zimmerman moved to acknowledge receipt of the 2013 Annual Financial Report. Alderman Grayson seconded the motion. Motion carried 9 to 0. Mayor Powell declared the motion adopted.

G. Final Plat of Schmitz Lot 1 and Heine Lot 1, SE ¼ NE ¼, 20-92-51

Jose Dominguez, City Engineer, reported on the location of the property to be platted. Jose noted that the property is located in the Joint Jurisdiction Zoning Area that requires the review by the County Planning Commission with recommendation to the City Council. Jose reported the County Planning Commission recommended approval of the plat at their February 24th meeting. Jose stated that the plat meets all of the ordinance requirements and recommended approval.

67-14

After reading the same once, Alderman Davies moved approval of the following plat:

WHEREAS IT APPEARS that the owners thereof have caused a plat to be made of the following described real property: Schmitz Lot 1 and Heine Lot 1, SE ¼ NE ¼, 20-92-51, Clay County, South Dakota for approval.

BE IT RESOLVED that the attached and foregoing plat has been submitted to and a report and recommendations thereon made by the Clay County Planning Commission to the City Council of Vermillion which has approved the same.

BE IT FURTHER RESOLVED that the attached and foregoing plat has been submitted to the Governing Body of the City of Vermillion which has examined the same, and it appears that the systems of streets and alleys set forth therein conforms to the system of streets and alleys of the existing plat of such city, and that all taxes and special assessments, if any, upon the tract or subdivision have been fully paid and that such plat and survey thereof have been executed according to law, and the same is hereby accordingly approved.

The motion was seconded by Alderman Collier-Wise. 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.

H. Final Plat of Heine Lot 1, SW ¼, 21-92-51

Jose Dominguez, City Engineer, reported on the location of the property to be platted. Jose noted that the property is located in the Joint Jurisdiction Zoning Area that requires the review by the County Planning Commission with recommendation to the City Council. Jose reported that the County Planning Commission recommended approval of the plat at their February 24th meeting. Jose stated that the plat meets all of the ordinance requirements and recommended approval.

68-14

After reading the same once, Alderman Zimmerman moved approval of the following plat:

WHEREAS IT APPEARS that the owners thereof have caused a plat to be made of the following described real property: Heine Lot 1, SW $\frac{1}{4}$, 21-92-51, Clay County, South Dakota for approval.

BE IT RESOLVED that the attached and foregoing plat has been submitted to and a report and recommendations thereon made by the Clay County Planning Commission to the City Council of Vermillion which has approved the same.

BE IT FURTHER RESOLVED that the attached and foregoing plat has been submitted to the Governing Body of the City of Vermillion which has examined the same, and it appears that the systems of streets and alleys set forth therein conforms to the system of streets and alleys of the existing plat of such city, and that all taxes and special assessments, if any, upon the tract or subdivision have been fully paid and that such plat and survey thereof have been executed according to law, and the same is hereby accordingly approved.

The motion was seconded by Alderman Willson. 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.

I. Concur with Clay County Commission on chiller bid award

John Prescott, City Manager, reported that, in early summer 2013, the chiller at the Clay County Courthouse failed. John stated that the County rented a chiller for the balance of the cooling season and hired John Dewit as the Mechanical Engineer to develop plans and specifications for bidding the replacement. John noted that the Public Safety Center system remained operational but the air conditioning system in the Public Safety Center has experienced problems in recent years. John stated that the 2013 budget included funding to upgrade and

replace parts in the Public Safety Center HVAC system. John stated that the repairs were put on hold when the Courthouse chiller problem developed. As the Courthouse and Public Safety Center are connected, the option of replacing both systems was explored in 2013. John reported that the Council reviewed information on the estimates at the August 5, 2013 noon meeting. John stated that the decision was made to bid the chiller and have the replacement of the air conditioning in the dispatch and IT room in the basement as bid alternates. John stated that the County Commission opened the only bid received from Precision Mechanical of Sioux Falls during their February 25, 2014 meeting. John stated that a breakdown of the bid was included in the packet that has condensing Unit #2 which serves the north half of the Public Safety Center and Condensing Unit #1 which serves the south half of the Public Safety Center as part of the base bid. The base bid was \$175,608. Of this amount, \$38,107 would be the City's responsibility for the work related to replacing Condensing Unit #1. John stated that the bid for Alternate #1 to replace the system in Dispatch is \$14,963. This cost would be split between the City and the County. The bid alternate for the IT room in the basement is \$7,977. John noted that the Police Chief and Sheriff are not recommending accepting the IT room alternative. John recommended funding \$38,107 of the base bid for the City portion of condensing unit #1 and alternate #1 for the Dispatch at \$14,963 of which the cost would be split between the City and County. John noted that there are not funds included in the 2014 budget for this project thus the budget will need to be revised with his recommendation to fund this from second penny sales tax. Discussion followed.

69-14

Alderman Willson moved approval of Clay County bid from Precision Mechanical for the City portion of the Public Safety Center chiller bid with the City share of the base bid of \$38,107 and bid alternate #1 for Dispatch at \$14,963 which is split between the City and County. Alderman Ward seconded the motion. Motion carried 9 to 0. Mayor Powell declared the motion adopted.

9. Bid Openings

A. Light & Power Department pickup truck

Jason Anderson, Assistant City Engineer, stated that the equipment replacement fund budgeted for the replacement of the 2000 Light & Power pickup in 2014. Bids were opened on February 25th with two bids received. The low bid was from Vermillion Ford for \$21,737. Jason recommended accepting the low bid from Vermillion Ford for a 2014 pickup for \$21,737.

Bids: Rasmussen Motors, Inc \$23,113, Vermillion Ford \$21,737

70-14

Alderman Davies moved approval of the low bid of Vermillion Ford for one new 2014 pickup for \$21,737. Alderman Ward seconded the motion. Motion carried 9 to 0. Mayor Powell declared the motion adopted.

B. Sale of surplus Parks and Golf Course equipment

Jason Anderson, Assistant City Engineer, reported that the budget included the replacement of the 2003 Toro Greensmaster 3150 greens mower, 2005 Toro Workman Utility and 2000 Goosen Versa Vac turf sweeper in the 2014 equipment replacement fund. These items were declared surplus, appraised and advertized for sale by sealed bid. There had been some inquiries but no bids were received at the February 25th bid opening. Jason stated that, since the bid opening, contact was made with Midwest Turf & Irrigation who offered to purchase the greens mower for 90% of the appraised value of \$6,750.

Jason reported that staff would also recommend that we continue to market the surplus utility vehicle and turf sweeper, and delay purchasing new replacement equipment until the sale of the surplus equipment. Jason stated that we will also explore options for potential trade-in opportunities if a buyer cannot be located. Discussion followed.

71-14

Alderman Willson moved approval of the sale of the 2003 Toro Greensmaster 3150 greens mower to Midwest Turf & Irrigation for \$6,750 and authorize the sale of the 2005 utility vehicle and 2000 turf sweeper for not less than 90% of appraised value with the purchaser and the amount of the sale would be included in a future Council packet. Alderman Grayson seconded the motion. Discussion followed. Motion carried 9 to 0. Mayor Powell declared the motion adopted.

C. Fuel quotes

Mike Carlson, Finance Officer, read the monthly fuel quotes and recommended the low quote of Stern Oil on all three items.

Item 1 - 4,350 gal unleaded 10% ethanol: Stern Oil \$3.2650, Brunick's Service \$3.30; Item 2 - 3,000 gal No. 1 & No. 2 Diesel fuel dyed: Stern Oil \$3.5382, Brunick's Service \$3.58; Item 3 - 1,000 gal No. 1 & No. 2 diesel fuel-clear: Stern Oil \$3.7782, Brunick's Service \$3.87

72-14

Alderman Ward moved approval of the low quote of Stern Oil on all three items. Alderman Willson seconded the motion. Motion carried 9 to 0. Mayor Powell declared the motion adopted.

10. City Manager's Report

A. John reported that Parks and Recreation Spring Signup is Tuesday, March 4th and Thursday, March 6th from 3:30 p.m. to 6:00 p.m. at the Armory. This Signup is for Spring Tumbling/Gymnastics, youth baseball, youth softball and soccer. The Summer Signup is Wednesday, May 7th.

B. John reported that the City will be sending out a survey to randomly selected residents this week as part of the Planning Commission public information gathering process for the Comprehensive Plan update.

C. John reported that petitions for Mayor and City Council seats can be picked up from the City Finance Officer and are due no later than Tuesday, March 25th at 5:00 p.m.

D. John reminded citizens that sidewalks are to be cleared 24 hours after the end of a snow event. John noted that snow should be stored on your property - not across the street on neighbor's yard without permission. John stated that if moved across the street, windrows or piles of snow should not be left on the street.

E. John reported that the traffic signal at the corner of Main and University Street was removed by an accident over the weekend. John stated that a four way stop sign has been placed at the intersection until repair parts can be received. John noted that if the underground wiring was damaged this could take longer.

PAYROLL ADDITIONS AND CHANGES

Street: Tyler Williamson \$15.41/hr; Golf Clubhouse: Tim Christopherson \$8.50/hr, Hannah Downing \$7.50/hr, Connor Larson \$7.25/hr

11. Invoices Payable

73-14

Alderman Davies moved approval of the following invoice:

UNIVERSITY CLEANERS	PROFESSIONAL SERVICES	25.00
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Alderman Collier-Wise seconded the motion. Alderman Meins requested to abstain. Motion carried 8 to 0. Mayor Powell declared the motion adopted.

74-14

Alderman Davies moved approval of the following invoices:

ALLEGIANT EMERGENCY SERVICE	FIREFIGHTER EQUIPMENT	21,286.55
ARAMARK UNIFORM SERVICES	UNIFORM CLEANING	153.30
ARGUS LEADER MEDIA #1085	SUBSCRIPTION	48.00
ASSURED LOCK TOOL & SUPPLY	PARTS	445.16
AUDIO EDITIONS	BOOK	8.00
AUTOMATIC BUILDING CONTROL	ANNUAL INSPECTION	1,593.00
BAKER & TAYLOR BOOKS	BOOKS	413.45
BANNER ASSOCIATES, INC	PROFESSIONAL SERVICES	10,818.04
BARCO MUNICIPAL PRODUCTS	SUPPLIES	137.67
BARNES DISTRIBUTION	SUPPLIES	564.32
BARRY BRATTEN	SAFETY BOOTS REIMBURSEMENT	59.99
BENJAMIN NELSEN	MEALS REIMBURSEMENT	24.00
BEST WESTERN RAMKOTA HOTEL	LODGING	939.90
BLACKSTONE AUDIO INC	BOOKS	150.00
BORDER STATES ELEC SUPPLY	SUPPLIES	153.24
BOUND TREE MEDICAL, LLC	SUPPLIES	2,109.50
BOYER TRUCKS	PARTS	54.21
BROADCASTER PRESS	ADVERTISING	519.27
BTI ACCESS CONTROLS, INC	PARTS	235.69
BUTCH'S PROPANE INC	PROPANE	1,790.32
BUTLER MACHINERY CO.	PARTS/WARRANTY	13,632.76
CAMPBELL SUPPLY	SUPPLIES	452.91
CANNON TECHNOLOGIES, INC	PARTS	5,163.46
CASK & CORK	MERCHANDISE	1,623.85
CENTURY BUSINESS LEASING	COPIER CONTRACT	138.25
CENTURYLINK	TELEPHONE	745.82
CHEMCO, INC	SUPPLIES	360.01
CITY OF VERMILLION	POSTAGE/COPIES	1,182.95
CITY OF VERMILLION	UTILITY BILLS	41,972.42
CLAY RURAL WATER SYSTEM	WATER USAGE	62.60
CLEVELAND GOLF	MERCHANDISE	162.26
CLIMATE SYSTEMS, INC	PROFESSIONAL SERVICES	220.00
CLUBHOUSE HOTEL & SUITES	LODGING	1,713.00
COLONIAL LIFE ACC INS.	INSURANCE	2,918.96
COX AUTO SUPPLY	PARTS	573.56
CRYSTAL BRADY	GYM MEMBERSHIP REIMBURSEMENT	175.00
CUMMINS CENTRAL POWER, LLC	REPAIRS	4,897.92
D-P TOOLS	SUPPLIES	15.47
DAKOTA BEVERAGE	MERCHANDISE	9,760.16
DAKOTA COUNTY LIBRARY	BOOKS	13.99

DAKOTA PC WAREHOUSE	COMPUTER/REPAIRS	1,356.83
DAKOTA PUMP INCORP	PARTS	136.78
DAKOTA RIGGERS & TOOL SUPPLY	SUPPLIES	32.84
DANIELS RESIDENTIAL INC	BALER BUILDING	67,050.00
DANKO EMERGENCY EQUIPMENT	SUPPLIES	156.97
DELTA DENTAL PLAN	INSURANCE	6,440.92
DEMCO	SUPPLIES	171.78
DENNIS MARTENS	MAINTENANCE	833.34
DEPT OF REVENUE	TESTING	195.00
DGR ENGINEERING	PROFESSIONAL SERVICES	13,523.69
DRIVERS LICENSE GUIDE CO	ID CHECKING GUIDE	62.85
DUANE FULK	SAFETY BOOTS REIMBURSEMENT	100.00
DUST TEX	SUPPLIES	92.40
ECHO ELECTRIC SUPPLY	PARTS	721.52
EDWARD F. HEIBERGER	BOOKS	23.98
ELECTRONIC ENGINEERING	BATTERIES	160.00
ELLIOTT EQUIPMENT CO	SEWER CAMERA SYSTEM	27,390.09
EMERSON MANUFACTURING	PARTS	27.06
ENERGY LABORATORIES	TESTING	660.00
FARMER BROTHERS CO.	SUPPLIES	154.84
FEDEX.	SHIPPING	11.47
FERGUSON ENTERPRISES, INC	PARTS	112.68
FILTERTEC	FILTERS	707.47
FULL BLAST ENGINEERING	POLICE EQUIPMENT	6,000.00
GALE	BOOKS	124.07
GENTLE TOUCH CARPET CARE	CLEANING	60.00
GEOTEK ENGINEERING	PROFESSIONAL SERVICES	1,599.50
GRAINGER	PARTS	313.80
GRAYBAR ELECTRIC	LIGHT POLE	2,478.00
GRAYMONT CAPITAL INC	CHEMICALS	7,494.25
GREG SIGNS	PAINTING	90.00
GREGG PETERS	FREIGHT	1,826.50
GREGG PETERS	RENT	937.50
GUARANTEE OIL CO INC	SUPPLIES	39.96
HAUFF MID-AMERICA SPORTS	SUPPLIES	55.00
HD SUPPLY WATERWORKS	SUPPLIES	9,805.63
HDR ENGINEERING, INC	PROFESSIONAL SERVICES	6,246.42
HELGET SAFETY SUPPLY, INC	SUPPLIES	133.71
HENDERSONS ULTIMATE CAR WASH	CAR WASH CARD	50.00
HERCULES INDUSTRIES, INC	SUPPLIES	316.83
HERREN-SCHEMPP BUILDING	SUPPLIES	134.21
HY VEE FOOD STORE	SUPPLIES	185.77
IN CONTROL, INC	PROFESSIONAL SERVICES	260.00

INDEPENDENCE WASTE	WASTE HAULING	747.00
INGRAM	BOOKS	169.70
INTERNATIONAL CODE COUNCIL	SUPPLIES	29.50
INTOXIMETERS	SUPPLIES	168.00
ISAAC VOSS	MEALS REIMBURSEMENT	140.00
JIM BALLEWEG	SAFETY GLASSES REIMBURSEMENT	150.00
JOHN A CONKLING DIST.	MERCHANDISE	5,465.59
JOHNSON BROTHERS FAMOUS BRANDS	MERCHANDISE	28,852.37
JOHNSON CONTROLS	REPAIRS	3,188.43
JOHNSON FEED, INC	REPAIRS	695.66
JONES FOOD CENTER	SUPPLIES	472.66
JOSE DOMINGUEZ	MEALS REIMBURSEMENT	23.00
JOYCE MOORE	MILEAGE REIMBURSEMENT	196.10
KALINS INDOOR COMFORT	REPAIRS	148.75
KARSTEN MFG CORP	MERCHANDISE	1,196.96
LEGGETTE, BRASHEARS & GRAHAM	PROFESSIONAL SERVICES	2,936.22
LESSMAN ELEC. SUPPLY CO	SUPPLIES	456.00
LINCOLN MUTUAL LIFE	INSURANCE	462.40
LOCATORS AND SUPPLIES, INC	REPAIRS	1,283.75
LONG RIDER BOOKS	BOOKS	611.29
LSC ENVIRONMENTAL PRODUCTS	RENTAL FEE	2,200.00
MAGUIRE IRON, INC	WATER STORAGE TANK	20,681.20
MALLOY ELECTRIC	PARTS	2,227.71
MART AUTO BODY	TOWING	385.00
MATHESON TRI-GAS, INC	SUPPLIES	263.30
MC2, INC	PARTS	13,537.68
MCCULLOCH LAW OFFICE	PROFESSIONAL SERVICES	1,864.00
MEAD LUMBER	SUPPLIES	498.25
MEDICAL WASTE TRANSPORT, INC	HAUL MEDICAL WASTE	193.05
MERRICK INDUSTRIES	REPAIRS	1,064.05
MICRO MARKETING ASSOC	BOOKS	133.49
MIDWEST ALARM CO	ALARM MONITORING	63.00
MIDWEST BUILDING MAINTENANCE	MAT SVC	539.50
MIDWEST TURF & IRRIGATION	PARTS	1,352.31
MISSOURI VALLEY MAINTENANCE	REPAIRS	1,446.02
MUNICIPAL ELEC. ASSOC.	REGISTRATION	130.00
MURPHS APPLIANCE & TV	REFRIGERATOR	499.00
N B GOLF LLC	PARTS	167.42
NAMI-SD	REGISTRATION	220.00
NCL OF WISCONSIN, INC	SUPPLIES	624.50
NETSYS+	PROFESSIONAL SERVICES	257.50
NEW YORK LIFE	INSURANCE	94.02
NORTHERN TRUCK EQPT CORP	PARTS	117.44

OTIS ELEVATOR COMPANY	SERVICE CONTRACT	1,097.76
OVERDRIVE INC	MAINTENANCE FEE	3,000.00
PCC, INC	COMMISSION	2,567.89
PLAIN TALK PUBLISHERS	SUBSCRIPTION	26.00
PNC EQUIPMENT FINANCE	DEFIBRILLATOR LEASE	741.27
PRAIRIE BERRY WINERY	MERCHANDISE	586.50
PRESSING MATTERS	ENVELOPES	63.00
PRESTO-X-COMPANY	INSPECTION/TREATMENT	97.23
PRINT SOURCE	ADVERTISING	348.75
PUMP N PAK	FUEL	1,374.45
QUALITY TELECOMMUNICATION	TELEPHONE	504.00
QUEEN CITY WHOLESALE	MERCHANDISE	522.70
QUILL	SUPPLIES	2,248.56
RACOM CORPORATION	MAINTENANCE CONTRACT	775.50
RANDOM HOUSE, INC	BOOKS	142.50
RASMUSSEN MECHANICAL SERVICE	PARTS	1,593.13
RECORDED BOOKS, INC	BOOKS	583.60
REPUBLIC NATIONAL DIST	MERCHANDISE	24,958.58
RIVERSIDE HYDRAULICS & LAB	PARTS	94.67
RS HALSTEAD CORP	LANDFILL LEACHATE POND	42,680.54
SANFORD HEALTH PLAN	FSA PARTICIPATION FEES	69.00
SANFORD VERMILLION HOSPITAL	TB/FLU SHOTS	290.00
SANP-ON TOOLS	PARTS	146.80
SCHAEFFER MFG. CO	SUPPLIES	595.20
SD ARBORISTS ASSOCIATION	MEMBERSHIP DUES	70.00
SD ASSOC. OF RURAL WTR SYSTEMS	REGISTRATION	700.00
SD FIREFIGHTERS ASSOCIATION	MEMBERSHIP	690.00
SD MUNICIPAL STREET MAINTENANCE	REGISTRATION	50.00
SD PLANNERS ASSOCIATION	MEMBERSHIP/SUBSCRIPTION	55.00
SD RETIREMENT SYSTEM	CONTRIBUTIONS	49,645.62
SD STATE UNIVERSITY	PROFESSIONAL SERVICES	52.50
SERVALL TOWEL & LINEN	SUPPLIES	29.40
SERVICES UNLIMITED INC	REPAIRS	761.65
SIOUXLAND HUMANE SOCIETY	PROFESSIONAL SERVICES	74.00
SOOLAND BOBCAT	PARTS	222.94
STATE RADIO COMMUNICATION	TELETYPE SERVICE	3,500.00
STERN OIL CO.	SUPPLIES	1,142.39
STEWART OIL-TIRE CO	REPAIRS	35.00
STUART C. IRBY CO.	SUPPLIES	3,259.17
STURDEVANTS AUTO PARTS	PARTS	820.95
THE EQUALIZER	ADVERTISING	496.00
THE WALKING BILLBOARD	T-SHIRTS	256.25
TITLEIST DRAWER CS	MERCHANDISE	1,236.67

TODDS ELECTRIC SERVICE	LOAD MGMT CONTROLLER	25.00
TRUE VALUE	SUPPLIES	206.82
TUMBLEWEED PRESS INC	SUBSCRIPTION	499.00
TURNER PLUMBING	REPAIRS	969.39
TYLER TECHNOLOGIES	MAINTENANCE	19,817.61
ULTRAMAX	SUPPLIES	1,802.00
UNITED WAY	CONTRIBUTIONS	458.46
USA BLUEBOOK	SUPPLIES	1,105.28
VERIZON WIRELESS	CELL PHONES	1,559.65
VERMILLION ACE HARDWARE	SUPPLIES	384.66
VHS WORLD LANGUAGE CLUB	BBB CONTRIBUTION	750.00
VISA/FIRST BANK & TRUST	FUEL/LODGING/SUPPLIES	9,092.11
WAL-MART COMMUNITY	SUPPLIES	475.20
WALKER CONSTRUCTION	WATER HEATER REBATE/SNOW REMOVAL	250.00
WATERTOWN REGIONAL LIBRARY	BOOKS	15.50
WESCO DISTRIBUTION, INC	SUPPLIES	9,598.00
WH OVER MUSEUM	CONTRIBUTION	15,000.00
WOW! BUSINESS	911 CIRCUIT	1,365.50
YANKTON JANITORIAL SUPPLY	SUPPLIES	1,087.07
ZEE MEDICAL SERVICE	SUPPLIES	299.65
ZEP SALES & SERVICE	SUPPLIES	601.75

Alderman Willson seconded the motion. Motion carried 9 to 0. Mayor Powell declared the motion adopted.

12. Consensus Agenda

A. Set a public hearing date of March 17, 2014 for a special permit to exceed allowable sound levels for Pi Kappa Alpha in the northwest corner of Prentis Park on March 22, 2014 from 5:00 p.m. - 7:00 p.m.

B. Set a public hearing date of March 17, 2014 for a special daily malt beverage and wine license for the Vermillion Area Arts Council on or about March 21, 2014 at 202 Washington Street

C. Set a public hearing date of March 17, 2014 for a special daily malt beverage and wine license for the Vermillion Area Chamber of Commerce and Development Company on or about April 24 5:00 p.m. - 7:00 p.m., July 10, July 24, August 7, August 21 and September 4 from 6:00 p.m. - 8:00 p.m. on the Platz.

D. Set a public hearing date of March 17, 2014 for a special permit to exceed allowable sound levels for the Thursdays on the Platz organization on or about April 24 5:00 p.m. - 7:00 p.m., July 10, July

24, August 7, August 21 and September 4 from 6:00 p.m. - 8:00 p.m. on the Platz

75-14

Alderman Osborne moved approval of the consensus agenda. Alderman Ward seconded the motion. Motion carried 9 to 0. Mayor Powell declared the motion adopted.

13. Adjourn

76-14

Alderman Osborne moved to adjourn the Council Meeting at 8:38 p.m. Alderman Meins seconded the motion. Motion carried 9 to 0. Mayor Powell declared the motion adopted.

Dated at Vermillion, South Dakota this 3rd day of March, 2014.

THE GOVERNING BODY OF THE CITY
OF VERMILLION, SOUTH DAKOTA
BY _____
John E. (Jack) Powell, Mayor

ATTEST:

BY _____
Michael D. Carlson, Finance Officer

Published once at the approximate cost of _____.