

Unapproved Minutes
Council Special Session
April 21, 2014
Monday 12:00 noon

The special session of the City Council, City of Vermillion, South Dakota was held on Monday, April 21, 2014 at 12:00 noon at the City Hall large conference room.

1. Roll Call

Present: Collier-Wise (arrived 12:02 p.m.), Meins, Ward, Zimmerman, Mayor Powell

Absent: Davies, Grayson, Osborne, Willson

John Prescott, City Manager, introduced Alan Hanson as the new EMS Director for the city.

2. Informational Session - Capital Improvement Plan 2014-2018 - John Prescott

Alderman Collier-Wise arrived at 12:02 p.m.

John Prescott, City Manager, reviewed the 2014-2018 Capital Improvement Plan for the city. John stated that for items to be included on the Capital Improvement Plan they should be over \$5,000 in cost and are not a maintenance item or a reoccurring item. He reviewed the individual department's Capital Improvement Plan. John and the department heads answered questions of the City Council on the Capital Improvement Plan. John stated that the Capital Improvement Plan serves as the first step in planning for the 2015 budget. He noted that the direction provided by the City Council is used in developing the budget. John stated that the Capital Improvement Plan will be on a future City Council agenda for approval. Discussion followed on the Capital Improvement Plan.

3. Briefing on the April 21, 2014 City Council Regular Meeting

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

4. Adjourn

124-14

Alderman Ward moved to adjourn the Council special session at 12:51 p.m. Alderman Meins seconded the motion. Motion carried 5 to 0. Mayor Powell declared the motion adopted.

Dated at Vermillion, South Dakota this 21st day of April, 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
April 21, 2014
Monday 7:00 p.m.

The regular session of the City Council, City of Vermillion, South Dakota was called to order on Monday, April 21, 2014 at 7:00 p.m. by Mayor Powell.

1. Roll Call

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

2. Pledge of Allegiance

3. Minutes

A. Minutes of April 7, 2014 Special Session; April 7, 2014 Regular Session

125-14

Alderman Zimmerman moved approval of the April 7, 2014 Special Session and April 7, 2014 Regular Session. Alderman Meins seconded the motion. Motion carried 8 to 0. Mayor Powell declared the motion adopted.

4. Adoption of Agenda

Mayor Powell stated that he would like to add the following: 5. Visitors to be Heard D. Community of the Year Presentation, E. Introduction of EMS Director and 12. Consensus Agenda A. Set a bid opening date of May 14, 2014 for surplus vacuum excavator.

126-14

Alderman Osborne moved approval of the agenda with the addition to Visitors to be Heard of D. Community of the Year Presentation, E. Introduction of EMS Director and Consensus Agenda A. Set a bid opening date of May 14, 2014 for surplus vacuum excavator. Alderman Willson seconded the motion. Motion carried 8 to 0. Mayor Powell declared the motion adopted.

Alderman Grayson arrived at 7:02 p.m.

5. Visitors to be Heard

A. Earth Day Proclamation

Alderman Ward read the proclamation recognizing Earth Day as April 22, 2014 and encouraging the citizens of Vermillion to celebrate Earth Day from April 21st to April 28th with activities in the city. Mayor Powell presented the proclamation to Jim Heisinger. Jim invited the City Council and community members to attend the Earth Week activities planned. A listing of events planned for the week was handed out.

B. Arbor Day Proclamation

Alderman Collier-Wise read the Proclamation recognizing April 25, 2014 as Arbor Day in Vermillion. Mayor Powell presented the proclamation to Aaron Baedke, representing the Vermillion Parks and Recreation Department. Aaron reported that the tree planting for Arbor Day will be in Prentis Park on April 25th at noon in the south west corner and invited the community to attend.

C. Heartland Humane Society Proclamation

Alderman Meins read the Proclamation for Heartland Humane Society recognizing the organization for the services they provide for the community. Mayor Powell presented the proclamation to Kerry Schmidt, executive director of the Heartland Humane Society. Kerry thanked the City Council for the proclamation and the local community for their support.

D. Community of the Year Presentation

Steve Howe and Nathan Welch, representing the Vermillion Chamber of Commerce and Development Company, wanted to congratulate the City Council as well as all the other community partners that worked together so the City could be recognized as the Large City of the Year by Governor Dennis Daugaard. Nathan thanked the City Council for their

support of the VCDC and their community projects noting that the award belongs to the whole community.

E. Introduction of EMS Director

John Prescott, City Manager, introduced Alan Hanson as the new EMS Director. Alan provided information on his EMS and fire background stating that he is excited to be part of the community.

6. Public Hearings - None

7. Old Business - None

8. New Business

A. First reading of Ordinance 1313 to amend Title IX General Regulations Chapter 90 Section 90.70 - 90.99 (Tree Ordinance)

Jim Goblirsch, Parks and Recreation Director, reported that the Tree Board met in June 2013 and in reviewing the City Tree Ordinance determined that it was last updated in 1989 and was in need of updating. Jim stated that City staff updated the ordinance that was presented to the City Council at the work session on March 17th along with a tree guide. Jim stated that the proposed ordinance was updated and presented at the April 7th work session. Jim stated that the proposed Tree Ordinance is not a complete revision of the ordinance but an updated version to better serve the city's current utility location trends, tree placement, safety, community aesthetics as well as addressing nuisance vegetation. Jim stated that proposed ordinance also revises the Tree Board's role and members, clarifies ordinance language and definitions. Jim noted that the ordinance will require a no cost permit to plant and remove trees. Aaron Baedke reviewed information on proper tree planting along with improper tree planting. Discussion followed.

Catlin Collier, resident of Forest Avenue, stated that she liked to plant trees and requested to know what trees would not be allowed and to explain the permit process. Aaron stated that the permit is for trees planted in the boulevard and the list of unapproved trees is very short. An example would be a cottonwood as it has the seed that plugs up air conditioners.

Alderman Willson noted that there is no charge for the tree permit that is to make sure the correct trees are planted in the correct locations in the boulevard. Howard asked if the City would assist citizens with questions on trees. Jim Goblirsch stated that they would assist with

boulevard trees through the permit process and, as time allowed, on private property.

Discussion followed on boulevard trees as well as the maintenance required on all trees. It was noted that following adoption of the ordinance the tree guide will be printed and also available on the web site.

127-14

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. 1313 entitled An Ordinance Amending Title IX General Regulations Chapter 90 Trees, Plants and Shrubs Sections 90.70 - 90.73, 90.77 - 90.83 and 90.85 of the Revised Ordinances of the City of Vermillion, South Dakota, to add and amend the definitions, tree board, plantings, spacing, utilities, tree care, clearance, tree topping, tree removal, removal of stumps, abatement and review by City Council as it applies to trees, plants and shrubs within the City of Vermillion 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 21st day of April, 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 Ward. 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.

B. First reading of Ordinance 1314 to add Section 51.34 Distributed Generation to Chapter 51 Electricity of Title V Public Works

Jason Anderson, Assistant City Engineer, reported that at the April 7th work session a presentation was made on Distributed Generation. Jason reported that Distributed Generation is a term that is used to describe on-site electricity generation that is connected to the electric power grid. Jason noted that, if a distributed generation system is deemed to be a "Qualifying Facility", the City is required to buy and sell power to the site at non-discriminatory rates. Jason stated that the City Light & Power has been approached by a customer who is interested in the installation of a solar panel system. Jason reported that to accommodate this customer, and any future customers, City staff would like to adopt the "Distributed Generation Workbook" as City policy for approving these small power producing facilities. Jason reported that the Workbook was conceived by Missouri River Energy Services, our

supplemental power provider, as a guideline for its members to equitably address customer inquiries regarding the installation of on-site renewable energy systems. Jason noted that the intent of the workbook is to make public the process of installing distributed generation facilities and provide City staff with a standard process for approving these facilities. Jason stated that to provide for adoption of the Distributed Generation Workbook an ordinance must first be put into place. Jason stated that ordinance 1314 will provide for the City to institute a distributed generation policy along with a corresponding connection fee. Discussion followed.

128-14

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

BE IT RESOLVED that the minutes of this meeting shall show that the title to proposed Ordinance No. 1314 entitled An Ordinance Adding Section 51.34 Distributed Generation to Chapter 51 Electricity 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 21st day of April, 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 Ward. 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.

C. Resolution Adopting Distributed Generation policy

Jason Anderson, Assistant City Engineer, stated that included in the Council packet is a Resolution Adopting the Distributed Generation Workbook as the "Small Power Production and Co-Generation Policy". Jason noted that this Resolution is related to Ordinance 1314 which first reading was just approved. Jason noted that, as was reported with the last agenda item, distributed generation is a term that is used to describe on-site electricity generation that is connected to the electric power grid. Jason stated that, if a distributed generation system is deemed to be a "Qualifying Facility", Vermillion Light & Power is required to buy and sell power to the site at non-discriminatory rates. Jason stated that the resolution will adopt the MRES workbook as City of Vermillion policy for addressing distributed generation systems. Jason recommended the City Council adopt this workbook, effective June 3, 2014, which is the date that Ordinance 1314 will take effect. Jason requested the adoption of the resolution establishing the policy at this time to provide City staff guidance to

answer the questions of a customer who has recently approached the City about a solar panel installation that will be a qualifying facility. Discussion followed.

129-14

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

RESOLUTION

ADOPTING THE DISTRIBUTED GENERATION WORKBOOK AS THE "SMALL POWER PRODUCTION AND CO-GENERATION POLICY"

WHEREAS, the Public Utilities Regulatory Policy Act of 1978 (PURPA), as amended, requires a utility to buy power and sell power to Qualifying Facilities; and

WHEREAS, Vermillion Light and Power is a member (MEMBER) of a 61 community, four state joint action agency known as Missouri River Energy Services (MRES) to provide supplemental power to the MEMBER; and

WHEREAS, the MEMBER and MRES filed a Petition of Wavier, which specifies the obligations of the MEMBER and MRES to a Qualifying Facilities, with the Federal Energy Regulatory Commission (FERC) on Section 2010 of PURPA, and have been granted such waiver by the FERC; and

WHEREAS, the MEMBER and MRES agreed to comply with "Rules of Compliance" as part of the Waiver; and

WHEREAS, the MEMBER has drafted guidelines and documents to implement the Rules of Compliance known as the "Distributed Generation Workbook" to accommodate Qualifying Facilities in interconnection and power purchase arrangements, which are subject to be updated periodically.

NOW, THEREFORE, BE IT RESOLVED, that in recognition of the above statements, that the Governing Body of the City of Vermillion hereby adopts the Distributed Generation Workbook as the "Small Power Production and Co-Generation Policy." The Resolution shall take effect on June 3, 2014.

Dated at Vermillion, South Dakota this 21st day of April 2014.

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 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.

D. Vermillion Planning Commission appointment

Mayor Powell reported that several individuals have completed the expression of interest forms that were included in the Council packet. Mayor Powell recommended the appointment of Laura Jones to fill the Planning Commission position vacated by Steve Howe that expires in 2015.

130-14

Alderman Davies moved approval of the appointment of Laura Jones to fill the Planning Commission position vacated by Steve Howe that expires in 2015. Alderman Willson seconded the motion. Motion carried 9 to 0. Mayor Powell declared the motion adopted.

E. Vermillion Housing Authority Board appointment

Mayor Powell reported that several individuals have completed the expression of interest forms that were included in the council packet. Mayor Powell recommended the appointment of Craig DeVelder to fill the Vermillion Housing Authority Board member position vacated by Steve Howe that expires in June 2017.

131-14

Alderman Davies moved approval of the appointment of Craig DeVelder to fill the Housing Authority Board member position vacated by Steve Howe that expires in June 2017. Alderman Zimmerman seconded the motion. Motion carried 9 to 0. Mayor Powell declared the motion adopted.

F. Polaris Development Reinvestment Payment Program agreement

John Prescott, City Manager, reported that earlier this month it was announced that Polaris will be investing over \$10 million in capital improvements to the Vermillion distribution center. John stated that the improvements will be a new conveyor system and automated material handling equipment that will be installed during 2014 to enhance the facilities ability to support the company's global growth. John reported that the GOED has approved an application for the State version of the Development Program reinvestment program. He reported the State will provide a payment of up to \$117,080 for South Dakota sales and use tax paid by Polaris on the installation of eligible equipment. GOED is also providing \$14,000 in worker training funding. John noted that the project is anticipated to create 14 jobs over the next five years. John stated that the proposed local agreement is very similar to the GOED program. John stated that copies of the invoices on eligible equipment for the State program would be submitted to the VCDC. The VCDC would verify that the local sales and use tax has been paid to the vendor. The City would refund the payment of the local sales and use tax paid on the eligible equipment to the VCDC who would distribute the funds to Polaris. He stated that the agreement provides that the City will have 45 days from the end of each quarter to complete reimbursement. John stated that the agreement calls for all equipment purchases to be completed by March 31, 2015 for reimbursement to be provided. John noted that the City's participation with the reinvestment program is based on the local sales and use tax collected and is capped at \$208,000. Discussion followed.

132-14

Alderman Zimmerman moved approval of the Polaris Development Program Reinvestment agreement as presented providing for the reimbursement of local sales and use tax through the VCDC to Polaris for qualifying equipment purchases not to exceed \$208,000. Alderman Meins seconded the motion. Discussion followed. Motion carried 9 to 0. Mayor Powell declared the motion adopted.

G. Professional services agreement with Helms & Associates for Airport Layout Plan

Jose Dominguez, City Engineer, reported that the existing Airport Capital Improvement Plan was last updated in 2004 and established that a new airport layout plan would be completed this year. Jose stated that the proposed plan will be completed within two years of the agreement being signed, in other words, by 2016. Jose stated that the proposed agreement included in the packet with Helms & Associates is for the completion of the Airport Layout Plan and the General Aviation Mini-Master Plan (ALP). Jose stated that these documents are essentially the land-use plan for the airport since everything that would possibly be built at the airport is shown. Jose stated that the

plan will be filed with the FAA and approved. Construction of anything not depicted on the plan is not allowed in the typical project construction process. He stated that if any construction were to happen it would need to meet the criteria of the ALP. Jose stated that prior FAA approval would be required for items not shown on the ALP. Jose stated that the agreement cost is \$94,972.04 of which the Federal and State will pay 95% leaving the City share at 5% or about \$4,750. Discussion followed on the agreement noting that on page three the lump sum compensation is listed at \$94,972.04 while the maximum limiting amount states \$95,002.49. Jose stated that he would contact Helms & Associates to resolve the difference.

133-14

Alderman Grayson moved approval of the professional services agreement with Helms & Associates for the airport layout plan contingent upon the contract amount on page three being corrected. Alderman Ward seconded the motion. Discussion followed. Motion carried 9 to 0. Mayor Powell declared the motion adopted.

H. Consultant selection for 2016 Traffic signal update

Jose Dominguez, City Engineer, reported that on the January 21, 2013 meeting the City Council approved a resolution which placed the project in the STP fund program with the SDDOT. He noted that this allows a portion of the STP fund to be utilized for the project with the remaining costs to be paid from the City 2nd Penny Funds. Jose stated that in order to keep the project on schedule, the DOT requested that the City choose a consultant for the project. Jose stated that a request for proposals (RFP) were sent to four engineering firms from the area that had already been prequalified by the DOT for DOT type work. He stated that the RFP required that the consultants send a memo style proposal to the City and that the consultant would be chosen based on a Qualification Based Selection (QBS) process. Jose stated that this selection process does not take into consideration any cost factors and only looks at qualifications, scheduling, past experiences, etc. He noted that this method was used due to the fact that, once the City chooses the consultant, the DOT will request a project cost from the consultant. Jose recommended that the City Council select Banner Associates, Inc. Discussion followed.

134-14

Alderman Zimmerman moved approval of recommending to the SDDOT the firm of Banner Associates, Inc. for the 2016 traffic signal update. Alderman Willson seconded the motion. Motion carried 9 to 0. Mayor Powell declared the motion adopted.

I. Resolution for dedication of a portion of Roosevelt Street

Jose Dominguez, City Engineer, reported that currently the intersection of Roosevelt Street and Norbeck Street is offset. Jose noted that offset intersections are not desirable since they increase the probability of accidents and decrease the efficiency of the transportation system. Jose stated that he has approached the property owner on the east side of Norbeck Street about dedicating the required right of way to eliminate the offset intersection. Jose stated that the property owner agreed to dedicate the required right of way. Jose noted that such transactions require the acceptance of the City of the dedicated right of way. Jose stated that the attached resolution will provide for the acceptance by the City with the cost being \$40 for filing the documents. Discussion followed.

135-14

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

RESOLUTION FOR DEDICATION OF A PORTION OF ROOSEVELT STREET

WHEREAS, the City will be constructing North Norbeck Street from Roosevelt Street to East Clark Street; and

WHEREAS, the current intersection of North Norbeck Street and Roosevelt Street is considered an offset intersection due to the fact that Roosevelt Street does not line up from one side of North Norbeck Street to the other side of North Norbeck Street; and

WHEREAS, offset intersections reduce pedestrian and vehicular traffic safety as well as the efficiency of the transportation system; and

WHEREAS, the property owner of the East 16-rods of NW $\frac{1}{4}$ SE $\frac{1}{4}$ and the West 58-rods of the NE $\frac{1}{4}$ SE $\frac{1}{4}$ excluding the North 219-feet and excluding Washington Square Addition and excluding Lot 13, Block 1, Meisenholder Addition and excluding Madison Park Addition, 18-92-51 has dedicated a portion of land to the public for the public use to remove the offset intersection; and

WHEREAS, in order for the dedication of the land the City has to accept the dedication of the land dedicated by the owner.

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of the City of Vermillion, South Dakota, accepts the street dedication of the land described as:

The West 90-feet of the North 66-feet directly south of the right-of-way south of Lot 2, Block 1, Washington Square

Addition of the East 16-rods of NW ¼ SE ¼ and the West 58-rods of the NE ¼ SE ¼ excluding the North 219-feet and excluding Washington Square Addition and excluding Lot 13, Block 1, Meisenholder Addition and excluding Madison Park Addition, 18-92-51.

and that the land is being dedicated to the public for public use.

Dated at Vermillion, South Dakota this 21st day of April, 2014.

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 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.

J. Declare Light & Power vacuum excavator surplus

Jason Anderson, Assistant City Engineer, reported that the new vacuum excavator included in the 2014 budget has arrived. As such, the 2003 Ringomatic 550SJV50D vacuum excavator will need to be declared surplus and appraised by the Surplus Property Appraisal committee to be sold by sealed bids. Jason stated that the bid date is included on the consensus agenda.

136-14

Alderman Grayson moved approval of declaring the 2003 Ringomatic 550SJV50D vacuum excavator as surplus and authorizes the appraisal by the Surplus Property Appraisal committee to be sold by sealed bids. Alderman Ward seconded the motion. Motion carried 9 to 0. Mayor Powell declared the motion adopted.

K. Declaration of surplus items for City auction

Mike Carlson, Finance Officer, reported that a list is included in the packet of surplus City vehicles, abandoned vehicles, unclaimed property from the Police Department and surplus City property. Mike noted that,

before the City can dispose of property, the City Council will need to declare it surplus and authorize the sale at public auction. Hazen Bye has been contacted and can do the auction on May 16th at 5:30 p.m. at the Municipal Service Center.

137-13

Alderman Willson moved to declare the following property surplus to be sold at public auction: Surplus City Vehicles: 1995 Ford F250HD 4WD, 2000 Ford F150 2WD, 1993 Ford E-350 Van; Abandon Vehicles: 2000 Cadillac Catera, 1990 Dodge Dynasty, 2001 Dodge Stratus, 1990 Buick Electra Ultra, 1993 Buick Park Avenue, 2007 Honda Accord; approximately 25 abandon bicycles; Abandon Unclaimed Property from Police Department: Dave's Sport Shop duffle bag, CD case & CDs, Target carry bag, USB Eco button, Microsoft AC adapter, Gold colored tray, flashlight, IPod shuffle & ear buds, ES backpack, sunglasses, Toughbilt tool bag - 16 inch mouth, 1 construction pouch, 1 - 3 pack cliptech hubs, 1 - 2 in 1 modular hammer loops, Black Sentry safe, Sentry safe, wrench, IPod nano, TENMA volt meter, Swiss-Tech Body Gard, 2 pair scissors, 2 pressure gauges, Griffin ITrip, Craftsman multi-tool in pouch, women's wallet, portable speakers, Motorola headset, Stanley FatMax drill and battery, Burton backpack, Nike Oregon Ducks shorts, Nike dri-fit pants, IPod charger w/case, Texas Instruments TI30XIIS calculator, stone angel statue, watch & key ring, Foster Grant Aviator sunglasses, cowboy hat, IPad, refrigerant leak detector TIFZX, red bag, Dr. Dre headphones, black New Era New York Yankees cap, Last Exit Scooter; Surplus City Property: 3 soft side cases, scanner, 6 monitors, keyboard, mouse, 4 car jacks, 2-4 drawer file cabinets, desk, chair, TV cart, 27" TV, 7 computers, children's activity box, wooden rocking chair, small club chair, 5 black upholstered desk chairs, children's book spinner, 3 metal card tables, FAX, printer, 37 plastic chairs, white album bin, double-sided paperback/DVD rack, 2 electric wall clocks, 8 - 55 gallon plastic barrels, refrigerator, transfer switch, 2 plastic tanks on skids, air bumper jack, 5 patio tables, 18 patio chairs and pickup tool box. Alderman Meins seconded the motion. Motion carried 9 to 0. Mayor Powell declared the motion adopted.

9. Bid Openings

A. Landfill Cell 5 construction

Jose Dominguez, City Engineer, reported that bids were opened on April 3rd for the landfill cell 5 construction. Jose stated that four bids were received with the low base bid from Lessard Contracting, Inc of \$1,292,472. The bid also included two alternates. The first was for a shallower cell 5 the second was without the sand drainage layer extended to the top of the grading limits. Jose did not recommend accepting either of the alternates as they will end up costing the City

in the long term. Jose reported that the cell 5 construction along with the leachate pond construction was to be funded by a \$1,639,000 SRF loan, State Solid Waste Grant of \$522,210 and \$200,000 of Joint Powers reserve funds. Jose stated that with the leachate pond contract, engineering and the low bid for cell 5 there would require \$285,262 from Joint Powers reserves. Jose noted that the leachate pond contract is not complete and there may be some savings as quantities did not reach the contract estimates. Jose recommended awarding the contract to the low bidder Lessard Contracting for the base bid of \$1,292,472 contingent upon the DENR approval of the bid. Discussion followed.

Bids: Lessard Contracting, Inc. base \$1,292,472.00, alternate 1 (\$247,440.00), alternate 2 (\$28,640.00); JB Holland Construction, Inc base \$1,363,026.20, alternate 1 (\$61850.00), alternate 2 (\$30,100.00); K & L Construction base \$1,384,634.65, alternate 1 (\$345,950.00), alternate 2 (\$20,400.00); JJ Westoff Construction base \$1,734,746.00, alternate 1 (\$320,120.00), alternate 2 (\$103,020.00)

138-14

Alderman Zimmerman moved approval of the low base bid of Lessard Contracting, Inc. of \$1,292,472.00 for the landfill cell 5 construction contingent upon approval by DENR. Alderman Willson seconded the motion. Motion carried 9 to 0. Mayor Powell declared the motion adopted.

B. Wastewater process boiler improvements project

Jason Anderson, Assistant City Engineer, reported that bids were opened on April 15th for the wastewater treatment plant process boiler improvement project. Jason explained the boiler project for the digester noting that the natural gas main was extended to the wastewater plant last fall at a cost of \$48,590. This bid is for the boiler to be connected to the natural gas. Jason reviewed the estimated cost of the project at \$250,000 last summer but, with the low bid, gas main and engineering total will be \$312,287. Jason stated that the budget will need to be amended with the funds coming from the wastewater reserve. Jason noted that the consulting engineer recommended the low bid plus the alternate. Jason recommended the low bid of Hander, Inc of \$226,970.00 for the wastewater boiler plus alternate one of \$5,227.00, total \$232,197.00.

Bids: Redlinger Bros, Plumbing and Heating base \$245,600.00, alternate one \$10,000.00; Hander, Inc base \$226,970.00, alternate one \$5,227.00; Midwestern Mechanical, Inc. base \$226,500.00, alternate one \$45,000.00; Marty Gilbertson base \$284,810.00, alternate one \$9,075.00

139-14

Alderman Davies moved approval of the low bid of Hander, Inc. plus alternate one total \$232,197.00 for the wastewater treatment process boiler improvements. Alderman Grayson seconded the motion. Motion carried 9 to 0. Mayor Powell declared the motion adopted.

10. City Manager's Report

A. John reported that the Planning Commission is holding Stakeholders meetings for input on the 2035 Comprehensive Plan. The process began last September to update Vermillion's Comprehensive Plan that focuses primarily on land uses. The Comprehensive Plan will provide a long-term vision for the community. John noted that the different focus groups have targeted invitees, but all are open to the public. John noted that the next meeting on Monday, April 28th with invitees being local businesses, major employers, financial institutions and VCDC. The meeting is at 5:30 p.m. in the Large Conference room on the 2nd floor of City Hall.

B. John reported that City Hall phones will be inoperable for approximately 30 minutes this Friday, April 25th. The down time will allow for an upgrade to the computer that runs the phone system.

C. John reported on the approval of a raffle request for the Civil Service Advisory Council who is selling tickets at \$1 each or 6 for \$5 at their May 15th spring meeting. It is a 50/50 drawing with the winning ticket holder receiving half of the funds and the Civil Service Advisory Council scholarship fund receiving the other half of the money.

D. John reported that the Park & Recreation summer signup is Wednesday, May 7th from 3:30 p.m. to 6:30 p.m. at the National Guard Armory.

E. John wanted to remind citizens that Market Street will be closed on Thursday, April 24th from 5:30 p.m. to 8:00 p.m. from W. Main Street south for ½ block for Earth Day event at the Platz.

F. John reported that the City Engineer has approved the following plats:

- 1) Lots 10A & 10B, Block 13 Bigelow's University Addition.
This is at NW corner of Madison and Plum Street. (3 lots into 2 lots)
- 2) Plat of Lot 10, Block 1 Brooks Industrial Park (east side of Norbeck Street just north of Vermillion Veterinary Clinic

3) Lots 9 & 10, Block 1 Replat of Blessings Addition; NE corner of Prentis & Clark had a rural plat description and was incorporated into City plat.

PAYROLL ADDITIONS AND CHANGES

Ambulance: Alan Hanson \$22.98/hr; Recreation: Amber Ewers \$7.75/hr, Katie Hayes \$7.75/hr, Bill Lane \$8.00/hr, Brandon Mockler \$7.75/hr; Parks: Elliot Zadow \$7.50/hr; Golf Clubhouse: Mary Berens \$7.75/hr, John Benson \$7.50/hr, Ryan Kost \$8.25/hr, Abby Leach \$7.50/hr, Paul Schwasinger \$7.50/hr; Landfill: Jennifer Holthe \$9.25/hr

11. Invoices Payable

140-14

Alderman Zimmerman moved approval of the following invoices:

AUSTIN ANDERSON	SAFETY GLASSES REIMBURSEMENT	150.00
BOUND TREE MEDICAL, LLC	SUPPLIES	1,648.83
BROADCASTER PRESS	ADVERTISING	4,585.11
BUREAU OF ADMINISTRATION	TELEPHONE	227.55
CAMPBELL SUPPLY	SUPPLIES	50.00
CANON FINANCIAL SERVICES	COPIER LEASE	196.27
CENTURYLINK	TELEPHONE	1,486.89
CHRIS NISSEN	SAFETY BOOTS REIMBURSEMENT	100.00
CLAY CO REGISTER OF DEED	FILING FEE	90.00
CLAY-UNION ELECTRIC CORP	ELECTRICITY	728.06
DEPT. ENVIRONMENT NATL RES	LANDFILL OPERATIONS FEE	2,504.72
DIVISION OF MOTOR VEHICLE	TITLE & PLATES	13.00
FIRST NATIONAL BANK	CITY HALL DEBT SERVICE	72,466.88
GREGG PETERS	MANAGERS FEE/1ST QTR PROFITS	18,527.06
LOREN FISCHER DISPOSAL	HAUL CARDBOARD	210.00
MATHESON TRI-GAS, INC	MEDICAL OXYGEN	53.38
MIDAMERICAN	GAS USAGE	10,496.55
MIDCONTINENT COMMUNICATION	CABLE/INTERNET SERVICE	118.68
PRECISION MECHANICAL	PUBLIC SAFETY CENTER HVAC	22,188.80
RESERVE ACCOUNT	POSTAGE FOR METER	950.00
RS HALSTEAD CORP	LEACHATE POND CONSTRUCTION	45,137.72
SANFORD HEALTH PLAN	PARTICIPATION FEE	69.00
SD CHAPTER IAAI	REGISTRATION	100.00
SD PUBLIC ASSURANCE ALLIANCE	PROPERTY COVERAGE	59,253.20
SD STATE UNIVERSITY	PROFESSIONAL SERVICES	52.50
STERN OIL CO.	FUEL	21,312.79
STURDEVANTS AUTO PARTS	PARTS	214.90

US POSTMASTER	POSTAGE FOR UTILITY BILLS	1,050.00
VERMILLION AREA COMMUNITY	ROUND UP PROGRAM	205.77
VERMILLION CHAMBER OF COMM	FIREWORKS/2ND QTR	53,500.00
VISA/FIRST BANK & TRUST	FUEL/SUPPLIES	755.44
WOW! BUSINESS	DIAL UP SERVICES	49.95
KAREN MUENSTER	BRIGHT ENERGY REBATE	325.00

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

12. Consensus Agenda

A. Set a bid opening date of May 14, 2014 for surplus vacuum excavator

141-14

Alderman Grayson moved approval of the consensus agenda. Alderman Collier-Wise seconded the motion. Motion carried 9 to 0. Mayor Powell declared the motion adopted.

13. Adjourn

142-14

Alderman Osborne moved to adjourn the Council Meeting at 8:16p.m. Alderman Meins seconded the motion. Motion carried 9 to 0. Mayor Powell declared the motion adopted.

Dated at Vermillion, South Dakota this 21st day of April, 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 _____.