

Unapproved Minutes
Council Special Session
August 4, 2014
Monday 12:00 noon

The special session of the City Council, City of Vermillion, South Dakota was held on Monday, August 4, 2014 at 12:00 noon at the City Hall large conference room.

1. Roll Call

Present: Collier-Wise, Erickson, Holland, Clarene Meins, Holly Meins, Price, Ward, Willson, Mayor Powell

2. Public art sculpture project - Dr. Larry Schou, USD College of Fine Arts

Dr. Larry Schou, Dean of USD College of Fine Arts, requested City Council consideration of a Vermillion Sculpture Walk program. Dr. Schou stated that USD entered into an agreement with the Sioux Falls Sculpture Walk for six sculptures that with the existing artworks on campus created the USD Sculpture. Dr Schou stated that the sculptures will enhance other areas of the community but noted that the City would have a separate agreement with the Sioux Falls Sculpture Walk. Dr Schou reviewed the costs noting that some are onetime costs but, for two sculptures, the cost would be \$6,620 for the two years. Dr Schou stated that the agreement will require the City to insure the sculptures, install the base, quartzite block and metal base for attaching the sculpture. Dr Schou stated that he is forming a local committee to help select and fundraise to offset some of the costs but would like some funding from the City. Dr Schou answered questions of the City Council noting that the Sioux Falls Sculpture Walk group would need to know the extent of the City commitment.

Mayor Powell asked the City Council for a consensus of how to proceed noting that without any objections they would ask the City Manager to work with Dr Schou on the Vermillion Sculpture Walk proposal for future consideration.

3. Proposed Fire Inspector position - Shannon Draper, Fire Chief

John Prescott, City Manager, stated that this a follow up to the report made last fall by Chief Draper on the lack of time to do all the inspections required. Shannon Draper, Fire Chief, reported on the fire prevention programs, public education programs, code compliance and building inspections. Chief Draper noted that he estimates that there are about 300 locations that should have an annual fire inspection and

that he has only inspected about 13% of those. Shannon reviewed examples of items he found during inspections noting that the owners are not deliberately committing these violations but are unaware of the requirements. Chief Draper requested a half time position for a Fire Marshal position that would do inspections, document occupancies, plan review and education programs. He estimated the cost for this position at \$14,560 per year. Chief Draper proposed establishing an inspection fee that would offset some of the costs of the new position including explaining how other cities charge for such inspections. Chief Draper answered questions of the City Council on the inspection program and the fees noting that public education will be required before new fees are established.

4. Briefing on the August 4, 2014 City Council Regular Meeting

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

5. Adjourn

267-14

Alderman Ward moved to adjourn the Council special session at 1:07 p.m. Alderman Collier-Wise seconded the motion. Motion carried 9 to 0. Mayor Powell declared the motion adopted.

Dated at Vermillion, South Dakota this 4th day of August, 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
August 4, 2014
Monday 7:00 p.m.

The regular session of the City Council, City of Vermillion, South Dakota was called to order on August 4, 2014 at 7:00 p.m. by Mayor Powell.

1. Roll Call

Present: Collier-Wise, Erickson, Holland, Clarene Meins, Holly Meins, Price, Ward, Willson, Mayor Powell

2. Pledge of Allegiance

3. Minutes

A. Minutes of July 21, 2014 Special Session; July 21, 2014 Regular Session

268-14

Alderman Willson moved approval of the July 21, 2014 Special Session and July 21, 2014 Regular Session minutes. Alderman Clarene Meins seconded the motion. Motion carried 9 to 0. Mayor Powell declared the motion adopted.

4. Adoption of Agenda

269-14

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

5. Visitors to be Heard

A. Proclamation-National Night Out

Alderman Clarene Meins read the proclamation designating Tuesday, August 5th as "National Night Out" in Vermillion. Mayor Powell presented the proclamation to Matt Betzen, Police Chief. Matt stated that the events have changed this year and reviewed the events planned for National Night Out that include a scavenger hunt, four block parties and a movie at the National Guard Armory. Matt invited the community to take part in the events.

6. Public Hearings

A. Special daily malt beverage and wine license for the Clay County Agricultural Fair Association, Inc. on or about August 8 and 9, 2014 at the Clay County Fairgrounds

Mike Carlson, Finance Officer, reported that an application was received from the Clay County Agricultural Fair Association for a special daily malt beverage and wine license on or about August 8th and 9th for the demolition derby and Ranch Rodeo during the Clay County

Fair. The notice of hearing and Police Chief's report are included in the packet. Mike stated that Jessica Kennedy, representing the Fair Board, is present to answer questions. Mike recommended approval of the special license unless additional information is provided at the hearing. Jessica stated that the Fair Board will again this year be operating the beer garden.

270-14

Alderman Willson moved approval of the special daily malt beverage and wine license for the Clay County Agricultural Fair Association, Inc. on or about August 8 and 9, 2014 at the Clay County Fairgrounds. Alderman Collier-Wise seconded the motion. Motion carried 9 to 0. Mayor Powell declared the motion adopted.

B. Special daily malt beverage and wine license for the University of South Dakota Foundation on or about October 10, 2014 at the USD Muenster Center

Mike Carlson, Finance Officer, reported that an application was received from the USD Foundation for a special daily malt beverage and wine license on or about October 10, 2014 at the USD Muenster University Center. Mike stated that the notice of hearing and Police Chief's reports are included in the packet. Mike noted that Michelle Green, representing the USD Foundation, is present to answer questions. Mike recommended approval of the special license unless additional information is provided at the hearing. Michelle Green, USD Foundation Director of Marketing & Strategic Communications, reported that USD Administration has requested the Foundation coordinate the public launch of Onward: The Campaign for South Dakota, which will be at the Muenster University Center from 6:00 p.m. to 10:00 p.m. on October 10th.

271-14

Alderman Ward moved approval of the special daily malt beverage and wine license for the USD Foundation on or about October 10, 2014 at the Muenster University Center from 6:00 p.m. to 10:00 p.m. Alderman Holland seconded the motion. Motion carried 9 to 0. Mayor Powell declared the motion adopted.

C. Resolution of Necessity for installation of street lighting along North Norbeck Street from Roosevelt Street to E. Cherry Street

Jason Anderson, Assistant City Engineer, reported that at the July 7th meeting the City Council adopted a resolution setting the public hearing for consideration of the Resolution of Necessity for installation of street lighting along North Norbeck Street from Roosevelt Street to Cherry Street. Jason stated that the total project

cost including the 8% fiscal fee is \$9,622.80 and will be assessed over 10 years at 10% interest. Jason stated that the street lights from Roosevelt Street south to Clark Street will be installed as part of another street project this year. Jason noted that North Norbeck has been designated as a collector street since the Comprehensive Plan was adopted by the City in 2000. Jason noted that there are currently several apartment buildings being constructed or planned for construction south of this area that will increase the amount of traffic (vehicle, pedestrian and bicycles) causing the need for street lighting.

Catlin Collier representing Patricia Collier, owner of an adjoining property, stated that she has an urban orchard on this lot. Catlin noted that currently there is not a lot of traffic on this portion of Norbeck Street and no evidence was reported to support the increased traffic from additional apartments as currently traffic moves to the west to Jefferson Street. She questioned the 10% interest charged on the assessment for street lights for owner occupied homes and vacant lots that are to benefit the apartment owners to the south. Catlin was concerned about the trees on her property when the street lights are installed so they would not be damaged or killed.

Discussion followed with Jason Anderson stating that the street lights will be installed on the west side of Norbeck across the street from Mrs. Collier's trees. Jason noted that it is City policy to have street lights installed when the street is paved but there are some areas that lights were not installed years ago that are now requiring the lights be installed as surrounding property is developed.

272-14

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

RESOLUTION ADOPTING RESOLUTION OF NECESSITY FOR INSTALLATION OF STREET LIGHTING ALONG NORTH NORBECK STREET FROM ROOSEVELT STREET TO EAST CHERRY STREET

BE IT HEREBY RESOLVED, by the Governing Body of the City of Vermillion, South Dakota, at a regularly called meeting thereof, in the Council Chambers of said City Hall at 7:00 p.m. on the 4th day of August, 2014, that the necessity has arisen for the construction of street lighting along the parcels of land hereinafter named, viz:

| AFFECTED ADDRESS | AFFECTED LEGAL DESCRIPTION | AFFECTED PARCEL NUMBER |
|------------------|---|------------------------|
| 1325 E. CHERRY | E 173.2' OF LOT 17, BLK 1, EXC S 90' & EXC LOT H1, | 15540-00100-170-02 |

| | | |
|----------------|--|--------------------|
| | OUELLETES ADDN. | |
| 612 N. NORBECK | S 90' OF E 173.2' OF LOT 17, BLK 1, OUELLETES ADDN. | 15540-00100-170-03 |
| 1326 LINCOLN | LOT 16, BLK 1, OUELLETES ADDN. | 15540-00100-160-00 |
| 516 N. NORBECK | LOT 3, BLK 2, OUELLETES ADDN. | 15540-00200-030-00 |
| 1324 ROOSEVELT | LOT 4, BLK 2, OUELLETES ADDN. | 15540-00200-040-00 |
| 1407 E. CHERRY | LOT 12, BLK 1, MEISENHOLDER EAST ADDN. | 15450-00100-120-00 |
| 603 N. NORBECK | LOT 13, BLK 1, MEISENHOLDER EAST ADDN. | 15450-00100-130-00 |
| 515 N. NORBECK | LOT 1, BLK 1, WASHINGTON SQUARE ADDN. | 15830-00100-010-00 |
| 503 N. NORBECK | LOT 2, BLK 1, WASHINGTON SQUARE ADDN. | 15830-00100-020-00 |

In the City of Vermillion, South Dakota, all as mentioned in a Resolution of Necessity adopted by the Governing Body on the 7th day of July 2014 is approved and that the Engineer shall proceed with the work in the manner provided by law.

Dated at Vermillion, South Dakota this 4th day of August, 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 Holland. Alderman Collier-Wise requested to abstain. 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.

7. Old Business

A. Second Reading of Ordinance No. 1317 - Petition to amend the zoning map and exclude from R-1 Residential District and include in the R-2 Residential District the following described real property: the S 49'

of Lot 3 and all of Lots 4, 8, 9 & 10 Block 1 Russo 1st Addition and Lots 1, 2, 3, 4, 5, 6, 9, 10, 11, 12, 13 & 14 Block 1 Urup's Addition

Andy Colvin, Assistant to the City Manager, reported on the location of the property being considered for the zone change from R-1 to R-2. Andy noted that the zone change was an owner initiated request. Andy stated that a letter on the zone change along with a map was included in the packet. Andy reported that the Planning Commission recommended approval of the zone change and that a public hearing was held by the City Council on July 21st when the first reading of the ordinance was approved. Discussion followed on the zone change request.

273-14

Second reading of title to Ordinance No. 1317, entitled AN ORDINANCE Amending Title 15 Chapter 155 Section 155.026, Official Zoning Map for the City of Vermillion, South Dakota, rezoning certain real property from R-1 Residential District to the R-2 Residential District for the City of Vermillion, South Dakota.

Mayor Powell read the title to the above named Ordinance, and Alderman Holland moved adoption of the following:

Resolution

BE IT RESOLVED that the minutes of this meeting shall show that the title to the proposed Ordinance No. 1317 entitled an ordinance amending Title 15 Chapter 155 Section 155.026, Official Zoning Map for the City of Vermillion, South Dakota, rezoning certain real property from R-1 Residential District to the R-2 Residential District 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 21st day of July, 2014 and that the title was again read at this meeting, being a regularly called meeting of the Governing Body on this 4th day of August, 2014 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. 1317

AN ORDINANCE AMENDING TITLE 15 CHAPTER 155 SECTION 155.026, OFFICIAL ZONING MAP FOR THE CITY OF VERMILLION, SOUTH DAKOTA, BY REZONING CERTAIN REAL PROPERTY FROM THE R-1 RESIDENTIAL DISTRICT TO THE R-2 RESIDENTIAL DISTRICT.

BE IT ORDAINED, BY THE GOVERNING BODY OF VERMILLION, SOUTH DAKOTA:

That Section 155.026 is hereby amended as follows:

That the following parcel is hereby rezoned from the R-1 Residential District to the R-2 Residential District and the official zoning map referred to in Section 155.026 of the 2008 Revised Ordinances of the City of Vermillion is amended to include such land in the R-2 Residential District:

The S 49' of Lot 3 and all of Lots 4,8,9 & 10 Block 1 Russo 1st Addition and Lots 1,2,3,4,5,6,9,10,11,12,13 & 14 Block 1 Urup's Addition.

Dated at Vermillion, South Dakota this 4th day of August 2014.

THE GOVERNING BODY OF THE CITY
OF VERMILLION, SOUTH DAKOTA

By _____
John E. (Jack) Powell, Mayor

ATTEST:

By _____
Michael D. Carlson, Finance Officer

Adoption of the Ordinance was seconded by Alderman Collier-Wise. 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, Erickson-Y, Holland-Y, Clarene Meins-Y, Holly Meins-Y, Price-Y, Ward-Y, Willson-Y, Mayor Powell-Y.

Motion carried 9 to 0. Mayor Powell declared that the Ordinance has been adopted and directed publication thereof as required by law.

Harlow Hatle, 2022 Augusta, an owner of some of the property that was just rezoned, thanked the Council for correcting the zoning. Mr. Hatle stated that he had sent letters to the City Council concerning the property codes asking if they wanted to inspect his property but no one accepted his offer. He noted that codes are made by people and they need to look at how the code impacts property.

8. New Business

A. Request to close a portion of Rose Street from the southern corner of Coyote Village to the Dakota Dome parking lot for USD Tailgate Nation on September 6, September 20 and October 25, 2014 from 8:00 a.m. to 4:00 p.m.; October 11, 2014 from 9:00 a.m. to 5:00 p.m.; November 8,

2014 from 10:00 a.m. to 6:00 p.m.; and November 15, 2014 from 7:00 a.m. to 3:00 p.m. The request also includes the dedication of parking stalls along the east side of N. Dakota Street immediately south of the Dakota Dome service entrance for the parking of up to three visitor busses on the same days.

James Bandy, Sr. Associate Director of Athletics and Internal Operations, stated that the request is in two parts. The first being the closing of the portion of Rose Street from Coyote Village to the Dakota Dome parking lot on the six home football games and that second is to close off a few parking spaces on the east side of Dakota Street south of the Dakota Dome service entrance for visitor team bus parking. James reviewed a map of the Dakota Dome area noting the construction site south of the dome that will be fenced and closed off moving the tailgating area to the east side parking lots. With all the pedestrian traffic from the south, the request is to close a portion of Rose Street for their safety. Access to the dome will be from Taylor Street on the east and the north entrance from Dakota Street. The Rose Street closings are requested from 8:00 a.m. to 4:00 p.m. on September 6th, September 20th and October 25th; from 9:00 a.m. to 5:00 p.m. on October 11th; from 10:00 a.m. to 6:00 p.m. on November 8th; and from 7:00 a.m. to 3:00 p.m. on November 15th. James stated that, with the construction area south of the dome, the south player and student entrance will be closed. To make the drop off and pick up process more efficient for visiting teams, the request is to block off a portion of the east side of North Dakota Street parking just south of the dome service entrance for visiting team bus parking for the six home games. Discussion followed.

274-14

Alderman Ward moved approval of the temporary closing of the portion the Rose Street from Coyote Village north to the Dakota Dome parking lot from 8:00 a.m. to 4:00 p.m. on September 6th, September 20th and October 25th; from 9:00 a.m. to 5:00 p.m. on October 11th; from 10:00 a.m. to 6:00 p.m. on November 8th; and from 7:00 a.m. to 3:00 p.m. on November 15th and the blocking off a portion of the east side of North Dakota Street parking just south of the Dakota dome service entrance for visitor bus parking on the dates listed. Alderman Erickson seconded the motion. Motion carried 9 to 0. Mayor Powell declared the motion adopted.

B. Request to close a portion of N. Pine Street from E. Cedar Street to E. National Street for Alpha Phi Bid Day on Thursday, August 21, 2014 from 11:00 a.m. to Midnight

John Prescott, City Manager, reported that a request was received from Alpha Phi sorority for the closing of a block of Pine Street from Cedar

to National Street on August 21, 2014 from 11:00 a.m. to midnight. John stated that the request is included in the packet and that representatives from Alpha Phi are present to explain the request. Jessa Nath, representing Alpha Phi, explained the activities planned for the day noting that there will be 125 to 140 in attendance thus, for the safety of those attending, they are requesting the street closing. Jessa noted that the event will be from 5:00 p.m. to 9:00 p.m. so the street closing can be adjusted to 4:00 p.m. to 10:00 p.m. to allow time to setup and clean up.

275-14

Alderman Willson moved approval of the closing of Pine Street from Cedar to National Street on Thursday, August 21, 2014 from 4:00 p.m. to 10:00 p.m. Alderman Ward seconded the motion. Upon request, Jessa noted that they will be making contact with their neighbors to explain the street closing. Motion carried 9 to 0. Mayor Powell declared the motion adopted.

C. Resolution authorizing a General Obligation Bond for Prentis Park Master Plan Improvements

John Prescott, City Manager, reported that over the last year several steps have taken place with regard to replacing the Prentis Park pool and upgrading Prentis Park. John noted that the Prentis Park Master Plan was developed and adopted by the City Council in January 2014. John stated that in May staff presented ideas on funding the park improvements that consisted of using \$2 million of reserves, a General Obligation Bond which nets \$3 million and \$250,000 of grants/fundraising. At last meeting, the City Council authorized the preparation of the bond resolution for consideration at this meeting. John reported that the financing plan was presented at public meeting with the comments from the meeting included in the packet. John noted that the General Obligation Bond requires 60% voter approval at an election with the resolution calling for the election be combined with the November 4th General Election. John stated that the direction of the City Council was not to raise property taxes with the plan to repay the bond from a combination of second penny sales tax funds and the malt beverage mark up fee. John noted that the malt beverage mark up would be a separate ordinance that the City Council would need to consider. Discussion followed on the Master Plan and pool plan.

276-14

Alderman Willson introduced the following resolution and moved its adoption, which motion was seconded by Alderman Collier-Wise:

RESOLUTION DECLARING NECESSITY AND EXPEDIENCY
OF ISSUING BONDS AND SUBMITTING THE QUESTION OF
ISSUING BONDS TO THE VOTERS

BE IT RESOLVED, by the City Council of the City of Vermillion, South Dakota (the City), as follows:

1. It is hereby found, determined and declared that it is necessary and expedient for the City to issue and sell general obligation bonds in an aggregate principal amount not to exceed \$3,100,000, for the purpose of financing the acquisition and construction of Prentis Park Improvements to consist of a new swimming pool to replace the existing pool, parking lot, basketball courts and related improvements.

2. The question of issuing the bonds for the purpose set forth in Section 1 shall be submitted to the qualified City electors at the State of South Dakota general election, to be held on Tuesday, November 4, 2014, between the hours of 7:00 o'clock a.m. and 7:00 o'clock p.m.

3. The Finance Officer is hereby authorized to cause an official ballot to be prepared for the election in a quantity sufficient for use by absentee voters, for instructional purposes and for use by all voters. The official ballot shall be in substantially the following form, with such changes as Clay County (the "County") may deem necessary in order to conform with current rules applicable to forms of ballots:

OFFICIAL BALLOT
BOND ELECTION
CITY OF VERMILLION, SOUTH DAKOTA
November 4, 2014

Shall the City of Vermillion, South Dakota, issue its general obligation bonds in an aggregate principal amount not to exceed \$3,100,000, for the purpose of financing the acquisition and construction of Prentis Park Improvements to consist of a new swimming pool to replace the existing pool, parking lot, basketball courts and related improvements.

INSTRUCTIONS TO VOTERS: To vote on a ballot question FILL IN the oval (●) next to "Yes" or "No." A vote "Yes" is in favor of issuing the bonds and a vote "No" is against the issuing of bonds.

YES

SHALL THE ABOVE PROPOSITION BE
APPROVED AND THE BONDS ISSUED?

NO

4. The Finance Officer is hereby authorized and directed to publish the notice of election in all official newspapers of the City, once a week for two consecutive weeks prior to the date of the election, the second publication being not less than four nor more than 10 days prior to the election. The notice of election shall be in substantially the following form:

NOTICE OF BOND ELECTION
CITY OF VERMILLION, SOUTH DAKOTA

NOTICE IS HEREBY GIVEN, that a special municipal election called by the City of Vermillion, South Dakota, will be held in conjunction with the State of South Dakota general election on Tuesday, November 4, 2014, between the hours of 7:00 o'clock a.m. and 7:00 o'clock p.m. at the following precincts and polling places:

Vermillion City: All Precincts -----National Guard Armory
603 Princeton St., Vermillion

NOTICE IS FURTHER GIVEN, that at the special election the following proposition shall be submitted to the electors of the City:

Shall the City of Vermillion, South Dakota, issue its general obligation bonds in an aggregate principal amount not to exceed \$3,100,000, for the purpose of financing the acquisition and construction of Prentis Park Improvements to consist of a new swimming pool to replace the existing pool, parking lot, basketball courts and related improvements?

Shall the above proposition be approved and the bonds issued?

All duly qualified electors residing within the City are entitled to vote at said election at the polling places described above.

Dated: _____, 2014

BY ORDER OF THE CITY COUNCIL
/s/ Michael D. Carlson
Finance Officer

5. The Finance Officer is hereby authorized and directed to comply with the requirements of South Dakota law relating to said election, including, without limitation, the applicable provisions of Chapter 9-13, South Dakota Codified Laws.

6. The Finance Officer shall distribute or provide for the distribution to the election officials at each polling place all necessary and suitable supplies for conducting the said election.

7. The polling places set forth in the form of notice contained in paragraph 4 of this resolution are hereby designated as the polling places for said election as fully as though set forth and resolved herein, and the Finance Officer is hereby directed to designate or cause to be designated judges and clerks of election for said precincts and polling places.

8. The Finance Officer shall provide for or cause to be provided the registration of voters, including by notice pursuant to South Dakota Codified Laws, Section 12-4-5.2. The County Auditor of Clay County (the "County") is expected to prepare registration lists for the City, in accordance with South Dakota Codified Laws, Sections 12-4-10 and 12-4-24.

9. The election shall be conducted and the votes cast thereat shall be counted, certified and canvassed in the manner required by law, and this Council shall meet within 7 days after the date of the election for the purpose of making such canvass and taking such further action with reference to the bonds as shall then be deemed necessary and expedient.

10. Pursuant to South Dakota Codified Laws, Section 12-2-6, the City may, by agreement with the County, cause to be carried out any of the provisions hereof.

Upon vote being taken thereon, the following voted in favor hereof: Collier-Wise, Erickson, Holland, Clarene Meins, Holly Meins, Price, Ward, Willson, Mayor Powell

and the following voted against the same: None

Whereupon the resolution was declared duly passed and adopted, and was signed by the Mayor and attested by the Finance Officer.

Dated at Vermillion, South Dakota this 4th day of August, 2014.

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

(seal)

By _____
John E. (Jack) Powell, Mayor

ATTEST:

By _____
Michael D. Carlson, Finance Officer

D. Request to close High Street as it abuts the Fairgrounds immediately south of W. Cherry Street on Thursday, August 7 to August 10, 2014 from 7:00 a.m. to 5:00 p.m. for Clay County Fair

Mike Carlson, Finance Officer, reported that a request was received from the Clay County Fair Association to close High Street through the Fairgrounds from 7:00 a.m. Thursday, August 7th through 5:00 p.m. Sunday, August 10th for the Clay County Fair. Mike noted that the request is similar to previous years and that Jessica Kennedy, representing the Fair Board, was present to answer questions.

278-14

Alderman Collier-Wise moved approval of the closing of High Street through the Fairgrounds from 7:00 a.m. August 7th through 5:00 p.m. August 10th for the Clay County Fair. Alderman Holland seconded the motion. Motion carried 9 to 0. Mayor Powell declared the motion adopted.

E. Amendment to the Landfill baler building engineering services agreement

John Prescott, City Manager, reported that in February 2013 the City entered into a contract with HDR Engineering to design and perform professional engineering services for the landfill building that was destroyed in the fire. John noted that the contract has extended longer than what was originally estimated due to the need to bid twice and construction over the winter requiring more inspection. As such, HDR Engineering is requesting an amendment to the contract for the additional costs. John stated that the amendment proposed is for a \$9,056 increase in the contract for the building project to a total of \$138,781. Discussion followed.

279-14

Alderman Holland moved approval of amending the contract with HDR Engineering for engineering services for the landfill building in the amount of \$9,056 for an amended contract total of \$138,781. Alderman Erickson seconded the motion. Motion carried 9 to 0. Mayor Powell declared the motion adopted.

F. Presentation of the proposed 2015 budget

John Prescott, City Manager, stated that the 2015 Proposed Budget was included in the binder placed at each seat at the Council table. John stated that the budget utilizes conservative fiscal principals to

develop a plan of action for 2015. John stated that the proposed budget will be reviewed during budget session scheduled for August 11th and 14th starting at 5:15 p.m. in the large conference room on second floor of City Hall. John noted that the Prentis Park Master plan funding was not included in the budget as the election will be on the 4th day of November. John reviewed some of the major items included in the budget. Discussion followed.

280-14

Alderman Collier-Wise moved to acknowledge receipt of the 2015 proposed budget. Alderman Willson seconded the motion. Motion carried 9 to 0. Mayor Powell declared the motion adopted.

G. Combined Election agreement for November General Election

Mike Carlson, Finance Officer, reported that the General Obligation Bond Resolution adopted earlier on the agenda requires an election to be approved. As the General Election is November 4th, it would be advantageous for the election to be combined thus the citizens do not need to go to the polls twice. Mike noted that, for the City to combine with the general election, an agreement is needed with the County. The agreement proposed is the same terms as used in May 2014 with the cost to the City of \$2,600. Mike noted that the combined elections have provided for a higher voter turnout. Mike recommended adoption of the agreement.

281-14

Alderman Willson moved approval of the combined election agreement with Clay County for the City General Obligation Bond election to be included with the November 4th general election. Alderman Clarene Meins seconded the motion. Motion carried 9 to 0. Mayor Powell declared the motion adopted.

9. Bid Openings

A. Fuel Quotes

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

Item 1 - 4,350 gal unleaded 10% ethanol: Stern Oil \$2.9982, Brunick's Service \$3.03; Item 2 - 1,000 gal unleaded regular: Stern Oil \$3.2607, Brunick's Service \$3.32; Item 3 - 3,000 gal No. 2 Diesel fuel dyed: Stern Oil \$3.1271, Brunick's Service \$3.21; Item 5 - 1,000 gal No. 2 diesel fuel-clear: Stern Oil \$3.3806, Brunick's Service \$3.47

282-14

Alderman Willson moved approval of the low quote of Stern Oil on all items. Alderman Collier-Wise seconded the motion. Discussion followed. Motion carried 9 to 0. Mayor Powell declared the motion adopted.

10. City Manager's Report

A. John wanted to remind citizens that Market Street will be closed for a half block south of Main Street, Thursday, August 7th from 5:00 p.m. to 8:00 p.m. for Thursdays on the Platz.

B. John reported on the approval of a raffle for the Vermillion After Prom Committee who will be selling tickets at \$5 each or 3 for \$10 from August 22nd to November 8th with the prize being the use of a USD skybox for the November 15th football game.

D. John reminded Council members of the budget meetings on Monday, August 11th and Thursday, August 14th starting at 5:15 p.m. in the large conference room.

E. John stated that the City Update will be coming out in the Equalizer this week.

11. Invoices Payable

283-14

Alderman Willson moved approval of the following invoices:

| | | |
|---------------------|----------------------------|--------|
| JOHN POWELL | MEAL/MILEAGE REIMBURSEMENT | 122.00 |
| UNIVERSITY CLEANERS | PROFESSIONAL SERVICES | 30.00 |

Alderman Collier-Wise seconded the motion. Mayor Powell and Alderman Clarene Meins requested to abstain. Motion carried 7 to 0. Mayor Powell declared the motion adopted.

284-14

Alderman Willson moved approval of the following invoices:

| | | |
|-----------------------------|------------------------|-----------|
| ACTION ELECTRIC CO. | I-29 LIGHT POLE | 4,955.00 |
| ADAPCO, INC | SUPPLIES | 1,246.90 |
| AMERICAN BUS CORP. | OUT & ABOUT ADVENTURES | 917.38 |
| APPEARA | SUPPLIES | 54.27 |
| ARAMARK UNIFORM SERVICES | UNIFORM CLEANING | 220.00 |
| ARGUS LEADER MEDIA #1085 | SUBSCRIPTION | 48.00 |
| AVERA QUEEN OF PEACE HEALTH | TESTING | 569.40 |
| AWWA | MEMBERSHIP DUES | 174.00 |
| BAKER & TAYLOR BOOKS | BOOKS | 1,179.15 |
| BANNER ASSOCIATES, INC | PROFESSIONAL SERVICE | 12,238.62 |

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| BARRY BRATTEN | SAFETY BOOTS REIMBURSEMENT | 40.00 |
| BCBS OF ILLINOIS | REFUND AMBULANCE PAYMENT | 124.62 |
| BIERSCHBACH EQPT & SUPPLY | SUPPLIES | 620.70 |
| BLACKSTONE AUDIO INC | BOOKS | 300.00 |
| BORDER STATES ELEC SUPPLY | PARTS | 581.20 |
| BOUND TREE MEDICAL, LLC | SUPPLIES | 1,727.73 |
| BRANDON HANSEN | REIMBURSE SUPPLIES | 14.13 |
| BROADCASTER PRESS | ADVERTISING | 75.00 |
| BROCK WHITE CO | SUPPLIES | 7,513.00 |
| BRUNICKS SERVICE INC | PROPANE | 180.00 |
| BUTCH'S PROPANE INC | REPAIRS | 260.00 |
| BUTLER MACHINERY CO. | PARTS | 1,080.69 |
| CAM COMMERCE | PRINTER | 572.62 |
| CAMPBELL SUPPLY | SUPPLIES | 2,150.79 |
| CASK & CORK | MERCHANDISE | 972.83 |
| CENTER POINT LARGE PRINT | BOOKS | 178.99 |
| CENTURY BUSINESS LEASING | COPIER CONTRACT | 138.25 |
| CENTURY BUSINESS PRODUCTS | COPIES | 111.01 |
| CENTURYLINK | TELEPHONE | 741.48 |
| CHEMCO, INC | SUPPLIES | 361.80 |
| CHERRY STREET GRILLE | ROLLS | 21.00 |
| CHESTERMAN CO | SUPPLIES | 2,204.62 |
| CITY OF VERMILLION | COPIES/POSTAGE | 1,750.68 |
| CITY OF VERMILLION | UTILITY BILLS | 38,615.33 |
| CLAY RURAL WATER SYSTEM | WATER USAGE/PVC PIPE | 139.80 |
| COFFEE KING, INC | SUPPLIES | 57.75 |
| COLONIAL LIFE ACC INS. | INSURANCE | 3,347.65 |
| COMMERCIAL LIGHTING | SUPPLIES | 180.57 |
| CONCRETE MATERIALS | GOLF SAND | 881.69 |
| CONTINENTAL RESEARCH CORP | CHEMICALS | 1,765.19 |
| COYOTE CONVENIENCE | FUEL | 15.68 |
| CULLIGAN WATER | BOTTLED WATER | 76.00 |
| DAKOTA BEVERAGE | MERCHANDISE | 7,855.33 |
| DAKOTA PC WAREHOUSE | PROFESSIONAL SERVICES | 376.93 |
| DAKOTA SUPPLY GROUP | PARTS | 243.89 |
| DANIELS RESIDENTIAL INC | BALER BUILDING | 126,225.00 |
| DANKO EMERGENCY EQUIPMENT | SUPPLIES | 895.88 |
| DEAR READER.COM | SUBSCRIPTION | 550.00 |
| DELTA DENTAL PLAN | INSURANCE | 6,446.48 |
| DEMCO | SUPPLIES | 109.31 |
| DENNIS MARTENS | MAINTENANCE | 833.34 |
| DEPT OF PUBLIC SAFETY | TELETYPE SERVICE | 3,090.00 |
| DEPT OF REVENUE | TESTING | 182.00 |

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| DEREK RONNING | FITNESS MEMBERSHIP | 175.00 |
| DGR ENGINEERING | PROFESSIONAL SERVICES | 6,572.44 |
| DIAMOND VOGEL PAINTS | TRAFFIC PAINT | 5,185.60 |
| DUST TEX | MATS | 80.00 |
| E.A SWEEN COMPANY | SUPPLIES | 78.70 |
| EARTHGRAINS BAKING CO'S INC | SUPPLIES | 189.66 |
| ECHO ELECTRIC SUPPLY | SUPPLIES | 939.74 |
| ELECTRONIC ENGINEERING | PARTS | 768.40 |
| FARMER BROTHERS CO. | SUPPLIES | 56.90 |
| FASTENAL COMPANY | PARTS | 16.45 |
| FEDEX. | SHIPPING | 22.94 |
| FOOT-JOY | MERCHANDISE | 132.15 |
| FOREMAN MEDIA | COUNCIL MTG | 100.00 |
| FOUR WINDS INTERACTIVE | ANNUAL MAINTENANCE | 381.00 |
| GALE | BOOKS | 268.74 |
| GALLS INCORPORATED | POLICE UNIFORMS | 1,336.80 |
| GEOTEK ENGINEERING | TESTING | 600.00 |
| GRAYMONT CAPITAL INC | CHEMICALS | 3,766.56 |
| GREGG PETERS | FREIGHT | 1,238.25 |
| GREGG PETERS | RENT | 937.50 |
| GUARANTEE OIL CO INC | OIL | 835.80 |
| HACH CO | SUPPLIES | 427.40 |
| HANDER INC. PLMG & HTG | WASTEWATER BOILER | 24,464.25 |
| HARTINGTON TREE LLC | STUMP GRINDING | 3,135.00 |
| HAUGER YARD/SNOW SERVICE | MOWING | 128.00 |
| HAWKINS INC | CHEMICALS | 3,795.48 |
| HD SUPPLY WATERWORKS | SUPPLIES | 11,809.08 |
| HDR ENGINEERING, INC | PROFESSIONAL SERVICES | 6,082.70 |
| HENDERSONS ULTIMATE CAR WASH | CAR WASH CARD | 100.00 |
| HERREN-SCHEMPP BUILDING | REPAIRS | 35.55 |
| HY VEE FOOD STORE | SUPPLIES | 232.29 |
| INDEPENDENCE WASTE | WASTE HAULING/TOILET RENTAL | 1,758.40 |
| INGRAM | BOOKS | 2,322.72 |
| INTELLI TRACK | ANNUAL SUPPORT | 495.00 |
| INTERNATIONAL CODE COUNCIL | PUBLICATION | 151.01 |
| JACKS UNIFORM & EQPT | SUPPLIES | 1,224.00 |
| JERRY SANDY | GOLF FEES REFUND | 181.00 |
| JOE GLENN | GOLF FEES REFUND | 1,084.37 |
| JOHN A CONKLING DIST. | MERCHANDISE | 7,026.85 |
| JOHNSON BROTHERS FAMOUS BRANDS | MERCHANDISE | 13,613.35 |
| JOHNSON CONTROLS | MAINTENANCE/REPAIRS | 950.13 |
| JONES FOOD CENTER | SUPPLIES | 770.75 |
| JONES FOOD CENTER | OUT & ABOUT ADVENTURES | 247.05 |

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| KALINS INDOOR COMFORT | REPAIRS | 959.25 |
| KARSTEN MFG CORP | MERCHANDISE | 169.63 |
| LAYNES WORLD | SUPPLIES | 540.00 |
| LESSARD CONTRACTING | LANDFILL CELL 5 | 231,688.80 |
| LINCOLN REPUBLIC INSURANCE | INSURANCE | 477.58 |
| LINDA CALLEJA | MILEAGE REIMBURSEMENT | 70.67 |
| LOCATORS AND SUPPLIES, INC | SUPPLIES | 147.90 |
| LOIS HALVERSON | VANILLA BODY SPRAY | 16.74 |
| LSC ENVIRONMENTAL PRODUCTS | EQUIPMENT RENTAL | 2,200.00 |
| MAGUIRE IRON, INC | WATER STORAGE IMP | 88,455.18 |
| MART AUTO BODY | TOWING | 225.00 |
| MARTY GILBERTSON | REPAIRS | 280.50 |
| MATHESON TRI-GAS, INC | SUPPLIES | 123.26 |
| MATTHEW R. FAIRHOLM, PH.D | PROFESSIONAL SERVICES | 250.00 |
| MCCULLOCH LAW OFFICE | PROFESSIONAL SERVICES | 1,056.00 |
| MEAD LUMBER | SUPPLIES | 183.35 |
| MENARDS | SUPPLIES | 524.65 |
| MERRICK INDUSTRIES | PARTS | 3,245.90 |
| MICHELLE KOLLER | MILEAGE REIMBURSEMENT | 105.00 |
| MICRO MARKETING LLC | BOOKS | 54.99 |
| MIDWEST ALARM CO | ALARM MONITORING | 126.00 |
| MIDWEST BUILDING MAINTENANCE | MAT SVC | 396.70 |
| MIDWEST TURF & IRRIGATION | PARTS | 563.56 |
| MIDWEST WHEEL COMPANIES | PARTS | 234.33 |
| MINN MUNICIPAL UTILITY ASSOC | 3RD QTR SAFETY MGMT PROGRAM | 5,770.00 |
| MISSOURI VALLEY MAINTENANCE | REPAIRS | 1,628.00 |
| MOTION PICTURE LICENSING CO. | LICENSE | 169.34 |
| MSC INDUSTRIAL SUPPLY CO | SUPPLIES | 208.80 |
| MURPHS APPLIANCE & TV INC | DISHWASHER | 374.00 |
| NATIONAL MUSIC MUSEUM | CONTRIBUTION | 15,000.00 |
| NCL OF WISCONSIN, INC | SUPPLIES | 311.40 |
| NETSYS+ | PROFESSIONAL SERVICES/REPAIRS | 4,222.89 |
| NEW YORK LIFE | INSURANCE | 84.02 |
| NEWMAN TRAFFIC SIGNS | SUPPLIES | 676.02 |
| NIKE INC | MERCHANDISE | 2,258.55 |
| OASIS INN | LODGING | 367.96 |
| OFFICE OF WEIGHTS & MEASURES | TESTING | 92.00 |
| OFFICE SYSTEMS CO | COPIER CONTRACT/COPIES | 703.81 |
| OPTIC FUEL CLEAN, INC | PROFESSIONAL SERVICES | 1,361.25 |
| PAT WINGEN | REFUND FEES | 189.00 |
| PCC, INC | COMMISSION | 689.40 |
| PEDERSEN MACHINE INC | PARTS | 304.59 |
| PITNEY BOWES, INC | SUPPLIES | 61.19 |

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| PRECISION LAWN CARE | MOWING | 175.00 |
| PRESSING MATTERS | SUPPLIES | 430.50 |
| PRESTO-X-COMPANY | INSPECTION/TREATMENT | 94.60 |
| PRINT SOURCE | ADVERTISING | 911.65 |
| PUMP N PAK | FUEL | 75.73 |
| QUALITY MOTORS | REPAIRS | 77.25 |
| QUEEN CITY WHOLESALE | MERCHANDISE | 980.92 |
| QUILL | SUPPLIES | 1,833.04 |
| RACOM CORPORATION | ANTENNA/REPEATER INSTALLATION | 4,057.43 |
| RANDOM HOUSE, INC | BOOKS | 117.75 |
| RANDY VOSS | PROFESSIONAL SERVICES | 610.00 |
| RASMUSSEN MOTORS, INC | PARTS | 146.70 |
| RAWLINS MUNICIPAL LIBRARY | BOOKS | 11.99 |
| RECORDED BOOKS, INC | BOOKS | 396.00 |
| RECREATION SUPPLY CO. | SUPPLIES | 229.80 |
| REINHART FOODSERVICE, LLC | SUPPLIES | 1,914.03 |
| REPUBLIC NATIONAL DIST | MERCHANDISE | 19,169.45 |
| RIBS, RODS & ROCK N' ROLL | SPONSORSHIP | 5,000.00 |
| RUNGE ENTERPRISES, INC | NORBECK STREET IMPROVEMENTS | 184,632.81 |
| SANFORD PATIENT FINANCIAL | SUPPLIES | 244.42 |
| SANITATION PRODUCTS | PARTS | 3,963.65 |
| SCHAEFFER MFG. CO | SUPPLIES | 638.40 |
| SD LIBRARY ASSOCIATION | REGISTRATION | 380.00 |
| SD ONE CALL | LOCATES | 495.60 |
| SD RETIREMENT SYSTEM | CONTRIBUTIONS | 51,410.67 |
| SD SOLID WASTE MANAGEMENT | DUES/REGISTRATION | 760.00 |
| SDN COMMUNICATIONS | COMMUNICATION EQUIPMENT | 1,019.24 |
| SERVALL TOWEL & LINEN | TOWELS | 16.80 |
| SPECIAL T'S AND MORE | LOGO/NAME | 24.00 |
| STANDARD READY MIX CONCRETE | PEA ROCK | 151.11 |
| STERN OIL CO. | OIL | 1,261.04 |
| STEWART OIL-TIRE CO | REPAIRS | 477.95 |
| STRACHAN SALES, INC | REPAIRS | 278.17 |
| STUART C. IRBY CO. | SUPPLIES | 1,641.00 |
| STURDEVANTS AUTO PARTS | PARTS | 723.18 |
| SUE FRENCH | MICKELSON STREET CONSTRUCTION | 30,822.54 |
| TAPCO | SUPPLIES | 673.00 |
| TAYLOR MADE | MERCHANDISE | 2,697.36 |
| TESTAMERICA LABORATORIES | PROFESSIONAL SERVICES | 4,016.13 |
| THATCHER COMPANY | SODA ASH | 13,574.88 |
| THE ACTIVE NETWORK, INC | SETUP SITE | 1,200.00 |
| TITLEIST DRAWER CS | MERCHANDISE | 2,179.69 |
| TOPKOTE INC | CHIP SEALING | 64,266.39 |

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| TRUE VALUE | SUPPLIES | 501.02 |
| TSP, INC | PROFESSIONAL SERVICES | 5,394.22 |
| TURNER PLUMBING | WTR MAIN REPLACEMENT | 38,059.75 |
| TWIN CITY HARDWARE | LOCK SUPPLIES | 205.54 |
| UNITED WAY | CONTRIBUTIONS | 458.46 |
| USA BLUEBOOK | SUPPLIES | 623.04 |
| VAN DIEST SUPPLY CO | SUPPLIES | 4,262.00 |
| VERIZON WIRELESS | CELL PHONES | 1,606.59 |
| VERMILLION ACE HARDWARE | SUPPLIES | 2,185.56 |
| VERMILLION ROTARY CLUB | DUES/MEALS | 153.75 |
| VISA/FIRST BANK & TRUST | FUEL/LODGING/SUPPLIES | 3,699.79 |
| WAL-MART COMMUNITY | SUPPLIES | 1,122.82 |
| WALT'S HOMESTYLE FOODS, INC | SUPPLIES | 222.20 |
| WESCO DISTRIBUTION, INC | METERS/SUPPLIES | 13,962.44 |
| WEST GROUP PAYMENT CENTER | SUBSCRIPTION | 184.75 |
| WESTERN IOWA TECH | REGISTRATION | 75.00 |
| WESTERN OFFICE TECHNOLOGIES | REPAIRS | 124.95 |
| WILLSON FLORIST | FLORAL ARRANGEMENT | 52.95 |
| WITTEK | MERCHANDISE | 983.24 |
| WOW! BUSINESS | 911 CIRCUIT | 1,415.45 |
| YANKTON FIRE & SAFETY | EXTINGUISHERS | 190.00 |
| YANKTON JANITORIAL SUPPLY | SUPPLIES | 569.65 |
| YANKTON WINNELSON CO | SUPPLIES | 214.45 |
| ZEE MEDICAL SERVICE | SUPPLIES | 226.65 |
| ZIMCO SUPPLY CO | SUPPLIES | 191.00 |
| ZOLL MEDICAL CORPORATION | REPAIRS | 1,122.02 |
| MARGARET BIERLE | BRIGHT ENERGY REBATE | 10.00 |
| OMPRAKASH THANGAVELU | BRIGHT ENERGY REBATE | 100.00 |
| KEITH PEARSON | BRIGHT ENERGY REBATE | 400.00 |
| DAVE STAMMER | BRIGHT ENERGY REBATE | 275.00 |
| TODD BREVIK | BRIGHT ENERGY REBATE | 275.00 |

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

12. Consensus Agenda - None

13. Adjourn

285-14

Alderman Clarene Meins moved to adjourn the Council Meeting at 8:05 p.m. Alderman Collier-Wise seconded the motion. Motion carried 9 to 0. Mayor Powell declared the motion adopted.

Dated at Vermillion, South Dakota this 4th day of August, 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 _____.