

Unapproved Minutes
Council Special Session
December 7, 2015
Monday 12:00 noon

The special session of the City Council, City of Vermillion, South Dakota was held on Monday, December 7, 2015 at 12:00 noon at the City Hall second floor large conference room.

1. Roll Call

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

Absent: Holly Meins

2. Educational Session - MRES S-1 Agreement Amendment #5- Joni Livingston

Joni Livingston, Director of Member Services and Communications for Missouri River Energy Services (MRES), the City's supplemental power supplier, provided some background of the creation of the joint action agency (MRES) noting that the S-1 Agreements are support for debt issued for MRES. Joni noted that Western Area Power Administration (WAPA) joining the Southwest Power Pool (SPP) forced MRES to also join the SPP to continue to provide the services to its members. The SPP regulates the transmission of power along the Integrated System and also the generation facilities in the SPP area. Joni stated that, in the short term, these new agreements will be increasing the transmission costs to the members in the SPP region but, in the long term, it is hoped that the benefits will cover the increased costs. Joni reviewed the changes contained in the S-1 Agreement Amendment #5 that are to reflect the financial markets, separate power supply from the transmission, adjust the transmission rates, and extend the term from 2046 to 2057. Joni reviewed the steps needed for the approval of the agreement noting that they plan is to have amendments approved by the 60 members by March 1, 2016. Joni answered questions of the City Council on the S-1 Agreement Amendment.

3. Educational Session - Northeast Substation project update - Mark Koller

Mark Koller, Electric Superintendent, reported that the City Council approved the engineering for the northeast substation in the 2015 revised and 2016 budgets. Mark reviewed the proposed location of the substation and the routing of the transmission line to serve the substation. Mark stated that this route has been discussed with the

County Commissioners and the adjoining property owners. Jose Dominguez, City Engineer, reviewed the timeline for the project noting that the engineering is currently in progress and it is anticipated the major components for the project will be bid in August or September 2016 for delivery in early 2017. Jose stated that the current estimate of the cost for the project is \$5,000,000. The construction contract will be awarded in early 2017 for construction to start in April 2017 with completion by December 2017. Mark and Jose noted that they wanted to update the City Council on the status of the project and answered questions of the City Council.

4. Briefing on the December 7, 2015 City Council Regular Meeting

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

5. Adjourn

351-15

Alderman Ward moved to adjourn the Council special session at 1:01 p.m. Alderman Price seconded the motion. Motion carried 8 to 0. Mayor Powell declared the motion adopted.

Dated at Vermillion, South Dakota this 7th day of December, 2015.

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
December 7, 2015
Monday 7:00 p.m.

The regular session of the City Council, City of Vermillion, South Dakota was called to order on December 7, 2015 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, Student Representative Ireland

2. Pledge of Allegiance

3. Minutes

A. Minutes of November 16, 2015 Special Meeting, November 16, 2015 Regular Meeting

352-15

Alderman Willson moved approval of the November 16, 2015 Special Meeting and November 16, 2015 Regular Meeting minutes. Alderman Price seconded the motion. Motion carried 9 to 0. Mayor Powell declared the motion adopted.

4. Adoption of Agenda

353-15

Alderman Price moved approval of the agenda. Alderman Willson seconded the motion. Motion carried 9 to 0. Mayor Powell declared the motion adopted.

5. Visitors to be Heard - None

6. Public Hearings

A. Annual liquor and wine license renewals

Mike Carlson, Finance Officer, reported that this was the time set for the public hearing for the annual liquor and wine license renewals. Mike stated that the notice of hearing and the Police Chief's report are included in the packet. From the police report, there are three license holders that had failed a compliance check and one that had a selling after hour's violation. As required by ordinance, a management plan from Augustus Management for Howlers, Old Lumber Company, Maya Jane's and Charcoal Lounge are included in the packet. Mike read the list of license applications requesting renewal.

Mike noted that, for City Council actions, the Council may first want to consider the renewal of the retail on-sale liquor license for the Old Lumber Company, Inc for the Old Lumber Company Bar and Grill at 15 Court Street. Mike stated when the license was transferred from John Grunewaldt to the Old Lumber Company, Inc in April 2012, as well as the previous renewals, the license had the following condition "interior of the building, at said location". The City Council will need to consider if it wants to continue to restrict the license to the interior of the

building. The second action would be to consider the renewal of the balance of the on-sale retail liquor licenses, on-off sale wine licenses and municipal package off sale license. Mike noted that, if not approved, the reason for the denial must be stated.

354-15

Alderman Willson moved approval of the renewal of the on-sale retail liquor license for the Old Lumber Company, Inc for the Old Lumber Company Bar and Grill at 15 Court Street with the restriction that the license is for the interior of the building at 15 Court Street. Alderman Ward seconded the motion. Motion carried 9 to 0. Mayor Powell declared the motion adopted.

355-15

Alderman Collier-Wise moved approval of the renewal of the following licenses: Re-issuance of On-Sale-Retailer Liquor: Bebee Street II, LLC. - Carey's Bar at 18 West Main; Charcoal Lounge, Inc. - Charcoal Lounge at 6 & 8 East Main; Leo's Sports Bar & Grill, LLC - Leo's Lounge at 11 South Market; Fraternal Order of Eagles - Eagles Club 2421 at 114 West Main; Bunyan's, LLC - Bunyan's at 1201 West Main; Main Street Pub, Inc. - Main Street Pub at 11 West Main; City of Vermillion - The Bluff's Golf Course at 2021 East Main; Maya Jane's, Inc. - Maya Jane's at 9 W Main; J.N.J. Management, Inc. - The Road House at 911 East Cherry; Red Steakhouse, Inc - Red Steakhouse at 1 East Main Street; Old Lumber Company, Inc. - Old Lumber Company Bar & Grill at 15 Court St; Augustus Management, LLC - Howler's Bar & Grill at 912 North Dakota ; Re-issuance of Retail On-Off Sale Wine: Mexico Viejo, Inc - Mexico Viejo Mexican Restaurant 432 E Cherry; Blue Inc - Little Italy's at 831 East Cherry; HyVee Food Stores Inc - HyVee at 525 West Cherry Street; Silk Road Café, Inc - Silk Road Café at 12 West Main Street; Wal-Mart Stores, Inc. - Wal-Mart #3734 at 1207 Princeton Street; Café Brule, Inc - Café Brule at 24 West Main; Red Steakhouse, Inc - Red Steakhouse at 1 East Main Street; Sunset Oil, Inc - Lucky Seven Casino at 629 Stanford St Suite C; Varsity Pub, LLC - The Varsity at 113 East Main Street; Re-issuance of Municipal Off-Sale Package Liquor: City of Vermillion Municipal Liquor Store at 826 Cottage. Alderman Ward seconded the motion. Motion carried 9 to 0. Mayor Powell declared the motion adopted.

7. Old Business - None

8. New Business

A. Pool Plans acceptance and set a bid opening date

Jim Goblirsch, Parks and Recreation Director, reported that in January 2014 the Vermillion City Council adopted the Prentis Park Master Plan.

Jim noted that in developing the Master Plan it was noted that the Prentis Park municipal swimming pool has outlived its functional lifespan and is in need of replacement. Jim stated that in the spring of 2014 City staff entered into an agreement with Burbach Aquatics as the engineer to design, prepare and review bid documents and for construction administration of a new swimming pool. Jim reported that the citizens voted on November 4, 2014 on a \$ 3.1 million dollar general obligation bond for Prentis Park improvements which passed by 75% to 25%. Jim noted that over the course of 2015 City staff has been working with the architect to develop plans and specifications for the Prentis Park Municipal pool as well as other park renovations. Jim stated that the proposed project will include the demolition of the existing pool, replacing it with a more modern family style water park with amenities such as a lazy river, zero depth entry, shade structures, and two large slides. Jim stated that in addition, a parking lot, basketball courts and walking paths will be adjacent to the new pool that are outside of the pool contract. Jim reported that some infrastructure work is performed by City staff to avoid contractor costs and architect markup. Jim stated that City staff has or will perform items such as electrical, waste water, and new water service, landscaping or similar items to help reduce the cost of the contractor's bid and related fees. Jim reported on the funding proposed for the project. Jim introduced Dave Burbach with Burbach Aquatics, Inc. the architect for the pool project.

Dave Burbach reported that plans and specifications are being finalized and reviewed the process his firm uses for such projects. Dave stated that in early January there will be a meeting for local contractors and suppliers to explain the project and to encourage them to participate in areas that they can as contractors/subcontractors and suppliers to make sure locals understand they can have a part in the project. Dave stated that plans and specifications will be distributed to potential bidders noting that a pre bid meeting will be held about two weeks prior to the February 18, 2016 bid opening to answer any questions and address any issues by bidders. Dave stated that the project will be broken down into three prime contracts being pool construction, pool mechanical and general construction. Dave answered questions of the City Council on the project.

356-15

Alderman Erickson moved approval of the plans for the Prentis Park Municipal pool and renovation and the setting of a bid opening date of Thursday, February 18, 2016 at 2:00 p.m. Alderman Collier-Wise seconded the motion. Motion carried 9 to 0. Mayor Powell declared the motion adopted.

B. Professional Services Agreement with Confluence for design of conceptual downtown streetscape improvements

Jose Dominguez, City Engineer, reported that through the downtown sidewalk repair project and the proposed improvements to the intersection of Main and Center/Court, the City received several inquiries about the possibility of having a larger downtown project. Jose noted that the City Council has adopted the goals from the 2004 Streetscape Plan as a guide for any projects in the downtown area and authorized the application for a grant with the State that could be utilized on sidewalk improvements. Jose stated that the City created the Downtown Public Facilities Committee in October 2015 to come up with a conceptual plan for the downtown area that has already met four times to discuss what the downtown area could look like with some improvements. Jose noted that in order to develop said plan staff recommends entering into a contract for professional services with Confluence. Jose noted that Confluence is a firm of landscape architects that has worked on several downtown streetscape (most notably the City of Sioux Falls Phillips Avenue area).

Jose stated that, due to the possibility of the City receiving a grant to complete a portion of the downtown sidewalk project, a schedule requiring the design to be completed in 2016 is required. Jose noted that because of the tight schedule the committee has already met once with Confluence who is already in the process of developing the conceptual plan for the downtown area. Jose stated that it should be noted that the plan developed by Confluence will also be used for the improvements at the intersection of Main and Center/Court which is a different project. Jose stated that the contract with Confluence would be split into three phases: analysis and synthesis, development of the master plan, and final master plan. Jose reported that the original cost for hiring a landscape architect was estimated at \$20,000; however, the agreement presented is for \$32,500. Jose noted that the new cost is for a larger area, at the request of the committee, than what was originally planned and also includes the possibility of having several meetings and renderings but is hourly, not to exceed the aforementioned amount. Discussion followed on what the downtown businesses want for the downtown area and how much will it cost. John Prescott, City Manager, stated that a plan will be needed to show the property owners what improvements are being included and to develop an estimated cost of the proposed project. Discussion followed on the amount of the contract and if the committee can be updated as the plan is developed.

357-15

Alderman Willson moved approval of the professional services contract with Confluence for the Vermillion Downtown Streetscape Planning with a

phased reporting on the project. Alderman Collier-Wise seconded the motion. Motion carried 7 to 2. Mayor Powell declared the motion adopted.

C. Resolution adjusting water rates

Mike Carlson, Finance Officer, reported that during the 2016 budget process it was proposed to adjust water by 2% to generate additional revenue to meet the increased operating costs of the water utility. Mike noted that the bond resolution for the water treatment plant improvements, which created the surcharge fee, requires that it be reviewed annually and adjusted so that it generates revenue equal to 1.10% of the principal and interest payments. Mike stated that the water rates were last adjusted in January 2015 by 2.5% to meet the debt service requirements for the water tower. Mike reported that the proposed rate resolution is an overall increase of 2% that is projected to generate \$36,800 in additional revenues for the water fund based upon the same water usage for 2016 as 2015. Mike stated that the monthly billing for an average residential customer using 690 cubic feet of water per month would change from \$29.31 to \$29.95 or an increase of \$0.64 cents per month. Mike noted that the resolution will have the new rates go into effect with the billing after January 1, 2016 so it will be with the bill sent out the end of January due February 10, 2016. Discussion followed.

358-15

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

RESOLUTION
AMENDING WATER RATES FOR 2016

WHEREAS Section 53.075 of Title V Public Works of the 2008 Revised Ordinances of the City of Vermillion allows the City Council to establish water rates.

BE IT HEREBY RESOLVED by the Governing Body of the City of Vermillion, South Dakota, at a regular meeting thereof in the Council Chambers of said City at 7:00 p.m. on the 7th day of December, 2015, that water rates be established or changed as follows:

a) Meter Service Charge per billing:

(1) Residential

<u>Meter Size (inches)</u>	<u>Service Charge</u>
¾	\$ 14.63
1	26.97
1 ½	50.26

2	77.43
3	151.91
4	236.24
6	466.22

The above rates include a surcharge fee defined below.

(2) Apartment house and trailer courts per billing:

Meter Size (inches)	Service Charge
1	26.97
1 ½	50.26
2	77.43
3	151.91
4	236.24
6	466.22

The above rates include a surcharge fee defined below.

In addition an apartment or trailer charge as follows shall be assessed for each apartment or trailer unit over one (1) connected to a master meter. The listed rate includes a surcharge fee defined below.

Additional units \$ 4.02

(3) Commercial and industrial per billing:

Meter Size (inches)	Service Charge
¾	\$ 14.63
1	26.97
1 ½	50.26
2	77.43
3	151.91
4	236.24
6	466.22

The above rates include a surcharge fee defined below.

An additional charge as follows shall be assessed for each commercial or industrial unit over one (1) connected to a master meter. The listed rate includes a surcharge fee defined below.

Additional units \$ 4.02

b) Water Charge: In addition to the meter charges mentioned in subsection (a) above there shall be the charge as follows per 100 cubic feet of all water used:

Water Charge \$ 2.22

Outside City Limits: All customers residing outside the city limits of the City of Vermillion, South Dakota shall pay 1.5 times the aforesaid rates.

c) Bulk Water Rate: Bulk water rates shall be the per gallon charge as follows:

Bulk Water \$.005856

d) Debt Service Surcharge Fees: There is hereby established and imposed, pursuant to the authority of SDCL ch. 9-40, a surcharge upon the water service in the City of Vermillion. The surcharge shall apply to all classes of customers listed in subsection (a) above. The debt service surcharge is a special charge for the use of the water plant improvements and is pledged to the South Dakota Conservancy District for the payment of the loan payments on the 2005 Drinking Water State Revolving Fund Loan. The City does hereby establish the debt service surcharge fees for each customer of its System who received or benefits from the Project or services of the Project. Such allocation shall be set at a level which, assuming a ten percent (10%) delinquency rate, will produce income at the times and in amounts sufficient to pay when due the principal of and interest on the borrower 2005 bonds and the administrative expense surcharges and all other payments as may be required under the loan agreement. The charges shall be reviewed annually by city personnel and administratively adjusted, upwards or downwards, pursuant to SDCL 9-40-15.1 and 9-40-15 to such amounts as may be necessary to pay principal, administrative surcharge and other charges as may become due and owing under the loan agreements. The monthly surcharge fee included in subsection (a) above is as follows:

<u>Meter Size (inches)</u>	<u>Service Charge</u>
$\frac{3}{4}$	\$ 4.89
1	9.06
1 $\frac{1}{2}$	16.88
2	26.01
3	51.03
4	79.37
6	156.64

In addition an apartment or trailer charge as follows shall be assessed for each apartment or trailer and or each commercial or industrial unit over one (1) connected to a master meter. The monthly surcharge fee included in subsection (a) above is as follows:

Additional units \$ 1.35

The Debt Service Surcharge may be combined with the Meter Service Charge on the monthly billing for ease of reporting.

e) Effective Date of Rate:

The effective date of the rates listed in Vermillion City Ordinance 53.075 is for bills effective with a billing date after January 1, 2016.

BE IT FURTHER RESOLVED, that any surcharge funds in excess of the debt service requirements be annually transferred to the water fund.

Dated at Vermillion, South Dakota this 7th day of December, 2015.

THE GOVERNING BODY OF THE CITY
OF VERMILLION, SOUTH DAKOTA

By _____
John E. (Jack) Powell, Mayor

Attest:

Michael D. Carlson, Finance Officer

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.

D. Resolution adjusting electrical rates

John Prescott, City Manager, reported that at the noon information session Joni Livingston from MRES reported on the impact of WAPA joining the Southwest Power Pool (SPP). John noted that, while the purchase power price is not going up for 2016, the transmission costs for communities in the SPP footprint are increasing. John noted that the impact of the increased transmission costs on Vermillion was projected at \$115,000. John stated that in time the City will also be experiencing increased costs to construct the new NE substation. John stated that the electric rates were last adjusted in December 2014 by 2.5%. John noted that the rates proposed are an overall 2.9-3.2% increase depending on the customer classification to the Vermillion Light & Power electric rate to provide the necessary revenue to meet increased expenses. John noted that the rate increase will adjust customer charges, kWh and Kw in the different rate classes and is projected to generate an additional \$165,000 if applied to eleven 2016 billing periods. John reported that the proposed rate increase would be implemented with the billing sent out in January that is due no later than February 10, 2016. Discussion followed.

359-15

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

RESOLUTION

REVISING ELECTRICAL RATES

WHEREAS, Chapter 51 of the 2008 Revised Ordinances of the City of Vermillion allows the City Council to establish and change electrical rates, and;

WHEREAS, the City of Vermillion Light & Power utility receives a fixed power allotment from the Western Area Power Administration and the remaining power allotment is from Missouri River Energy Services, our supplemental power supplier, and;

WHEREAS, our supplemental power supplier has raised the cost of supplemental power due to increased operating costs and debt service, and;

WHEREAS, to recover the increased power costs a rate adjustment of 3% is included in the service rates listed below to be effective for electric billing after January 15, 2016, and;

NOW THEREFORE BE IT RESOLVED, by the Governing Body of the City of Vermillion, South Dakota, at a regular meeting thereof in the Council Chambers of said City at 7:00 p.m. on the 7th day of December, 2015, that rates be changed or established as follows:

Sec. 51.22 Residential service rates.

For billing made after January 15, 2016 seasonal residential rates will be:

Rate: All KWH per month per KWH at 9.1 cents for October -June billing and at 9.8 cents for July - September billing.

The rate includes a surcharge fee per KWH at .011 cents defined below:

Customer charge: \$11.00 per month

Sec. 51.23 Small commercial power secondary service rate.

For billing made after January 15, 2016 seasonal small commercial secondary rates will be:

Rate: All KWH per month per KWH at 9.6 cents for October - June billing and at 10.2 cents for July - September billing.

The rate includes a surcharge fee per KWH at .011 cents defined below

Customer charge: \$18.00 per month for single phase services and \$28.00 per month for three phase services.

Sec. 51.24 Large commercial power secondary service rate.

For billing made after January 15, 2016 seasonal large commercial secondary service rates will be:

Rate: All KWH per month per KWH at 3.9 cents.

Maximum KW demand at \$12.50 per KW for October - June billing and at \$15.00 per KW for July - September billing.

The rate includes a surcharge fee per KWH at .011 cents defined below

Customer charge: \$40.00 per month.

Sec. 51.26 Night Watch Flood Service Rate.

For billing made after January 15, 2016 the night watch flood service rate for electrical service shall be as follows:

Lamp Size	Monthly Charge
70 watt	\$ 5.90
100 watt	\$ 7.25
250 watt	\$12.55
400 watt	\$19.40

Sec. 51.27 City Street Lighting.

For billing made after January 15, 2016 city street lighting service rates will be:

Rate: All KWH per month per KWH at 12.9 cents.

The rate includes a surcharge fee per KWH at .011 cents defined below

Surcharge Fee:

There is hereby established and imposed, pursuant to the authority of SDCL 9-40, a surcharge upon the electric service served by the City of Vermillion electric utility. The surcharge shall apply to all classes of electric customers listed above. The surcharge is a special charge for the use of the electric system improvements financed with the proceeds of the City's 2009 Electric Revenue Bonds, and is pledged for the payment of the costs of operating and maintaining said improvements, and the debt service and other charges as may become due and owing on the 2009 Electric Revenue Bonds. The City hereby finds that the said improvements benefit all customers of its electric System and therefore imposes the surcharge fees on each customer of its System. The surcharge shall at all times be sufficient to produce net revenues for each fiscal year at least equal to one hundred twenty five (125) percent of the principal and interest on the bonds coming due in such fiscal year. The charges shall be reviewed annually by City personnel and administratively adjusted, upwards or downwards, pursuant to SDCL 9-40-15.1 and 9-40-15 to such amounts as may be necessary to pay principal, interest and other charges as may

become due and owing on the bonds. The surcharge fee per monthly billing shall be as follows:

For billing made after January 15, 2016 the surcharge fee shall be .011 cents per KWH.

The Surcharge may be combined with the electric KWH charge on the monthly billing for ease of reporting.

Dated at Vermillion, South Dakota this 7th day of December, 2015.

THE GOVERNING BODY OF THE CITY
OF VERMILLION, SOUTH DAKOTA

By: John E. (Jack) Powell, Mayor

Attest:

Michael D. Carlson, Finance Officer

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.

E. Resolution adjusting landfill rates

Bob Iverson, Solid Waste Director, reported that the City entered into a Joint Powers agreement with the City of Yankton, Clay County and Yankton County to provide for solid waste services. Bob noted that the agreement did not create a new entity but provides for the operations in the City of Yankton to be conducted by the City of Yankton and the operations in the City of Vermillion to be conducted by the City of Vermillion. Bob stated that the Joint Powers Board was created to facilitate communications between the members, coordinate the operations and provide recommendations to the member governing bodies. Bob reported that the Joint Powers Board has been discussing the need to increase rates and, at the December 3, 2015 meeting, after hearing the report on operations for the first ten months of 2015, the Joint Powers Board recommended a rate increase be adopted by the City of Yankton and Vermillion to be effective January 1, 2016. Bob stated that the Joint Powers Board voted to recommend increases in the per ton garbage rate, gate fee for asbestos and contaminated soil, charge for commercial yard waste, tree branches and untreated lumber, fee for tire disposal and some electronic disposal costs be adjusted. Discussion followed.

360-15

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

RESOLUTION
REVISING DISPOSAL RATES AT THE MUNICIPAL LANDFILL AND
RECYCLING CENTER

WHEREAS, at the December 3, 2015, Joint Powers Advisory Board meeting in Vermillion, the board voted to recommend that both the cities of Vermillion and Yankton increase the tipping fees at each municipality's respective facility; and

WHEREAS, with the construction, increased debt service and future capital purchases, the cost to operate per ton has exceeded the revenue per ton that is being charged; and

WHEREAS, the Joint Powers member cities desires to provide solid waste services on a self-sustaining user fee basis; and,

WHEREAS, Section 52.07 of the 2008 Revised Ordinance of the City of Vermillion allows the City Council to establish and charge fees and service charges for the commercial and non-commercial deposits of receivable solid waste at the landfill.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of City of Vermillion, South Dakota, at a regular meeting thereof in the Council Chambers of said City at 7:00 p.m. on the 7th day of December, 2014 amend the following Landfill and Recycling fees to be effective for January, 1 2016:

	<u>Per ton</u>	<u>Minimum</u>
1. Garbage for Licensed Haulers	\$46.50	\$12.00
2. Garbage for Un-Licensed Haulers	\$52.00	\$12.00
3. Authorized asbestos materials prepared for disposal in conformance with the EPA and SDDENR Plus a \$125 gate fee	\$65.00	
4. Contaminated soils Plus a \$125 gate fee	\$10.00	
5. Electronics recycling fees for disposal of commercial and non-household electronics shall be as follows per item:		
TV's	\$25.00	
Monitor	\$25.00	
6. Yard Waste, Tree Branches, Untreated Lumber		
Car or Pickup with five or fewer bags	Free	
Single Axle Truck or Tandem Trailer	\$10 per ton	

Tandem-Axle Trucks	\$10 per ton
With a six (\$6.00) minimum when per ton charge applies.	
7. Tires:	
Car	\$ 3.00 per tire
Truck (17" - 22.5")	\$ 6.50 per tire
Truck (>22.5")	\$ 11.00 per tire
Construction Equipment	\$ 16.50 per tire
Bulk Tires	\$190.00 per ton

Any operator desiring to deposit garbage, trees, rubbish, or other waste materials where the contents are not covered or tied down shall be charged a \$15.00 additional fee.

The City of Vermillion reserves the right to impose additional fees on loads or items deemed to be not in keeping with the above rates. This fee will be set in accordance with the final recycling cost, transportation costs and operations cost affected.

Dated at Vermillion, South Dakota this 7th day of December, 2015.

THE GOVERNING BODY OF THE CITY
OF VERMILLION, SOUTH DAKOTA

By _____
John E. (Jack) Powell, Mayor

Attest:

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.

F. City Fee schedule

John Prescott, City Manager, reported that, due to the large variety of activities that the City is involved with across the organization, a number of different fees are charged for services provided. John stated that over the last couple of years a fee schedule has annually been presented to the City Council to offer a comprehensive list of fees and to make adjustments as needed. John noted that there are still changes in fees during the year such as the sewer rates are done each May and storm drainage fee is done in October. John noted that the fee schedule includes changes in the EMS ambulance service rates, golf course fees and Police Department charges for processing videos. John noted that the fees for electric, water and landfill were previously considered on

the agenda. John noted that having a comprehensive list of fees will provide Council and staff with a resource that can be utilized when questions of cost are presented or as a resource when the Council or staff wants to evaluate fees. John stated that in the packet are three lists: the first lists the fee by ordinance section, the second is a comprehensive listing of all fees by departments and the third is a resolution to adjust the fees for EMS ambulance that was explained at the November 16th noon session, golf course fees that were recommended by the Golf Course Advisory board and Police Department Fees. John recommended adoption of the resolution revising certain EMS, Golf Course and Police Department rates. Upon request, Matt Betzen, Police Chief, reviewed the changes in the Police Department fees for copies of videos.

361-15

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

RESOLUTION

REVISING CERTAIN EMS, GOLF COURSE and POLICE DEPARTMENT RATES

WHEREAS, the City Council establishes rates and fees for service, and;

WHEREAS, the need for some fees change over time due to industry practices, and;

WHEREAS, rates and fees are adjusted periodically to recover the increased costs of providing a service after January 1, 2016, and;

NOW THEREFORE BE IT RESOLVED, by the Governing Body of the City of Vermillion, South Dakota, at a regular meeting thereof in the Council Chambers of said City at 7:00 p.m. on the 7th day of December, 2015, that rates be changed or established as follows:

Golf Course:

Season Pass: 2 Person Family \$709.00, plus one child \$749.00, 2+ \$779.00; Adult \$545.00, college (full time) or under 25 \$269.00.

Private Carts: Cart Storage (limit to 80 carts) \$359.00, Trail fee (homeowners) \$179.00.

Cart Passes: 2 Person Family \$689.00, Adult \$509.00.

Green Fees: 9-Hole Monday-Thursday \$18.00, 18-Hole Monday-Thursday \$24.00, 9-Hole Friday-Sunday \$21.00, 18-Hole Friday-Sunday \$32.00.

Cart Rental: 9-Hole (per person) \$12.00, 18-Hole (per person) \$17.00.

Handicap: \$27.00 (required to play in any golf league).

League Membership: 1 League \$150.00, 2 Leagues \$250.00.

League Cart: 1 League \$100.00, 2 Leagues \$150.00, Corporate Punch Card (18 holes and ½ cart) \$999.00.

EMS:

Advanced Life Support - Emergency: \$850.00.
Advanced Life Support 2 - Emergency: \$1,000.00.
Advanced Life Support - Non-Emergency: \$700.00.
Advanced Life Support - Treat No Transport: \$200.00.
Basic Life Support - Emergency: \$700.00.
Basic Life Support - Non-Emergency: \$600.00.
Basic Life Support - Treat No Transport: \$150.00.
Stand-by for Special Events: \$75.00 (per hour/includes 1 ambulance and 2 personnel).
Stand-by for Special Events: \$25.00 (per additional person per hour).
Loaded Mileage Charge: \$14.00 (per loaded mile).

Police Department:

Video DVD/CD for Public Information Request base fee: \$25.00 (per DVD/CD).
Video DVD/CD for Public Information Request; production greater than 15 Minutes without redaction: \$20.00 (per hour/1 hour minimum plus base fee).
Video DVD/CD for Public Information Request; production greater than 15 Minutes with redaction: \$50.00 (per hour/1 hour minimum plus base fee).

Dated at Vermillion, South Dakota this 7th day of December, 2015.

THE GOVERNING BODY OF THE CITY
OF VERMILLION, SOUTH DAKOTA

By _____
John E. (Jack) Powell, Mayor

Attest:

Michael D. Carlson, Finance Officer

The motion was seconded by Alderman Holland. 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.

G. Amendment #5 to the Joint Powers Agreement to reflect Yankton transfer station loan

Bob Iverson, Solid Waste Director, reported that the cities of Vermillion and Yankton as well as the counties of Clay and Yankton entered into a Joint Powers Agreement in 1994 for the solid waste operations consisting of the landfill, transfer station and recycling

center of the two cities. Bob stated that the operating agreement has had four amendments over time. Bob reported that Yankton is planning significant improvements to the transfer station consisting of a new scale along with other improvements including additional concrete paving to better route traffic that currently is backing up onto the street, and an addition to the scale house. Bob stated that Yankton received a \$350,000 grant and \$400,000 loan from DENR to assist with the project. Bob stated that as part of the loan DENR has asked that the four parties to the Joint Powers Agreement adopt an amendment to the agreement. Bob stated that the amendment states the Joint Powers cannot dissolve until the loan is repaid. Bob noted that amendment #4 was when the City of Vermillion borrowed funds for the leachate pond and cell 5 improvements. Bob reported that Yankton County and Clay County have approved the amendment and that the City of Yankton will be considering the amendment at their December 14th meeting. Discussion followed.

362-15

Alderman Erickson moved approval of Amendment #5 to the Joint Powers agreement as presented. Alderman Collier-Wise seconded the motion. Motion carried 9 to 0. Mayor Powell declared the motion adopted.

H. First Reading Ordinance 1334 - 2015 Supplemental Appropriations Ordinance

Mike Carlson, Finance Officer, reported that the supplemental appropriations ordinance is needed to adjust the budget for items that have changed since the budget was adopted in September 2015. Mike reviewed the amounts of the changes proposed in the General Fund, Second Penny Sales Tax Fund, E911 Fund, Library Fine and Gift Fund, Electric Fund, Liquor Fund and City Hall Debt Service Fund. Discussion followed.

363-15

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. 1334 entitled 2015 Budget Supplemental Appropriations Ordinance 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 7th day of December, 2015 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.

I. Transfer of abandoned bikes to First United Methodist Church

Matt Betzen, Police Chief, reported that the Department collects unclaimed bikes throughout the year and due to the lack of storage space in the spring sells them at the City auction and in the fall has turned them over to the Springfield State Prison. Matt noted that the auction is not a big fund raiser and those that are not sold are disposed at the landfill. Matt stated that the First United Methodist Church is working with Kevin Brady to start a program to refurbish abandon bikes and return them to people in need. Matt stated that he has included in the packet a list of 41 bikes he would recommend be transferred to the First United Methodist Church for this program. Discussion followed.

364-15

Alderman Ward moved approval of the transfer of the 41 bicycles listed to the First United Methodist Church. Alderman Erickson 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 three items.

Item 1 - 4,350 gal unleaded 10% ethanol: Stern Oil \$1.6688, Brunick's Service \$1.76; Item 2 - 3,000 gal No. 1&2 Diesel fuel dyed: Stern Oil \$1.6149, Brunick's Service \$1.68; Item 3 - 1,000 gal No. 1&2 diesel fuel-clear: Stern Oil \$1.91485, Brunick's Service \$2.02

365-15

Alderman moved approval of the low quote of Stern Oil on all three items. Discussion followed. Motion carried 9 to 0. President Powell declared the motion adopted.

10. City Manager's Report

A. John reported that the Christmas Tree collection site will open on December 11th to accept real trees. The site is located on the south side of Broadway Street just west of Dakota Street.

B. 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 other property without permission or left on the street.

PAYROLL ADDITIONS AND CHANGES

Ambulance: Ashley Brunick \$35.00/1st-\$22.00/2nd; Water: Tom Kruse \$27.70/hr, Tyler Zimmerman \$19.12/hr; Landfill: Dan Goeden \$19.64/hr

11. Invoices Payable

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Alderman Willson moved approval of the following invoices:

Aglab Express	testing	78.00
Alyssa Laframboise	notary bond filing fee	30.00
American Legal Publishing	ordinance book update	1,693.80
American Public Work Assoc	membership	600.00
Americinn	lodging	182.00
Appeara	supplies	53.93
Aqua-Pure Inc	chemicals	4,816.00
Aramark Uniform Services	uniform cleaning	276.90
Arrow International, Inc	supplies	240.34
ATCO International	supplies	396.75
Automatic Building Control	inspection	347.00
Baker & Taylor Books	books	647.88
Batteries Plus	batteries	116.90
Blackstone Audio Inc	books	100.00
Bonnie Rowland	underground reimbursement	450.00
Border States Elec Supply	supplies	1,081.50
Bound Tree Medical, LLC	supplies	914.88
Broadcaster Press	advertising	288.53
Brunicks Service Inc	fuel	1,910.00
Builders Choice	refund bldg permit fees	814.80
Burbach Aquatics, Inc	swimming pool project	340,545.58
Burns & McDonnell	professional services	7,547.08
Butler Machinery Co.	parts	3,116.62
California Contractors Supply	safety glasses	126.96
Callaway Golf	merchandise	1,209.66
Cam Commerce	software maintenance	1,761.23
Campbell Supply	supplies/salt	8,533.83
Cannon Technologies, Inc	supplies	6,996.90

Cask & Cork	merchandise	576.25
Center Point Large Print	books	369.85
Century Business Leasing	copier contract	138.25
Century Business Products	copier contract	66.35
Centurylink	telephone	743.31
Chad Christopherson	safety glasses reimbursement	150.00
Chemco, Inc	supplies	475.43
Chesterman Co	merchandise	60.00
City Of Sioux Falls	testing	29.00
City Of Vermillion	postage/copies	1,285.79
City Of Vermillion	utility bills	36,358.17
Class C Solutions Group	supplies	137.60
Cleveland Golf	merchandise	101.62
Colonial Life Acc Ins.	insurance	3,276.43
Concrete Materials	golf sand	847.83
Continental Research Corp	supplies	222.61
CorTrust Bank	TIF #6 interest payment	6,062.00
Coyote Chemical Company	parts	208.80
Coyote Convenience	fuel	12.79
Cummins Central Power, LLC	repairs	112.78
D-P Tools	supplies	41.95
Dakota Beverage	merchandise	17,033.76
Dakota Hospital Foundation	TIF #6 interest payment	6,062.00
Dakota PC Warehouse	cartridges/computers/repairs	1,834.85
Dakota Pump Incorp	pump replacement	20,999.10
Danko Emergency Equipment	parts	667.86
Dear Reader.Com	subscription	300.00
Delta Dental Plan	insurance	6,451.58
Deluxe Advertising	calendars	329.11
Demco	supplies	300.19
Dennis Martens	maintenance	833.34
Dept Of Revenue	testing	216.00
DGR Engineering	professional services	15,118.43
Display Sales Company	supplies	159.00
Douglas Sports	barrier netting	5,195.14
Duane Fulk	safety glasses reimbursement	150.00
Dust Tex	supplies	80.00
Ebsco	subscription	298.77
Echo Electric Supply	supplies	2,199.46
Electronic Engineering	repairs	4,624.64
Embroidery & Screen Works	professional services	30.00
Equipment Blades Inc	parts	178.00
Factory Motor Parts Co	parts	264.52

Farmer Brothers Co.	supplies	162.70
Fastenal Company	batteries	141.99
Fedex.	shipping	11.81
Findaway World LLC	books	608.30
First Bank & Trust	TIF #6 interest payment	6,062.00
First Dakota National Bank	TIF #6 interest payment	6,062.00
First Natl Bank In Sioux Falls	annual fee	1,100.00
G & R Controls	parts	281.50
Gale	books	1,110.57
Grainger	parts	307.50
Graybar Electric	supplies	98.21
Gregg Peters	freight	2,160.00
Gregg Peters	rent	937.50
Hach Co	software	970.00
Hali-Brite Inc.	supplies	160.93
Harland Technology Service	supplies	121.00
Hartington Tree LLC	tree	50.00
Hauger Lawn Service	mowing	104.00
Hawkins Inc	soda ash	1,058.26
HD Supply Waterworks	parts	1,543.48
Helms & Associates	professional services	1,349.10
Hercules Industries, Inc	supplies	495.15
Herren-Schempp Building	supplies	360.55
Hy Vee Food Store	supplies	4.23
In Control, Inc	professional services	1,726.23
Independence Waste	waste hauling/toilet rental	1,144.05
Ingram	books	476.01
Integrated Process Solutions	parts	1,294.00
Interstate All Battery Center	supplies	23.40
Intl Assoc. Of Chiefs Of Police	registration	1,758.12
Istate Truck Center	parts	581.59
Jacks Uniform & Eqpt	uniform	2,550.40
Jaymar	supplies	779.25
Jeff Mart	safety glasses reimbursement	150.00
Jerry's Chevrolet Buick Gm	repairs	767.48
John A Conkling Dist.	merchandise	6,665.25
Johnson Brothers Famous Brands	merchandise	40,980.23
Johnson Controls	service agreement	2,146.23
Joint Utility Training School	registration	800.00
Jones Food Center	supplies	908.55
JP Cooke Co	supplies	62.33
Kalins Indoor Comfort	parts	84.18
Karl Bottesini	safety boots reimbursement	99.99

Karsten Mfg Corp	merchandise	582.56
Koletzky Implement	supplies	282.25
L.G Everist, Inc	icing sand	2,021.52
Laynes World	plaque	52.62
Leadsonline	annual contract	1,428.00
Leisure Lawn Care	winterize sprinkler	40.00
Locators And Supplies, Inc	uniform	821.14
Login/Iacp Net	net service access	525.00
Longs Propane Inc	propane	25.00
M & M Construction LLC	concrete project	12,854.00
Mart Auto Body	towing	540.00
Matheson Tri-Gas, Inc	medical oxygen	430.78
McCulloch Law Office	professional services	1,466.96
McKenzie Kelly	parts	1,170.00
Mead Lumber	supplies	959.08
Medical Waste Transport, Inc	haul medical waste	348.79
Medico Life & Health Insurance	life insurance	475.71
Menards	supplies	364.56
Micro Marketing LLC	books	19.99
Midwest Alarm Co	alarm monitoring	150.75
Midwest Building Maintenance	mat svc	603.60
Midwest Radiator & Exhaust	repairs	65.00
Midwest Ready Mix & Equipment	supplies	649.90
Midwest Turf & Irrigation	parts	104.89
Mills & Miller, Inc	deicing salt	4,562.28
Minitex Library	supplies	356.00
Missouri Valley Maintenance	repairs	3,538.93
NCL Of Wisconsin, Inc	supplies	662.32
Netsys+	software renewal/repairs	4,115.50
New York Life	insurance	84.02
Newman Traffic Signs	supplies	1,632.46
Northern Truck Eqpt Corp	parts	128.56
Office Systems Co	copier contract/copies	494.25
Okoboji Wines-SD	merchandise	324.00
Overhead Door Of Sioux City	repairs	1,420.50
Oxmoor House	books	42.91
PCC, Inc	commission	2,404.65
Pedersen Machine Inc	parts	66.39
Penguin Random House LLC	books	159.00
Pete Lien & Sons, Inc	chemicals	7,358.23
Pomps Tire Service, Inc.	repairs	836.00
Prairie Berry Winery	merchandise	690.00
Presto-X-Company	inspection/treatment	102.72

Print Source	printing	103.00
Qt Pod	parts	339.80
Quill	supplies	1,642.18
Racom Corporation	maintenance contract	447.85
Recorded Books, Inc	books	528.60
Republic National Dist.	merchandise	21,682.96
Riverside Hydraulics & Lab	parts	23.28
Rockmount Research & Alloy	parts	166.58
Safety Benefits Inc	registration	260.00
Sanford Clinic Vermillion	supplies	200.45
Sanford Health Plan	participation fees	57.00
Sanitation Products	roll off container	6,195.00
Schade's Vineyard	merchandise	396.00
Schaeffer Mfg. Co	supplies	638.40
SD Electrical Council	membership dues	40.00
SD Governmental Finance	membership dues	70.00
SD Governmental Human Resources	membership dues	25.00
SD Municipal Street Maintenance	membership dues	35.00
SD Police Chiefs Association	membership dues	219.60
SD Redbook Fund	training materials	440.00
SD Retirement System	contributions	50,496.15
SD Secretary Of State	notary bond fee	30.00
SDN Communications	repairs	226.80
Servall Towel & Linen	supplies	29.40
Sioux City Truck Sales, Inc	repairs	1,257.36
Skarshaug Testing Lab.	testing	747.01
Sooland Bobcat	supplies	565.61
Spartan Motors USA, Inc	parts	452.80
Standard & Poor's	fiscal agent fee	2,500.00
Stern Oil Co.	supplies	182.63
Stewart Oil-Tire Co	repairs	180.00
Stuart C. Irby Co.	supplies	3,604.00
Sturdevants Auto Parts	parts	1,747.14
Supplyworks	supplies	278.82
The Equalizer	advertising	142.00
The Growler Station, Inc	growlers/caps	1,403.38
The Pin Center	lapel pins	350.00
The Retrofit Companies, Inc	bulb recycling	423.61
Titan Machine-Productivity	parts	49.75
Titleist Drawer Cs	merchandise	55.46
Todd Halverson	meals reimbursement	22.00
Travis Tarr	safety boots reimbursement	100.00
Treasurer Of Turner County	refund ambulance overpayment	277.50

Tri County Propane Inc	propane	264.05
Troy Gregoire	water heater rebates	900.00
True Brands	supplies	765.64
True Value	supplies	262.74
Turner Excavation	Cottage Ave-water main	7,072.73
Turner Plumbing	repairs	212.76
Twin City Hardware	supplies	219.94
Tyler Technologies	maintenance	3,333.84
Uline	supplies	92.96
United Way	contributions	517.50
Univar USA Inc	soda ash	15,030.24
Us Postmaster	first-class presort fee	225.00
USD Foundation Office	TIF #6 interest payment	6,062.00
USD Marketing & U Relation	supplies	110.44
Vantiv	repairs	122.97
Vast Broadband	911 circuit/dialup service	1,416.70
Verizon Wireless	phones/wireless communication	4,117.95
Vermeer High Plains	supplies	231.26
Vermillion Ace Hardware	supplies	562.83
Vermillion Chamber Of Commerce	TIF #5 tax increment	204.40
Vermillion Ford	supplies	53.76
Visa/First Bank & Trust	fuel/lodging/supplies	4,248.32
Wal-Mart Community	supplies	1,860.51
Walker Construction	sidewalk project	5,917.04
Wesco Distribution, Inc	supplies	2,532.07
Wingfoot Plastics & Printing	supplies	563.59
Yamaha Golf & Utility	golf cars lease	3,772.97
Yankton Fire & Safety	inspection	32.00
Yankton Janitorial Supply	supplies	444.80
Yankton Medical Clinic	testing	120.00
Yankton Winnelson Co	supplies	175.64
Zee Medical Service	supplies	187.05
Zimco Supply Co	supplies	868.20
Zuercher Technologies LLC	GIS services	3,125.00
Vermillion Public School	bright energy rebate	23,262.00
Kalins Indoor Comfort	bright energy rebate	100.00
St Agnes Church	bright energy rebate	1,400.00
Polaris Industries	bright energy rebate	34,140.00

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

12. Consensus Agenda - None

13. Adjourn

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Alderman Ward moved to adjourn the Council Meeting at 8:22 p.m. Alderman Erickson seconded the motion. Motion carried 9 to 0. Mayor Powell declared the motion adopted.

Dated at Vermillion, South Dakota this 7th day of December, 2015.

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 _____.