



**Special Meeting Agenda
City Council**

12:00 p.m. (noon) Special Meeting
Monday August 3, 2015
Large Conference Room-City Hall
25 Center Street
Vermillion, South Dakota 57069

1. **Roll Call**
2. **Informational Session – Presentation of legal newspaper bids – Andy Colvin.**
3. **Historic Preservation Incentives – Jim Wilson**
4. **Briefing on the August 3, 2015 City Council Regular Meeting Agenda** - Briefings are intended to be informational only and no deliberation or decision will occur on this item.
5. **Adjourn**

Access the City Council Agenda on the web – www.vermillion.us

Addressing the Council: Persons addressing the Council shall use the microphone at the podium. Please state your name and address. Presentations are limited to 5 minutes. For those who do not appear on the agenda, no decision is to be expected at this time.

Meeting Assistance: If you require assistance, alternative formats and/or accessible locations consistent with the Americans with Disabilities Act, please contact the City Manager’s Office at 677-7050 at least 3 working days prior to the meeting.

Council Meetings: City Council regular meetings are held the first and third Monday of each month at 7:00 p.m. If a meeting falls on a City holiday, the meeting will be scheduled for the following Tuesday.

Live Broadcasts of Council Meetings on Cable Channel: Regular City Council meetings are broadcast live on Cable Channel 3.

As a courtesy to others, we ask that cellular phones and pagers be turned off during the meeting.

Council Agenda Memo

From: Andy Colvin

Meeting: August 3, 2015 Noon Meeting

Subject: Presentation of Legal Newspaper Proposals

Presenter: Andy Colvin

Background: In June the City received a letter from Scott Munger, Owner and Publisher of *The Equalizer* newspaper, about becoming the official legal newspaper for the City. State statute requires all political subdivisions to establish a legal newspaper for notices and other required publications. The City Council directed staff to develop an RFP to be sent to *The Plain Talk*, which is the current legal newspaper for the City, and *The Equalizer*. On July 10th, City staff sent the RFP to both newspapers and asked that they be returned by July 31st. Each party was invited to present their proposals in person to the City Council at the August 3rd noon meeting. Both newspapers have notified staff that they will have individuals attend the noon meeting to present.

Discussion: Proposals from *The Plain Talk* and *The Equalizer* are enclosed. As indicated above, staff have been notified that Scott Munger will be present on behalf of *The Equalizer* and Shauna Marlette and Gary Wood will be present on behalf of *The Plain Talk*.

Financial Consideration: There is no cost to review the proposals.

Conclusion/Recommendations: No action is required. The City Council is asked to review the proposals and ask questions to the presenters at the noon meeting. If the City Council would like to place the item on a regular agenda for discussion and/or action, staff could be directed to place the item on the August 17, 2015 regular agenda.

Questionnaire Answers

**ATTN: CITY MANAGER'S OFFICE
RFPs for OFFICIAL NEWSPAPER PUBLICATIONS
CITY OF VERMILLION
25 CENTER STREET
VERMILLION, SOUTH DAKOTA 57069**

THE *Equalizer*
Reach higher.

QUESTION: What is the history of your newspaper?

Answer: *The Equalizer* was started in 1982 by Tom & Collen Odenbrett (Tommy's Printing) as a free distribution monthly advertising shopper with the slogan "The Inflation Fighter." It featured economical advertising rates along with postal service delivery into area homes. It was published monthly non-stop for 15 years before it temporarily ceased publication in 1996.

The Equalizer began publishing again monthly in March of 2009 and in January of 2010 *The Equalizer* began publishing weekly as a free distribution advertising shopper and newspaper.

In July of 2014, *The Equalizer* converted to a subscription-based newspaper to meet the State of South Dakota statutes that are required for a newspaper to be considered eligible for the publishing of legal notices.

The Equalizer is 100 percent locally owned. Scott & Jill Munger have owned the business for over 19 years and have lived in Vermillion for over 21 years.

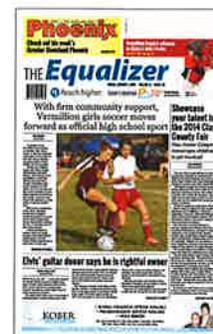
On Tuesdays the *EqualizerXtra* is published as a free distribution advertising shopper which highlights mainly Vermillion businesses. Both publications are also available online at: www.EqualizerOnline.com.



...

QUESTION: Has your newspaper been published regularly and continuously for at least 12 months?

Answer: Yes – our first issue that *The Equalizer* published as a subscription-based newspaper with a periodical mailing permit was July 31, 2014. We are now in our 53rd week of publishing with that format. However, *The Equalizer* has a long history of publishing as a free-distribution paper in Vermillion.



...

QUESTION: Does your company have any plans to change the publication date or frequency of your newspaper?

Answer: Our plans are to continue publishing on **Wednesday** and **Saturday** mornings with same-day carrier home delivery in the city, and same-day postal service delivery in the country.

...

QUESTION: What is your schedule for submission of legal notices for publication?

Answer: For our Wednesday edition, we would like the legal notices submitted on Tuesday morning (by 10 a.m.) and for the Saturday edition, we would like the legal notices submitted on Friday morning (by 10 a.m.).

...

QUESTION: Is your editorial/business office located within the City of Vermillion?

Answer: Yes. Other than the actual press work, all work is done here in Vermillion at our office located at 121 E. Cherry Street. In addition, all billing, and banking is done locally as well.

...

QUESTION: How many subscriptions does your newspaper publish as of July 1, 2015?

Answer: Between 475 - 500. We also sell approximately 50 of each issue on assorted newspaper racks through the town.

...

QUESTION: How many of your subscriptions are solely online based?

Answer: Only one or two. Everyone who subscribes has wanted to receive the print edition.

...

QUESTION: Are legal notices available online for non-subscribers?

Answer: They are for subscribers, but not currently for non-subscribers. We would be happy to invest in website changes if you would like that option. The state's statutes do not make this a requirement.

...

QUESTION: How many of your newspaper's subscriptions are delivered or mailed to addresses in the City of Vermillion?

Answer: All but 25 are delivered in Clay County. Of the 475 with Vermillion addresses, approximately 380 are within the Vermillion city limits. About 99% of our newspaper rack sales are in Vermillion as well.

QUESTION: What has been the quarterly history of the number of subscriptions delivered or mailed to addresses in the City of Vermillion over the last year?

Answer: Our July 31, 2014 subscription count was around **280**. Our October 2014 subscription count was around **380**. Our February subscription count was around **425**. Our July 1, 2015 subscription count was around **490**.

We have been able to achieve a steady increase in subscriptions **WITHOUT** the benefit of qualifying as a “legal newspaper” and benefiting from that source of revenue. Recently we were named as an official legal newspaper for Clay County and this month *The Equalizer* was named as the official legal newspaper for the Vermillion School District.

We continue to work at subscription growth. With these recent legal newspaper designations, and other factors that come with meeting the state statutes, we believe *The Equalizer* will continue to see circulation growth.

...

QUESTION: May the City of Vermillion request the font size the legal notices are written in?

Answer: My understanding is the font size options and pricing are set by the South Dakota State Legislature. They list options for 8 point type (the size we normally use) and 9 point type. The line rate DECREASES by approximately 11.5% when you go up to the large type – BUT with the large type, the copy will take up more lines and the overall cost will increase. So you can request the 9 point type, but it would increase the cost. (SDCL 9-18-1, 17-2-18.2).

...

QUESTION: Who, within your company, will be your contact for the City of Vermillion?

Publisher and owner Scott Munger. In addition you may also contact David Lias for news information or Penny Tucker for billing/administrative questions regarding legal publication. Both work out of our Vermillion office.

...

QUESTION: Why should your newspaper be the official newspaper of the City of Vermillion?

It was just over one year ago when I visited the City Council during their reorganizational meeting in July of 2014. I shared with the Council some of our plans for converting *The Equalizer* to a subscription-based newspaper – one that would meet all the requirements set forth by the State of South Dakota to be considered a “legal newspaper” and eligible to publish legal notices.

We have now met all those state requirements and want to thank the City Council for giving *The Equalizer* consideration for this important designation.

Throughout its history, Vermillion has seen many local newspapers. Publications like the *Dakota Republican*, *Clay County Register*, *Vermillion Standard*, *Clay County Freeman*, *New Herald* and the *Vermillion Record* have all come and gone. We have a rich tradition of newspapers here and I believe *The Equalizer* is the best choice to carry the banner of “official newspaper” for the City of Vermillion.

While there are many factors that make *The Equalizer* the best choice, ultimately I think the main one is we care more about the community.

We are 100 percent locally owned, the vast majority of our employees live here, and I personally have deep ties with this community as my great-grandparents were Danish immigrants who came to Clay County as homesteaders in 1888.

From day one of our switch to a subscription-based newspaper we have tried to live up to our publication’s motto: **Reach higher**. As part of our proposal, I have submitted two “flip books”, one from 2014 and one from 2015. These books highlight a body of work that I am very proud of – all of which was accomplished without the benefit of being the official newspaper for the City of Vermillion.

I believe that if you judge our body of work over the past year, *The Equalizer* has provided the most accurate, most balanced, and the most complete news coverage for the community.

We have experienced staff, several who have lived in Vermillion for 20+ years, that provide an institutional memory for Vermillion when it comes to issues and community challenges.

Our twice-weekly publishing schedule offers more flexibility for the City when it comes to getting public notices published in a timely manner. I also believe over the past two decades we have demonstrated a degree of ownership stability. During my 19+ years in business, the City’s current legal newspaper has had four different ownership groups - with the last three being out-of-state corporations with little or no ties to the community other than financial interests.

In closing I ask that you consider this – I do not believe Vermillion can support two newspapers. We are not a two-newspaper community. In fact only a few communities (four by my count) in the entire state have two newspapers.

Any business can “step up” or show a temporary community commitment when faced with competition. So I believe the question to be asked is NOT:

Which newspaper can step up when competition forces that to happen?

But the questions SHOULD BE:

Which newspaper will step up when there is no competition?

Which newspaper has the best, and long-term interest of the community at heart?

Which newspaper will strive to *Reach higher* to be a leader in the community?

I believe the answer to those last three questions is *The Equalizer*.

Thank you for your consideration.

Scott Munger
Owner & Publisher

THE **Equalizer**
Reach higher.

PROPOSAL FORM

Please use this form for submitting your RFP. Any comments should be related to items which will benefit the City in the selection of a legal newspaper. Please remember to include the additional piece of paper in which the questions for the minimum qualifications are answered on.

RATES

1. Please state the specific rates to be charged to the City for the following: (include any discounts that may apply to the City in the rate quotation.)

	Font Size	
(i) Legal Notices	8 pt.	.286 cents per line for legal notices
		.257 cents per line for minutes
	9 pt.	.245 cents per line for legal notices
		.221 cents per line for minutes
	10 pt.	\$ NA
	11 pt.	\$ NA
	12 pt.	\$ NA

***** PLEASE NOTE: our column width is 9.2 picas, please note that the information provided includes a formula to account for the differences in column widths. I've attached the South Dakota Public Notice Information sheet that covers all rate information.**

- (ii) Publisher's Affidavits \$ no charge
- (iii) Non-legal notices \$ charged at the same rate

2. For how long are the above rates guaranteed?

Until they are changed by the South Dakota State Legislature. The current rates have been in place since 2007.

3. What are your submission deadlines for the following:

	Time	Day	Publication Day
(i) Legal Notices	10 am	Tues.	Wed.
	10 am	Fri.	Sat.

4. How often is your official paper published during a week? *Twice a week, Wednesday & Saturdays.*

5. Do you accept e-mailed public notices? *Yes, that is the preferred method.*

6. What is the method for notifying the City of the receipt and acceptance of the notice?
We would confirm by replying to the email.

7. What is your method for verifying that notices will be timely published in accordance with the City's request?
Upon receipt, the legal notice is scheduled for the requested publication date. During our proofing process the legal notice's appearance in the final layout is confirmed. If you have other requirements or recommendations we would be open to those.

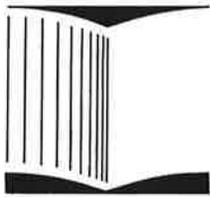
8. What is your method for notifying the City of changed publication deadlines for holidays or other special circumstances?
We do not publish a newspaper on July 4, Christmas Day and New Year's Day when those holidays fall on a Wednesday or Saturday. If there are any early deadlines, notices are published in the newspaper. We will also give notice in advance if there are planned schedule changes – it is a rare occurrence though.

By signing below, I certify that I am qualified and authorized to submit this proposal and will be responsible for performing all provisions stated above if contract is awarded.

Print/type Name: Scott Munger

Title: Owner / Publisher

Signature: Scott Munger Date: 7/31/15



2007 South Dakota Public Notice Information (Includes rates for published legal notices)

•Rates/Pricing Information

NEWSPAPERS UNDER 9,000 CIRCULATION

LEGAL LINE RATES

SECTION 10:02:02:01: Maximum fees chargeable: If a fee is not otherwise prescribed by statute for a legal publication of anything required or allowed by law, the maximum fee which may be charged for the publication, except as provided by Section 10:02:02:02, is as follows:

RATE PER LINE, FIRST INSERTION, PER COLUMN

SIZE OF TYPE	11 PICAS
6 point.....	43.1 cents
8 point.....	33.1 cents
9 point.....	29.3 cents
(SAU/8 point.....)	37.2 cents)

TYPE SIZE

Legal publications in legal newspapers with a circulation of less than 9,000 shall be printed in a not less than eight point type. A publication in violation of this section shall not invalidate any publication otherwise made in compliance with law but the newspaper printing the same may be denied payment therefor. (SDCL 17-2-18.2)

CHARGE FOR PROCEEDINGS (MINUTES)

All proceedings (minutes) for school boards, municipalities and counties are charged at 90 percent of the legal line rate for weekly newspapers (SDCL 7-18-3, 9-18-1, 13-8-36.1).

RATES FOR SECOND INSERTION

Rates in 10:02:02:01 apply for the first insertion of a legal notice. Subsequent insertions shall be charged at 80 percent of the initial rate. (SDCL 17-2-20)

ADJUSTING RATE FOR COLUMN WIDTHS

Rates in Section 10:02:02:01 for newspapers under 9,000 circulation, are based on an 11 pica column. Where column widths are not 11 picas, the rates must be increased or decreased proportionately. (Formula: Take the 11 pica line charge in the size of type used, divide by 11 to get the rate per pica, and multiply by the length of line actually used to obtain the correct line charge.) The same formula is used to determine line charges for multiple column legal notices. (NOTE: SAU rate for legal notices set in 8 point in newspapers under 9,000 circulation is 37.2 cents per line.)

USING LINE RATES

Example: Determine charge for a legal notice, set 8 point, 13 picas wide, three insertions, which contained 20 lines.
Line charge 39.1 cents per line (33.1 cents divided by 11, times 13).
First insertion: 20 lines @ 39.1 per line = \$7.82
Second insertion: (80% of first insertion) = 6.25
Third insertion: (80% of first insertion) = 6.25
TOTAL = \$20.32

FIGURING HEADINGS

To determine charge for headings where larger type is used, or where column headings are used in perpendicular manner, measure from the top line to the main body and reduce space to lines. Add to the regular line count of balance of the matter. Maximum of three lines is allowable for main heading or title line when larger type is used for heading.

TABULAR MATERIAL

Tabular material with one justification shall be charged for at rate and one-half; and tabular material with two justifications or more shall be charged at double the regular rate.

NEWSPAPERS OVER 9,000 CIRCULATION

LEGAL INCH RATES

SECTION 10:02:02:02: Fees chargeable by newspapers with large circulation. If a fee is not otherwise prescribed by statute for a legal publication of anything required or allowed by law and that publication is made in a legal newspaper with a paid circulation of 9,000 or more, the maximum fee that may be charged is as follows:

CIRCULATION	RATE PER COLUMN INCH
9,000-19,999.....	\$5.81
20,000-29,999.....	6.11
30,000-39,999.....	6.41
40,000 and over.....	6.87

TYPE SIZE

Legal publications in legal newspapers with a circulation of more than 9,000 shall be printed in not more than six point type. A publication in violation of this section shall not invalidate any publication otherwise made in compliance with law but the newspaper printing the same may be denied payment therefor. (SDCL 17-2-18.2)

CHARGE FOR PROCEEDINGS

All proceedings (minutes) for school boards, municipalities and counties are charged at full rate for daily newspapers (SDCL 7-18-3, 9-18-1, 13-8-36.1).

•General Information

OFFICIAL NEWSPAPERS

COUNTY: Commissioners designate three legal newspapers printed in the county as official newspapers, or if there are not three, as many as are legal at its regular meeting in January (SDCL 7-18-3).

MUNICIPALITY: Every municipality shall designate at a meeting of its governing body an official newspaper or newspapers for the ensuing year. The newspaper shall be published in the municipality. However, if there is no newspaper published in such municipality, then a newspaper published outside of such municipality may be used if such newspaper serves such municipality (SDCL 9-12-6).

SCHOOL DISTRICTS: The board shall designate the legal newspaper to be used for publishing all official notices and proceedings at the annual meeting on the second Monday of July, unless otherwise designated by the board at the prior regular meeting (SDCL 13-8-10).

•Other Legal Rates

COUNTY PROVISIONAL BUDGET: Published once at line rates. After adoption at Proceeding Rates (90%).

DELINQUENT REAL ESTATE TAX LIST: Published once at total cost of \$1.50 per description (SDCL 10-23-5, 6).

DELINQUENT SPECIAL ASSESSMENT OF CITIES AND TOWNS: Published once at total cost of 80 cents per description (SDCL 10-23-5, 6).

ANNUAL INSURANCE COMPANY STATEMENTS: Three times, line rates.

SCHOOL FINANCIAL STATEMENTS: Line rates.

ASSESSMENT LISTS: Line Rates.

DELINQUENT PERSONAL PROPERTY TAX LIST (Mobile Homes): Published once, 33 cents per description (per name: John and Mary, or Mr. and Mrs. counts as two descriptions) (SDCL 10-22-2).

ELECTION BALLOTS: Local open display rates.

Vermillion



PLAIN TALK

Serving our readers since 1884.

www.plaintalk.net

RE: MINIMUM QUALIFICATIONS

- **What is the history of your newspaper?** The Vermillion Plain Talk began publication in 1884. It has been a weekly newspaper published covering Vermillion and the surrounding area since then.
- **Has your newspaper been published regularly and continuously for at least 12 months?** Yes.
- **Does your company have any plans to change the publication date or frequency of your newspaper?** We currently have no immediate, nor firm plans to change our publication date or frequency, but we are always looking at ways to improve our service to our customers and may make changes in the future.
- **What is your schedule for submission of legal notices for publication?** The deadline is 3pm Tuesday for Publication on Friday.
- **Is your editorial/business office located within the City of Vermillion?** Yes, our address is 201 W. Cherry St., Vermillion, SD 57069.
- **How many subscriptions does your newspaper publish as of July 1, 2015?** 1,934
 - **How many of your subscriptions are solely online based?** 0
 - **Are legal notices available online for non-subscribers?** Yes. Plain Talk legal notices are on our site: plaintalk.net and on the South Dakota Newspaper Association's Legal Notice site: sdpublicnotices.com.
 - **How many of your newspaper's subscriptions are delivered or mailed to addresses in the City of Vermillion?** We have 689 subscribers in Vermillion and deliver 664 papers per week to racks and dealers in Vermillion, an additional 150 Newspapers In Education copies are distributed in Vermillion schools for a total of 1,503 papers.
 - **What has been the quarterly history of the number of subscriptions delivered or mailed to addresses in the City of Vermillion over the last year?** No change
- **May the City of Vermillion request the font size the legal notices are written in?** Yes. The standard is 8 pt., but we can run legals in a larger font size if requested. The state minimum is 8 pt., so we cannot go any smaller.
- **Who, within your company, will be your contact for the City of Vermillion?** Penny Ascherman

Vermillion



PLAIN TALK

Serving our readers since 1884.

www.plaintalk.net

• **Why should your newspaper be the official newspaper of the City of Vermillion?** Because we have been serving the community of Vermillion local news and sports information for the past 131 years...the Plain Talk was established in 1884. In those 131 years since this newspaper started publishing there have been other newspapers but the Plain Talk is the only one that has consistently provided local coverage of the news that city residents have chosen to trust, the information they want about their community. While newspapers have come and gone, the Plain Talk is the only newspaper that has consistently been the community's choice for information they need to stay informed of what their elected officials are doing for them to make Vermillion the place to live in South Dakota.

As a locally owned and operated community newspaper we provide wide-reaching coverage of as many aspects of life within the community as possible, touching on the business community, schools, individuals, events and much, much more. We provide a time capsule of what is going on in the community on a daily basis and an integral part of that is being the official newspaper of the City of Vermillion presenting to the community the actions of the city commission and the impact on their daily lives. The paper needs to resonate with its readers, bringing them into the stories, presenting the information while at the same time allowing them the opportunity to make up their own mind about the information being presented.

We consistently hear one thing from everyone we talk too and that is how much they appreciate the fact that when they pick up a Plain Talk, they know they are going to be getting 100 percent local news, generated for Vermillion, by Vermillion, about Vermillion. From the first page to the last page of the paper you find local news and information about the events and happenings in Vermillion.

We believe that the best and most comprehensive communication tool available to the city is the over 1,500 Plain Talks the residents of Vermillion purchase each and every week of the year.

PROPOSAL FORM

Please use this form for submitting your RFP. Any comments should be related to items which will benefit the City in the selection of a legal newspaper. Please remember to include the additional piece of paper in which the questions for the minimum qualifications are answered on.

RATES

1. Please state the specific rates to be charged to the City for the following: (include any discounts that may apply to the City in the rate quotation.)

	Font Size	
(i) Legal Notices	8 pt.	see below
	9 pt.	see below
	10 pt.	see below
	11 pt.	see below
	12 pt.	see below

Plain Talk legal prices (for all font sizes, 8 is standard unless otherwise requested):

State Line Legal Listing Maximum: \$.331/line for justified lines, \$.4965/line for tabbed or centered lines; Plain Talk is offering the City of Vermillion: \$.232/line for justified lines, \$.348/line for tabbed or centered lines

State Display Legal Maximum is \$5.10 per column inch. Plain Talk is offering \$3.82 per column inch for the City of Vermillion.

State of South Dakota mandates all minutes are given a 10% discount. There is also 20% discount for subsequent publication of the same legal after the first run. The Plain Talk will continue to offer these discounts.

- (ii) Publisher's Affidavits \$0 each

- (iii) Non-legal notices Price will vary depending on the situation (see rate card attached).

2. For how long are the above rates guaranteed?

Prices will not change unless the State of South Dakota modifies the current law. Discounted rate will be extended to the City of Vermillion for as long as the Plain Talk is deemed the City's official newspaper.

3. What are your submission deadlines for the following:

	Time	Day	Publication Day
(i) Legal Notices	3pm	Tuesdays	Fridays

4. How often is your official paper published during a week? once/week

5. Do you accept e-mailed public notices? Yes.

6. What is the method for notifying the City of the receipt and acceptance of the notice?

Confirmation will be made by either e-mail or phone depending on the original communication received.

7. What is your method for verifying that notices will be timely published in accordance with the City's request?

A proof with confirmation will be sent with every legal before publication and an affidavit will be provided (at no cost) as proof of timely publication following

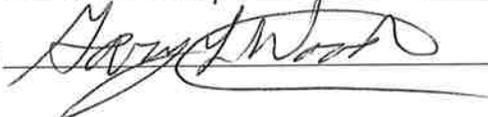
8. What is your method for notifying the City of changed publication deadlines for holidays or other special circumstances?

Notices of deadline changes are published in the Plain Talk and e-mail notifications can be sent at your request along with contact information.

By signing below, I certify that I am qualified and authorized to submit this proposal and will be responsible for performing all provisions stated above if contract is awarded.

Print/type Name: GARY L. Wood

Title: PUBLISHER / OWNER

Signature:  Date: 7/30/15

U.S. POSTAL SERVICE®
STATEMENT OF OWNERSHIP
MANAGEMENT AND CIRCULATION
(All Periodicals Publications Except Requester Publications)
(Required by 39 U.S.C. 3685)

1. Publication Title: Vermillion Plain Talk
2. Publication No.: 657-720
3. Filing Date: September 30, 2014
4. Issue Frequency: Weekly
5. No. of Issues Published Annually: 52
6. Annual Subscription Price: \$26.00
7. Complete Mailing Address of Known Office of Publication: 201 W. Cherry Street, Vermillion, SD 57069
8. Complete Mailing Address of the Headquarters of General Business Offices of the Publisher: Yankton Media Inc., 319 Walnut St., Yankton, SD 57078
9. Full Names and Complete Mailing Address of Publisher, Editor and Managing Editor:
Publisher: Gary Wood, 319 Walnut St., Yankton, SD 57078
Editor: Alan Dale, 319 Walnut St., Yankton, SD 57078
Managing Editor: Alan Dale, 319 Walnut St., Yankton, SD 57078
10. Owner:
Full Name: Yankton Media Inc. Complete Mailing Address: 319 Walnut St., Yankton, SD 57078
Full Name: Gary Wood & Deidre Wood Complete Mailing Address: 319 Walnut St., Yankton, SD 57078
Full Name: Gary Stevenson & Sue Stevenson Complete Mailing Address: 319 Walnut St., Yankton, SD 57078
Full Name: Robert Hicks and Jennifer Hicks Complete Mailing Address: 319 Walnut St., Yankton, SD 57078
11. Known bondholders, mortgagees and other security holders owning or holding 1% or more of total amount of bonds, mortgages or other securities:
First Dakota National Bank, 225 Cedar St., Yankton, SD 57078
12. Tax Status: For completion by nonprofit organizations authorized to mail at special rates (Section 424.12 only). The purpose, function, and nonprofit status of this organization and the exempt status for Federal income tax purposes: Does Not Apply
13. Publication Name: Vermillion Plain Talk
14. Issue Date for Circulation Data Below: September 19, 2014
15. Extent and Nature of Circulation:

	Average No. Copies Each Issue During Preceding 12 Months	No. Copies of Single Issue Published Nearest To Filing Date
A. Total No. Copies (Net press run)	1934	1927
B. Paid Circulation (By Mail and Outside the Mail)		
1. Mailed Outside-County Paid Subscriptions Stated on PS Form 3541 (Include paid distribution above nominal rate, advertiser's proof copies, and exchange copies)	183	179
2. Mailed In-County Paid Subscriptions Stated on PS Form 3541 (Include paid distribution above nominal rate, advertiser's proof copies, and exchange copies) (Paid and or requested)	689	678
3. Paid Distribution Outside the Mails Including Sales Through Dealers and Carriers, Street Vendors, Counter Sales and Other Paid Distribution Outside USPS®	664	683
4. Paid Distribution by Other Classes of Mail Through the USPS (e.g., First Class Mail®)	--	--
C. Total Paid Distribution {Sum of 15b (1), (2), (3), and (4)}	1536	1540
D. Free or Nominal Rate Distribution (By Mail and Outside the Mail)		
1. Free or Nominal Rate Outside-County Copies included on PS Form 3541	--	--
2. Free or Nominal Rate In-County Copies Included in PS Form 3541	--	--
3. Free or Nominal Rate Copies Mailed at Other Classes the USPS (e.g., First-Class Mail)	--	--
4. Free or Nominal Rate Distribution Outside the Mail (Carriers or other means)	150	150
E. Total Free or Nominal Rate Distribution (Sum of 15d (1), (2), (3) and (4))	150	150
F. Total Distribution (Sum of 15c and 15e)	1686	1690
G. Copies not Distributed (See Instructions to Publishers #4 (page #3))	248	237
H. Total (Sum of 15f and g)	1934	1927
I. Percent Paid (15c divided by 15f times 100)	91%	91%

X I certify that 50% of all my distributed copies (electronic and print) are paid above nominal price.

17. Publication of Statement of Ownership
X If the publication is a general publication, publication of this statement is required. Will be printed in the 10/3/14 issue of this publication.

18. Signature and Title of Editor, Publisher, Business Manager, or Owner:
/s/ Gary L. Wood
Publisher

September 30, 2014

I certify that all information furnished on this form is true and complete. I understand that anyone who furnishes false or misleading information on this form or who omits material or information requested on the form may be subject to criminal sanctions (including fines and imprisonment) and/or civil sanctions (including civil penalties).

Published: Oct. 3, 2014

BROADCASTER PRESS & VERMILLION PLAIN TALK 2015 Rate Card

Rates effective February 1, 2015 and include Today's Ad On-line

BROADCASTER DISTRIBUTION

10,800 Weekly Distribution
Every Tuesday

BROADCASTER ADVERTISING

DEADLINE: Friday 11am

BROADCASTER RATES

Black and white
\$6 per column inch

Process color
\$7 per column inch

FRONT PAGE

6 column x 16" \$600
(includes process color)

FRONT PAGE PREMIER AD

(black & white only) \$85

INSERTS

\$55 per 1,000 for full run
(zoned rates available)

PLAIN TALK DISTRIBUTION

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City of Vermillion Council Agenda

7:00 p.m. Regular Meeting
Monday, August 3, 2015
City Council Chambers
25 Center Street
Vermillion, South Dakota 57069

1. Roll Call

2. Pledge of Allegiance

3. Minutes

- a. July 20, 2015 Special Meeting; July 20, 2015 Regular Meeting.

4. Adoption of the Agenda

5. Visitors To Be Heard

- a. National Night Out proclamation.

6. Public Hearings

- a. Special permit to exceed permissible sound levels by no more than 50% on W. Main Street between High and Prospect Streets on Friday, September 11, 2015, between 5:00 pm and midnight and on Saturday, September 12, 2015 between 5:00 p.m. and midnight for Ribs, Rods & Rock 'n Roll for a street dance.
- b. Special daily malt beverage and wine license for Ribs, Rods & Rock 'n Roll on September 11 & 12, 2015 on W. Main Street between Washington and Elm Streets, Ratingen Platz, Market Street from Main to Kidder Streets and portions of Kidder, Court and Prospect Streets.
- c. Special daily malt beverage and wine license for Clay County Agricultural Fair Association, Inc. on or about August 7 and 8, 2015 at the Clay County Fairgrounds open area.
- d. Special permit to exceed permissible sound levels by no more than 50% at Ratingen Platz on Wednesday, September 30, 2015 between 8:00 p.m. to 11:00 p.m for a Dakota Days Committee event that will include a DJ for a street dance style environment.
- e. Resolution Adopting a Resolution of Necessity for Sidewalk Repairs for properties in the Central Business District.

7. Old Business

8. New Business

- a. Request to close W. Main Street between Washington and Elm Streets, Market Street from W. Main to Kidder Streets and portions of Kidder, Court and Prospect Streets, Ratingen Platz, and the City parking lot at Market Street and Kidder Street for Ribs, Rods and Rock 'n Roll. (Note: the closing of streets and times of the closure take place over the course of September 11, 12 and 13, 2015)
- b. Request to close Main St. from the intersection of Main and S. Norbeck St. to the intersection of Main and High St. on October 3, 2015 from 6 AM to 12:30 PM for the Dakota Days Parade.
- c. Request to close Market St. from Main St. to S. Kidder St. September 30, 2015 from 4:30 PM to midnight for Verm Town Bash.

- d. Request to close Center St. from Main St. to National St. and west City Hall parking lot for a Fire/EMS Department photo August 19, 2015 from 5:30 PM to 8:00 PM.
- e. Request to close High Street as it abuts the Fairgrounds immediately south of W. Cherry Street from 7:00 AM on Thursday, August 6, 2015 to 5:00 PM on Sunday, August 9, 2015 for Clay County Fair.
- f. Resolution to adopt the goals of the 2004 Streetscape Plan and to accept the 2004 Streetscape Plan as a conceptual plan for Downtown Vermillion.
- g. Engineering agreement with DGR for engineering design services for northeast substation.
- h. Resolution to purchase a basket truck for Light & Power from National Joint Purchasing Alliance.
- i. Presentation of the proposed 2016 budget.

9. Bid Openings

- a. Fuel Quotes.

10. City Manager's Report

11. Invoices Payable

12. Consensus Agenda

- a. Set a public hearing date of August 17, 2015 for a special permit to exceed permissible sound levels by no more than 50% for USD Athletics on Ratingen Platz and half block of Market Street south of W. Main Street on Thursday, September 10, 2015 from 4:00 p.m. to 8:00 p.m. for a kick-off event for the USD and VHS sports seasons.
- b. Set a public hearing date of August 17, 2015 for a special permit to exceed permissible sound levels by no more than 50% for USD Marketing on Ratingen Platz and Main Street on Thursday, August 27, 2015 from 6:00 p.m. to 8:00 p.m. for a new USD student welcome event.

13. Adjourn

Access the City Council Agenda on the web – www.vermillion.us

Addressing the Council: Persons addressing the Council shall use the microphone at the podium. Please raise your hand to be recognized, go to the podium and state your name and address.

a. Items Not on the Agenda Members of the public may speak under Visitors to Be Heard on any topic NOT on the agenda. Remarks are limited to 5 minutes and no decision will be made at this time.

b. Agenda Items: Public testimony will be taken at the beginning of each agenda item, after the subject has been announced by the Mayor and explained by staff. Any citizen who wishes may speak one time for 5 minutes on each agenda item. Public testimony will then be closed and the topic will be given to the governing body for possible action. At this point, only City Council members and staff may discuss the current agenda item unless a Council member moves to allow another person to speak and there is unanimous consent from the Council. Questions from Council members, however, may be directed to staff or a member of the public through the presiding officer at any time.

Meeting Assistance: The City of Vermillion fully subscribes to the provisions of the Americans with Disabilities Act of 1990. If you desire to attend this public meeting and are in need of special accommodations, please notify the City Manager's Office at 677-7050 at least 3 working days prior to the meeting so appropriate auxiliary aids and services can be made available.

Council Meetings: City Council regular meetings are held the first and third Monday of each month at 7:00 p.m. If a meeting falls on a City holiday, the meeting will be scheduled for the following Tuesday.

Live Broadcasts of Council Meetings on Cable Channel: Regular City Council meetings are broadcast live on Cable Channel 3.

As a courtesy to others, we ask that cellular phones and pagers be turned off during the meeting.

Vermillion City Council's Values and Vision

This community values its people, its services, its vitality and growth, and its quality of life and sees itself reinforcing and promoting these ideals to a consistently increasing populace.



Unapproved Minutes
Council Special Session
July 20, 2015
Monday 12:00 noon

The special session of the City Council, City of Vermillion, South Dakota was held on Monday, July 20, 2015 at 12:00 noon at the City Hall large conference room.

1. Roll Call

Present: Collier-Wise, Holland, Clarene Meins, Price, Ward (arrived at 12:02 p.m.), Willson, Mayor Powell

Absent: Erickson, Holly Meins

2. Informational Session - Review of Downtown Streetscape Plan - Jose Dominguez

Jose Dominguez, City Engineer, reviewed the 2004 Downtown Streetscape Plan. Jose noted that the streetscape plan is an all encompassing plan and what the City and downtown owners are currently looking at is sidewalks, bump outs, streets and landscaping. Alderman Ward arrived at 12:02 p.m. Jose reviewed the goals and recommendations of the downtown streetscape plan. Jose reviewed the conceptual plans along with elements of the streetscape plan. Jose noted that the Downtown Streetscape Plan can provide some guidance for a committee reviewing options for the downtown bump outs, sidewalks, streets and landscaping as part of the traffic signal project. Jose stated that the next steps would be for the City Council to adopt the Downtown Streetscape plan as it applies to the current downtown project. Jose stated that the City Council would then need to set parameters and develop a charge for a downtown committee. Jose stated that, if needed, a Landscape architect could assist the committee with drawing the final proposal for the traffic signal intersections to be included in the signal project. Discussion followed on the Downtown Streetscape Plan. The consensus was to have staff bring a resolution to the next meeting for the adoption of the Downtown Streetscape Plan as the conceptual plan for consideration on downtown sidewalk, bump out, street and landscaping improvements as it applies to the traffic signal project.

3. Briefing on the July 20, 2015 City Council Regular Meeting

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

4. Adjourn
217-15

Alderman Ward moved to adjourn the Council special session at 12:28 p.m. Alderman Collier-Wise seconded the motion. Motion carried 7 to 0. Mayor Powell declared the motion adopted.

Dated at Vermillion, South Dakota this 20th day of July, 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
July 20, 2015
Monday 7:00 p.m.

The regular session of the City Council, City of Vermillion, South Dakota was called to order on Monday, July 20, 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

2. Pledge of Allegiance

3. Minutes

A. Minutes of July 6, 2015 Special Session; July 6, 2015 Regular Session.

218-15

Alderman Collier-Wise moved approval of the July 6, 2015 Special Session and July 6, 2015 Regular Session minutes. Alderman Willson seconded the motion. Motion carried 9 to 0. Mayor Powell declared the motion adopted.

4. Adoption of Agenda

219-15

Alderman Willson moved approval of the agenda with the addition to 12 Consensus Agenda of D. to set a public hearing for August 3rd for a permit to exceed permissible sound levels for the Dakota Day Committee on September 30, 2015. Alderman Price seconded the motion. Motion carried 9 to 0. Mayor Powell declared the motion adopted.

5. Visitors to be Heard

Ann Shuda, 19 ½ N Dakota, stated that there is considerable traffic on the alley by her residence and requested that the City install stop signs at the alley intersections.

Kathleen Carlson, 210 E Main, addressed the Council with her concern about the availability of bottled water in the community when she needed it and what would happen if many in the community needed water.

6. Public Hearings - None

7. Old Business - None

8. New Business

A. Poverty and the South Dakota Community Foundation School Garden grant presentation by 8th grade Vermillion Middle School students

Natasha Gault, 8th Grade Science Teacher, reported that Science, Technology, Engineering, and Mathematics for Sustainability (STEMS) is a community innovation project that is conducted by Eighth Grade Students at Vermillion Middle School. STEMS include a poverty education component along with a garden design and implementation. Natasha reported that a grant from the South Dakota Community Foundation along with donations funded the project. Natasha introduced the students who made a presentation on their project. Natasha followed up with the quantity of food raised that has been delivered to the Food Pantry and the Welcome Table. Mayor Powell thanked Natasha and the students for their efforts in addressing poverty in the community.

B. Missouri Weave mural funding request

John Prescott, City Manager, reported that a request was received from the Vermillion Area Arts Council for financial assistance with Missouri Weave Restoration Project. The Missouri Weave mural is located on Center Street south of Main Street. John stated that the project budget and information explaining the project are included in the packet. John stated that he felt funding from the BBB sales tax fund would be appropriate as it is promotion of the community. John recommended \$250 from the BBB Sales tax fund be awarded to the VAAC for the restoration of the Missouri Weave mural.

220-15

Alderman Holland moved approval of awarding \$250 to the Vermillion Area Arts Council for the restoration of the Missouri Weave mural on Center Street. Alderman Collier-Wise seconded the motion. Alderman Willson stated that he would not be supporting the motion as the BBB sales tax fund was to be used for economic development. Motion carried 7 to 2. Mayor Powell declared the motion adopted.

C. Joint Powers Board appointment

Mayor Powell stated that Joint Powers agreement provides that the Vermillion City Council appoint one citizen member to represent the Vermillion community. Mayor Powell stated that the term is for three years and the existing representative term expired in June and he had indicated that he would no longer be able to serve as he will be relocating. The opening was advertized in the paper and City web site. Mayor Powell stated that an expression of interest form was received from Lindsey Jennewein and recommended her appointment.

221-15

Alderman Price moved approval of the Mayor's recommendation of the appointment of Lindsey Jennewein as the Vermillion City citizen appointment to the Joint Powers Board for a three year term expiring June 2018. Alderman Willson seconded the motion. Motion carried 9 to 0. Mayor Powell declared the motion adopted.

D. Declare two pickups and a Police Expedition surplus

Jose Dominguez, City Engineer, reported that a Parks Department 1994 Ford F150 pickup, a Joint Powers Landfill 2003 Ford F250 pickup, and a Police Department 2003 Ford Expedition have recently been replaced and are ready to be declared surplus. Jose requested that the City Council declare the above-mentioned vehicles surplus and have the Surplus Property Appraisal Committee appraise the item. Jose stated that staff will market the surplus vehicles to other government entities, and if not sold, will advertise for sale by sealed bids.

222-15

Alderman Willson moved to declare the Parks Department 1994 Ford F150 pickup, a Joint Powers Landfill 2003 Ford F250 pickup and a Police Department 2003 Ford Expedition as surplus and authorize the appraisal by the Surplus Property Appraisal Committee to be sold to another governmental entity or sealed bids. Alderman Holland seconded the motion. Motion carried 9 to 0. Mayor Powell declared the motion adopted.

E. Work order for the signal work to occur at the intersection of Main and Center Street, Main and Dakota Street, and Main and University Street.

Jose Dominguez, City Engineer, reported that the signals along Main Street at Center, Dakota, and University Streets are scheduled to be upgraded or reconstructed during the 2017 construction season. Jose stated that in order to have the construction documents ready by that time, Council contracted with Banner Associates for the design work of the upgrades and new signal. Jose stated that this project would have taken place during the 2016 construction season but, due to local inquiries regarding the possibility of having a larger downtown project, the construction was moved back to 2017. Jose noted that this will be the third amendment to the original work order. The two prior amendments moved the deadlines for the first phase to allow the City to have public meetings regarding the proposed work at the Main and Center Street intersection. Jose stated that this amendment will allow Banner Associates to complete the construction documents required for the signal improvements along Main Street. Jose reported that the cost associated with this work order, which includes an encroachment survey and construction documents, will be paid directly by the DOT out of the City's allocated STIP funds. Jose noted the DOT has set a price not to exceed \$79,721.25. This price includes the work previously completed totaling \$31,938.83. Jose noted that this third amendment will be for an increase of \$47,737.42 as well as the time extension and recommended approval.

223-15

Alderman Collier-Wise moved approval of the Amendment #3 work order for the signal work with Banner & Associates, Inc and the SDDOT for the intersection of Main and Center Street, Main and Dakota Street, and Main and University Street. Alderman Willson seconded the motion. Motion carried 9 to 0. Mayor Powell declared the motion adopted.

9. Bid Openings - None

10. City Manager's Report

A. John reported on the receipt of the following raffle notifications:

Vermillion Rotary is selling Monday Night Football books for \$25 each. Proceeds not used to pay winners will be for charitable causes supported by Rotary in the community. Fraternal Order of Eagles are selling tickets for \$5 each or 5 tickets for \$20. The grand prize is a 55" LCD TV along with additional prizes. Raffle proceeds will be used for charitable purposes supported by the Eagles. The drawing will be on September 12, 2015.

B. John reported that the daycare registration packet is posted on the City's website and that, per City Council direction, daycare facilities that complete registration prior to August 1, 2015 will not be required to complete the initial inspection.

C. John reminded citizens that Market Street will be closed from W. Main Street south for ½ block on Thursday, July 23, 2015 from 5:30 p.m. to 8:00 p.m. for Thursdays on the Platz.

D. John reported that the 2016 City Council budget sessions will be on the evenings of Tuesday, August 11th and Thursday, August 13th in the Large Conference room.

E. John reviewed the timeline proposed by Burbach Aquatics for the pool, noting that this time of year is not a good time to bid. John stated that plans and specifications will be completed for City Council approval in December with a bid opening in early February. Contracts will be awarded in March with construction starting in April outside the current pool perimeter fence. The current pool will be open until August 1, 2016 at which time the contractor can begin demolition of the old pool. The substantial completion will be May 2017. John stated that as the plan before the petitions delayed the project was to close the pool August 1st staff has been working with locating lifeguards to keep the pool open until August 16, 2015.

PAYROLL ADDITIONS AND CHANGES

Recreation: Brittany Paulsen \$8.50/hr; Pool: Cassie Hilbrands \$10.00/hr, Abby Ouellette \$9.50/hr, Tara Richardson \$8.50/hr; Golf Clubhouse: Nick Hovden \$10.00/hr; Landfill: Mark Milbrodt \$18.73/hr

11. Invoices Payable

224-15

Alderman Ward moved approval of the following invoices:

Ann Emerson	refund rec fees	25.00
Bound Tree Medical, LLC	supplies	2,291.29
Broadcaster Press	advertising	1,462.99
Bureau Of Administration	telephone	257.93
Campbell Supply	supplies	44.28
Centurylink	telephone	1,493.70
City Of Vermillion	landfill vouchers	840.00
Clay County Auditor	emergency mgmt	1,200.00
Clay Rural Water System	water usage	58.50
Clay-Union Electric Corp	electricity usage	1,350.52

Corinsurance	fire dept equipment	1,229.25
Debra Gapp	refund rec fees	50.00
Dept. Environment Natl Res	drinking water fee	7,901.95
Government Finance Officers Assoc	2014 annual report	435.00
Gregg Peters	managers fee/profit	24,686.00
Lacey Bahm	refund rec fees	25.00
Loren Fischer Disposal	haul cardboard	210.00
Matheson Tri-Gas, Inc	supplies	338.04
Matthew Betzen	tuition reimbursement	975.00
MidAmerican	gas usage	2,185.45
Midcontinent Communication	internet/cable service	118.68
Midwest Ready Mix & Equipment	supplies	1,117.10
Republic National Distributing	merchandise	8,284.69
Reserve Account	postage for meter	900.00
Sanford Health Plan	participation fee	57.00
Sculpture Walk	sculpture leases	10,790.00
Sherrie Huot	refund rec fees	20.00
Stern Oil Co.	aviation fuel	33,536.76
Stryker Sales Corporation	EMS power cot/power lift	32,926.14
The Equalizer	advertising	643.95
True Value	supplies	15.76
United Parcel Service	shipping	36.98
US Postmaster	postage for utility bills	1,050.00
Vermillion Ace Hardware	supplies	11.95
Vermillion Area Community	Round Up program	256.49
Vermillion Rotary Club	dues/meals	147.25
Visa/First Bank & Trust	fuel/supplies	39.93
Wesco Distribution, Inc	supplies	3,685.86
Rena Brunick	Bright Energy Rebate	30.00
Sherry Howe	Bright Energy Rebate	30.00
Sig Hartnett	Bright Energy Rebate	30.00
Joanne Davis	Bright Energy Rebate	350.00
Kalins Indoor Comfort	Bright Energy Rebate	200.00
Al Leber	Bright Energy Rebate	525.00
Jeri Engelking	Bright Energy Rebate	30.00
Scott Henry	Bright Energy Rebate	90.00

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

12. Consensus Agenda

A. Set a public hearing date of August 3, 2015 for a Special Permit to exceed permissible sound levels by no more than 50% on W. Main Street

between High and Prospect Streets on Friday, September 11, 2015 between 5:00 p.m. and midnight and on Saturday, September 12, 2015 between 5:00 p.m. and midnight for Ribs, Rods & Rock'n Roll for a street dance.

B. Set a public hearing date of August 3, 2015 for a special daily malt beverage and wine license for Ribs, Rods & Rock'n Roll on or about September 11 & 12, 2015 on W. Main Street between Washington and Elm Streets, Ratingen Platz, Market Street from Main to Kidder Streets and portions of Kidder, Court and Prospect Streets.

C. Set a public hearing date of August 3, 2015 for a special daily malt beverage and wine license for the Clay County Agricultural Fair Association, Inc. on or about August 7 and 8, 2015 at the Clay County Fairgrounds open arena.

D. Set a public hearing date of August 3, 2015 for a Special Permit to exceed permissible sound levels by no more than 50% at Ratingen Platz on September 30, 2015 from 8:00 p.m. to 11:00 p.m. for the Dakota Days Committee for an event that will include a DJ for a street dance style environment.

225-15

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

13. Adjourn

226-15

Alderman Ward moved to adjourn the Council Meeting at 7:38 p.m. Alderman Erickson seconded the motion. Motion carried 9 to 0. Mayor Powell declared the motion adopted.

Dated at Vermillion, South Dakota this 20th day of July, 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 _____.

Proclamation National Night Out 2015

WHEREAS, the National Association of Town Watch (NATW) is sponsoring a unique, nationwide crime, drug and violence prevention program on August 4th, 2015 entitled “National Night Out”; and

WHEREAS, the “32nd Annual National Night Out” provides a unique opportunity for Vermillion to join forces with thousands of other communities across the country in promoting cooperative, police-community crime prevention efforts; and

WHEREAS, Vermillion plays a vital role in assisting the Vermillion Police Department through joint crime, drug and violence prevention efforts in Vermillion and is supporting “National Night Out 2015” locally; and

WHEREAS, it is essential that all citizens of Vermillion be aware of the importance of crime prevention programs and impact that their participation can have on reducing crime, drugs and violence in Vermillion; and

WHEREAS, police-community partnerships, neighborhood safety, awareness and cooperation are important themes of the “National Night Out” program.

NOW, THEREFORE, BE IT RESOLVED, we the Governing Body of the City of Vermillion, South Dakota, do hereby call upon all citizens of Vermillion to join the Vermillion Police Department, the National Association of Town Watch in supporting “32nd Annual National Night Out” on August 4, 2015.

FURTHER, BE IT RESOLVED, we the Governing Body of the City of Vermillion, South Dakota, do hereby proclaim Tuesday, August 4, 2015 as “National Night Out” in Vermillion.

Dated in Vermillion, South Dakota this 3rd day of August, 2015.

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

By _____
John E. (Jack) Powell, Mayor

ATTEST:

By _____
Michael D. Carlson, Finance Officer

Council Agenda Memo

From: Mike Carlson, Finance Officer

Meeting: August 3, 2015

Subject: Special permit to exceed permissible sound levels by no more than 50% for Ribs, Rods & Rock ‘n Roll for a street dance on W. Main Street between Franklin Street and one half block past Center Street on September 11 & 12, 2015

Presenter: Mike Carlson

Background: Ribs, Rods & Rock ‘n Roll has applied for a special permit to exceed allowable noise levels for several bands and a street dance on two consecutive dates. The first day is Friday, September 11 beginning at 5:00 p.m. and lasting until midnight. The second occasion begins on Saturday, September 12 at 5:00 p.m. lasting until midnight. The request, diagram and notice of hearing are attached.

The city noise ordinance is as follows.

Sec. 90.01. Noises prohibited.

- (A)General prohibitions: In addition to the specific prohibitions outlined below, it shall be unlawful for any person to make, continue, or cause to be made or continued any loud or unusual noise so as to disturb the peace of the public, any neighborhood, any business operation, family, lawful assembly of persons, or any person by committing any act or acts of disturbance within the limits of the City of Vermillion.
- (B)The following acts are declared to be in violation of this chapter.
- 1) Sound equipment prohibited: Except for emergency vehicles, it shall be unlawful for any person to operate or cause to be operated upon the streets or public places in the city a sound truck or car with sound amplification equipment in operation. “Sound truck” as used herein means any vehicle having thereon or attached thereto any sound amplification equipment. “Sound amplification equipment” as used herein means any machine or device for the amplification of the human voice, music or other sound, but shall not include radio or warning devices on vehicles used for traffic warning or control purposes.
 - 2) Stereos, radios, television sets, musical instruments and similar devices:
 - a. Using, operating or permitting the use or operation of any stereo, radio, musical instrument, television, phonograph, drum or other machine or device for the production or reproduction of sound, except as provided for in paragraph (1) above, in such a manner as to violate this section or cause a noise disturbance.
 - b. The operating of any such device between the hours of 11:00 p.m. and 7:00 a.m. the following day in such a manner as to be plainly audible at the property boundary of the source or plainly audible at fifty (50) feet from such device when operated within a vehicle parked on a public right-of-way or when operated from within a private residence.

6. Public Hearings; item a

- 3) Maximum permissible sound levels: It shall be unlawful for any person to operate or permit the operation of any stationary source of sound in such a manner as to create a sound pressure level during any ten-minute measurement period which exceeds the limits set forth for the following receiving land use districts when measured at the boundary or at any point within the property affected by the noise. Sound level measurements shall be made at a distance of fifty (50) feet from source with a sound level meter of type 2 or better, using the "A" weighting scale, in accordance with standards promulgated by the American National Standards Institute.

Use District	11:00 p.m.-6-00 a.m.	6-00 a.m.-11:00 p.m.
Residential	50 dB(A)	55dB(A)
Commercial	55 dB(A)	60dB(A)
Industrial & Agricultural	75 dB(A)	80dB(A)

- (C) It shall be a violation of this section if the sound which is measured creates a sound pressure level greater than the levels set forth for the receiving land use district for ninety (90) per cent of the time in any measurement period, such as the level exceeded for nine (9) minutes of a ten-minute period.
- (D) Special Permit - The City Council may, following a Public Hearing, issue a Special Permit to exceed allowable sound levels by not more than 50% of the allowable limit within the Use District, in a suitable location with appropriate facilities, during the allowable time. It shall be required of any applicant for a Special Permit to demonstrate that the event for which the permit is requested be of public benefit. An applicant shall submit a diagram clearly showing the sound level projections beginning at a point fifty (50) feet from the source, and continuing out through a radius of two hundred (200) feet from the source. Application for a Special Permit shall be made with the City Finance Officer, and shall be accompanied with an application fee of \$25.00. Application for a Special Permit shall be completed no later than 30 days prior to the proposed event, and it shall contain all applicable information relative to the nature and purpose of the event. (Ord. No. 1100, 10-1-01)
- (E) Semi-tractors; prohibited noises: It shall be unlawful for any person within the city limits of Vermillion, to make, or cause to be made, loud or disturbing or offensive noises with any mechanical devices operated by compressed air and used for purposes of assisting braking on any semi-tractor, except for the aversion of imminent danger. (Ord. No. 1102, 10-15-01)

Violation: Any person violating any provision of this section may be punished by a fine of not more than one hundred dollars (\$100.00) or by imprisonment not to exceed thirty (30) days, or by both such fine and imprisonment. Each day such violation is committed or permitted to continue shall constitute a separate offense and shall be punishable as such.

Discussion: The application and map indicate that the stage and sound system will be on W. Main Street facing toward the east. The special daily license is under public hearings and the street closure request is under new business on this agenda.

The City Council will need to determine at the public hearing, if it is in a suitable location, with appropriate facilities, during the allowable time, and if the applicant can demonstrate the public benefit of the event. Relevant questions, for a public gathering, when a noise permit is sought include the availability of restroom facilities; clean up of the area, and disposal of waste.

Financial Consideration: The Committee has paid the \$25 fee for the noise permit.

Conclusion/Recommendations: Administration recommends approval of the special permit unless information is presented at the public hearing that indicates that there were problems related to the noise at past events.

NOTICE OF PUBLIC HEARING FOR SPECIAL PERMIT
TO EXCEED ALLOWABLE SOUND LEVELS

NOTICE IS HEREBY GIVEN THAT the Vermillion City Council on the 3rd day of August, 2015 at the hour of 7:00 P.M. in the City Hall Council Chambers, 25 Center Street, will meet in regular session to consider the following application for a special permits to exceed allowable sound levels which has been filed in the Finance Officer's Office:

Ribs, Rods & Rock'n Roll, Inc request for a special permit to exceed allowable sound levels for a street dance on Main Street between High and Prospect on Friday, September 11, 2015 between 5:00 p.m. and midnight and on Saturday, September 12, 2015 between 5:00 pm and midnight.

NOTICE IS FURTHER GIVEN THAT any person, persons, or their attorney may appear and be heard at said scheduled public hearing who are interested in the approval or rejection of any such application for special permit.

Dated at Vermillion, South Dakota this 16th day of July, 2015.

Michael D. Carlson, Finance Officer

Publish: July 24, 2015

Published once at the approximate cost of _____.

**REQUEST FOR SPECIAL PERMIT
TO EXCEED PERMISSIBLE SOUND LEVELS
BY NO MORE THAN 50%
OF CITY NOISE ORDINANCE**

This application shall be completed no later than thirty (30) days prior to the proposed event and shall contain all applicable information relative to the nature and purpose of the event.

Organization Requesting Ribs,Rods & Rock 'n' Roll

Contact Person Rich Job Phone 605-670-9913

Contact Person Address 815 W. Clark St. Vermillion, SD 57069

Location of Event See map Date of Event Sept. 11 & 12

Duration of event from time 5 p.m to Time 12 a.m.

The ordinance asks if this is a suitable location with appropriate facilities:

Security personnel will be on site

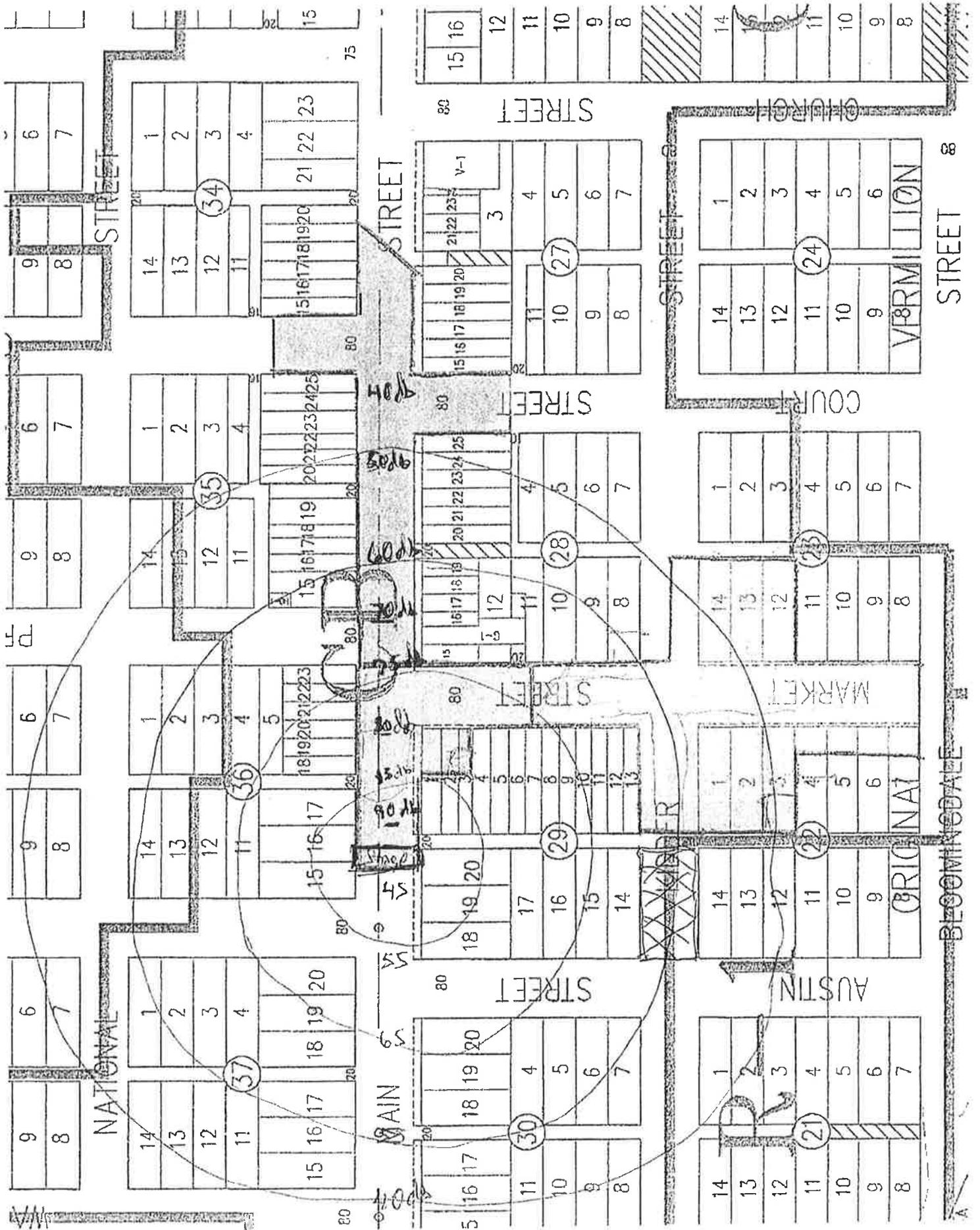
The ordinance asks the applicant to demonstrate that the event for which the permit is requested be of public benefit. Describe the public benefit:

Annual rib event and car show. Event draws upwards of 15,000 people downtown. Benefits include:
increased sales tax revenue, venue will showcase downtown Vermillion, becoming a signature event.

Please attach a diagram clearly showing the sound level projections beginning at a point fifty (50) feet from the source, and continuing out through a radius of two hundred (200) feet from the source.

File this application along with the diagram with the finance officer accompanied with an application fee of \$25.00.

Signature of applicant  date 7-9-15



NATIONAL

MAIN

STREET

AUSTIN

SPRING

STREET

MARKET

POB

STREET

COURT

STREET

STREET

VERMILION

STREET

BLOOMINGDALE

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Council Agenda Memo

From: Mike Carlson, Finance Officer

Meeting: August 3, 2015

Subject: Special daily malt beverage and wine license for Ribs, Rods & 'n Roll on September 11 & 12, 2015 on W. Main Street between Washington and Elm Streets, Ratingen Platz, Market Street from Main to Kidder Streets and portions of Kidder, Court, and Prospect Streets

Presenter: Mike Carlson

Background: Ribs, Rods & Rock 'n Roll has submitted an application for a special daily malt beverage and wine license for the Ribs, Rods & Rock 'n Roll event on September 11 and 12, 2015 on Main Street between Washington and Elm Streets, Ratingen Platz, Market Street from Main to Kidder Streets, and portions of Kidder, Court, and Prospect Streets.

City ordinance on special daily licenses reads as follows:

§ 112.18 SPECIAL ALCOHOLIC BEVERAGE LICENSES ISSUED IN CONJUNCTION WITH SPECIAL EVENTS.

- (A) The City Council may grant, after public hearing, a special on-sale malt beverage and/or a special on-sale wine license to a civic, charitable, educational, veterans, or fraternal organization in conjunction with a special event.
- (B) The City Council may grant, after public hearing, a special off-sale package wine dealers license to a civic, charitable, educational, veterans, or fraternal organization in conjunction with a special event. A special off-sale package wine dealers licensee may only sell wine manufactured by a farm winery that is licensed pursuant to SDCL Ch. 35-12.
- (C) Any license issued pursuant to this section shall be issued to the person and the location specified on the application. Any license issued pursuant to this section may be issued for a period of time established by the municipality. However, no period of time may exceed 15 consecutive days. The granting of the special license shall be subject to such conditions and restrictions as the City Council may deem appropriate and consistent with state law.
- (D) The fee for such special licenses shall be set by resolution of the City Council.

State Statute for the special daily licenses is as follows:

35-4-124. Special alcoholic beverage licenses issued in conjunction with special events. Any municipality or county may issue:

- (1) A special malt beverage retailers license in conjunction with a special event within the municipality or county to any civic, charitable, educational, fraternal, or veterans organization or any licensee licensed pursuant to subdivision 35-4-2(4), (6), or (16) in addition to any other licenses held by the special events license applicant;
- (2) A special on-sale wine retailers license in conjunction with a special event within the municipality or county to any civic, charitable, educational, fraternal, or veterans organization or any licensee licensed pursuant to subdivision 35-4-2(4), (6), or (12) or chapter 35-12 in addition to any other licenses held by the special events license applicant;

6. Public Hearings; item b

- (3) A special on-sale license in conjunction with a special event within the municipality or county to any civic, charitable, educational, fraternal, or veterans organization or any licensee licensed pursuant to subdivision 35-4-2(4) or (6) in addition to any other licenses held by the special events license applicant; or
- (4) A special off-sale package wine dealers license in conjunction with a special event within the municipality or county to any civic, charitable, educational, fraternal, or veterans organization or any licensee licensed pursuant to subdivision 35-4-2(3), (5), (12), (17A), or (19) or chapter 35-12 in addition to any other licenses held by the special events license applicant. A special off-sale package wine dealers licensee may only sell wine manufactured by a farm winery that is licensed pursuant to chapter 35-12.

Any license issued pursuant to this section may be issued for a period of time established by the municipality or county. However, no period of time may exceed fifteen consecutive days. No public hearing is required for the issuance of a license pursuant to this section if the person applying for the license holds an on-sale alcoholic beverage license or a retail malt beverage license in the municipality or county or holds an operating agreement for a municipal on-sale alcoholic beverage license, and the license is to be used in a publicly-owned facility. The local governing body shall establish rules to regulate and restrict the operation of the special license, including rules limiting the number of licenses that may be issued to any person within any calendar year.

Discussion: The notice of public hearing, report from Police Chief, event explanation, and diagram are attached. As the event will be held on a City street and City property, ordinance allows the City to include “*such conditions and restrictions, as the governing body may deem appropriate and consistent with state law.*” The street closure request is under new business and the request to exceed noise levels was earlier on this agenda. Ribs, Rods & Rock ’n Roll will sell the beer and wine on the City streets.

A Release and Indemnification releasing the City from liability for the event and the Certificate of Insurance that names the City of Vermillion as an additional insured, including liquor liability, have been received from the organization.

Below are the special conditions required by the City Council for past Ribs, Rods & Rock ’n Roll events. Adjustments may be appropriate for the last two conditions but staff recommends the City Council attach the following conditions:

- State law provides if an organization conducts a street dance in conjunction with a special event, the organization shall provide qualified security personnel as deemed necessary by the governing body, which issued the license to maintain order during the street dance. In past years, the organization has reimbursed the City for Police Department wages to monitor the dance. Staff proposes that the organization again reimburse the Police Department for officers assigned to the event but limit the overtime wage reimbursement to \$1,000 or actual costs, whichever is lower. For 2014 the overtime costs were \$569.21. The organization was also required to provide at least six personnel with attire that stated “Event Security”.
- Require a plan for the cleanup and disposal of the cups and other materials after the event each day.
- Restroom facilities will also need to be provided. In past years, port-a-potties were brought in for similar events.
- The Police Chief’s report requests that clear signage at each egress from the area where alcohol is allowed advising “No Alcohol Beyond this Point”.

6. Public Hearings; item b

- The motion should include the hours that alcohol will be allowed. The request this year is for Friday from 5:00 p.m. to midnight and Saturday from 11:00 a.m. until midnight which is the same as last year.

Financial Consideration: The City has received the \$15 per day license fee and \$15 advertising fee from the applicant for a total of \$45.

Conclusion/Recommendations: Administration recommends approval of the September 11 and 12, 2015 special daily malt beverage and wine license, contingent upon the establishment of hours that sales will be allowed for each day, the City Council is comfortable that the applicant holding the license can properly distribute malt beverages and regulate the event, and there is complete understanding and agreement by the applicant with regard to any conditions and restrictions the City Council may require after further information is provided at the public hearing.

NOTICE OF PUBLIC HEARING OF APPLICATIONS
FOR SALE OF ALCOHOLIC BEVERAGES

NOTICE IS HEREBY GIVEN THAT the Vermillion City Council on the 3rd day of August, 2015 at the hour of 7:00 P.M. in the City Hall Council Chambers, 25 Center Street, will meet in regular session to consider the following application for an alcoholic beverage license to operate within the municipality for the licensing period stated below, which has been presented to the City Council and filed in the Finance Officer's Office:

Special Daily License (On-Sale) Malt Beverage and Wine License:

Ribs Rods & Rock'n Roll, Inc on or about September 11 & 12, 2015 on Main Street between Washington and Church Street, Ratingen Platz, Market Street from Main to Bloomingdale Street, Austin Street from Main to Kidder, Kidder Street from Austin to half block east of Market, Court Street from Main to half block south, public parking lot at Market and Kidder and Prospect from Main Street half block north.

Clay County Agricultural Fair Association, Inc on or about August 7 & 8, 2015 at the Clay County Fair Grounds open arena.

NOTICE IS FURTHER GIVEN THAT any person, persons, or their attorney may appear and be heard at said scheduled public hearing who are interested in the approval or rejection of any such application.

Dated at Vermillion, South Dakota this 16th day of July, 2015.

Michael D. Carlson, Finance Officer

Publish: July 24, 2015

Published once at the approximate cost of _____.

City of Vermillion
Police Department
15 Washington Street
Vermillion, SD 57069
Phone: (605)677-7070
FAX: (605)677-7166
www.vermillionpd.org



07/17/15

To: Vermillion City Council

From: Matthew Betzen, Chief of Police *MMB*

Subject: Ribs, Rods, & Rock'n Roll Road Closure and Liquor License Application.

I have reviewed the application for "Special Daily License (On-Sale) Malt Beverage and Wine License" submitted by Ribs Rods & Rock'n Roll, Inc. reference their event in downtown Vermillion on September 11th and 12th of this year. A check of the Vermillion Police Records does not reveal any felonies with regards to the applicants. This is an annual event that involves much of downtown, a large beer garden, and multiple entertainment venues.

This type of celebration unfortunately lends itself to some violation involving alcohol and public disorder. However, the event planners, as in previous years, have security personnel and alcohol control measures planned for as a part of the application. Additionally, the event has budgeted \$1000 towards overtime for additional police coverage. These preventative measures should mitigate the dangers associated with this event.

The road closure and noise permits are reflective of previous years. The alcohol permit was expanded last year to allow for the public to review the car show with an open alcohol container, and allows for interaction with the barbeque contestants and the public while drinking alcohol. Control of these areas has been discussed with organizers of the event and I believe the following control measures will be adequate to mitigate any potential problems.

- 1) The alcohol purchase area will be controlled as in previous years with physical barriers at Main and Prospect, Main and High St, and Market and Kidder. At these barriers, ages will be verified; fees collected and people over 21 will be given a bracelet.
- 2) During the hours of the car show on Saturday (11:00am – 5:00pm), open consumption of alcohol will be allowed outside the purchase area along Main between Washington St. and Church St. with clear signage at each egress from the area advising, "No Alcohol Beyond This Point".
- 3) During the course of the event, the areas used by the vendors to prepare food and stage for "People's Choice" events, which included Austin between Main and Kidder, Kidder from Austin to the Alley between Market and Court St., Market between Kidder and Bloomingdale, and the public parking lot on the southwest corner of Market and Kidder, open consumption of alcohol will be allowed with clear signage at each egress from the area advising, "No Alcohol Beyond This Point".

Ribs, Rods & Rock 'n' Roll

Event Date: September 11 & 12, 2015

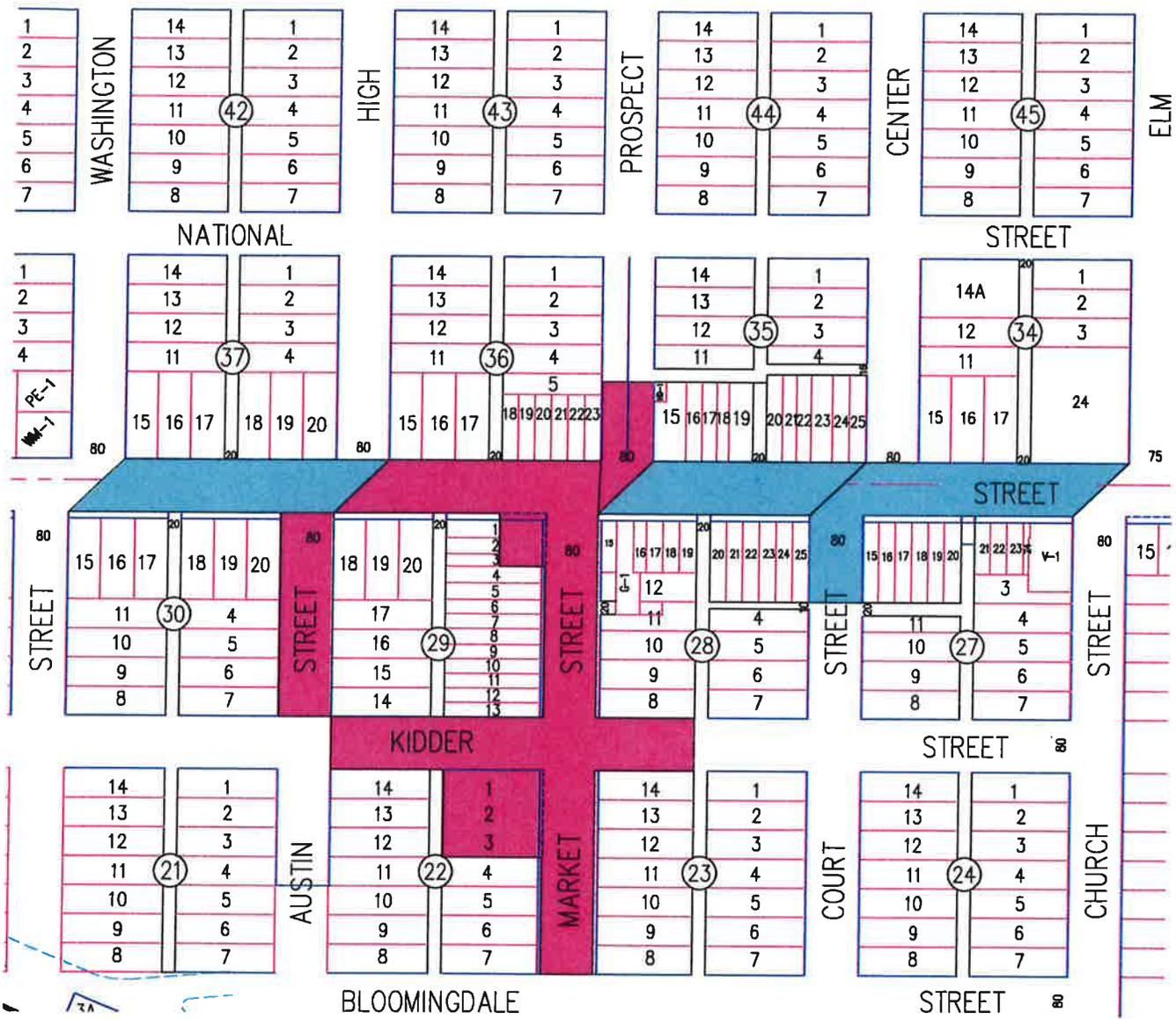
Beer Garden Hours:

Friday, September 11 5:00 p.m. – 12:00 midnight

Saturday, September 12¹² 11:00 a.m. – 12:00 midnight

The Beer Garden Tent (which will have its own tent) will be located in front of CorTrust Band on Main Street. This will be the only place to pick up beverages but as in past years, people can carry drinks anywhere in the designated area (see attached map). Customers will be carded in a separate area where they will purchase their drink tokens and have a wristband applied.

As in past years, signage will be posted at all entrances and there will be security monitoring exits and entrances and crowd control and routine security (monitoring to make sure only banded people are drinking).



CLOSED SEPT. 12 AT 12:01 A.M. UNTIL 5 P.M.



CLOSED SEPT. 11 AT 7 A.M. UNTIL SEPT. 13 AT NOON

STREET CLOSURE PLAN

RIBS, RODS AND ROCK & ROLL

1.0

CITY OF VERMILLION, SD 57069

SCALE: NTS

JULY 2015



Council Agenda Memo

From: Mike Carlson, Finance Officer

Meeting: August 3, 2015

Subject: Special Daily Malt beverage and Wine License for the Clay County Agricultural Fair Association on August 7 and 8, 2015 at the Clay County Fairgrounds open area

Presenter: Mike Carlson

Background: The Clay County Agricultural Fair Association has submitted an application for a special daily malt beverage and wine license on August 7 and 8, 2015 in the west arena for the Demolition Derby on Friday and Ranch Rodeo on Saturday.

City Statute for the special daily licenses is as follows:

§112.18 Special Alcoholic Beverage Licenses Issued In Conjunction with Special Events.

- (A) The City Council may grant, after public hearing, a special on-sale malt beverage and/or a special on-sale wine license to a civic, charitable, educational, veterans, or fraternal organization in conjunction with a special event.
- (B) The City Council may grant, after public hearing, a special off-sale package wine dealers license to a civic, charitable, educational, veterans, or fraternal organization in conjunction with a special event. A special off-sale package wine dealer's licensee may only sell wine manufactured by a farm winery that is licensed pursuant to SDCL Ch. 35-12.
- (C) Any license issued pursuant to this section shall be issued to the person and the location specified on the application. Any license issued pursuant to this section may be issued for a period of time established by the municipality. However, no period of time may exceed 15 consecutive days. The granting of the special license shall be subject to such conditions and restrictions as the City Council may deem appropriate and consistent with state law.
- (D) The fee for such special licenses shall be set by resolution of the City Council.

State Statute for the special daily licenses is as follows:

35-4-124. Special alcoholic beverage licenses issued in conjunction with special events. Any municipality or county may issue:

- (1) A special malt beverage retailers license in conjunction with a special event within the municipality or county to any civic, charitable, educational, fraternal, or veterans organization or any licensee licensed pursuant to subdivision 35-4-2(4), (6), or (16) in addition to any other licenses held by the special events license applicant;

- (2) A special on-sale wine retailers license in conjunction with a special event within the municipality or county to any civic, charitable, educational, fraternal, or veterans organization or any licensee licensed pursuant to subdivision 35-4-2(4), (6), or (12) or chapter 35-12 in addition to any other licenses held by the special events license applicant;
- (3) A special on-sale license in conjunction with a special event within the municipality or county to any civic, charitable, educational, fraternal, or veterans organization or any licensee licensed pursuant to subdivision 35-4-2(4) or (6) in addition to any other licenses held by the special events license applicant; or
- (4) A special off-sale package wine dealers license in conjunction with a special event within the municipality or county to any civic, charitable, educational, fraternal, or veterans organization or any licensee licensed pursuant to subdivision 35-4-2(3), (5), (12), (17A), or (19) or chapter 35-12 in addition to any other licenses held by the special events license applicant. A special off-sale package wine dealer's licensee may only sell wine manufactured by a farm winery that is licensed pursuant to chapter 35-12.

Any license issued pursuant to this section may be issued for a period of time established by the municipality or county. However, no period of time may exceed fifteen consecutive days. No public hearing is required for the issuance of a license pursuant to this section if the person applying for the license holds an on-sale alcoholic beverage license or a retail malt beverage license in the municipality or county or holds an operating agreement for a municipal on-sale alcoholic beverage license, and the license is to be used in a publicly-owned facility. The local governing body shall establish rules to regulate and restrict the operation of the special license, including rules limiting the number of licenses that may be issued to any person within any calendar year.

Discussion: The notice of public hearing (included in the same notice as Ribs Rods Rock N' Roll) and the report from the Police Chief are attached. Jessica Kennedy representing the Fair Board should be present to answerer any questions.

Financial Consideration: The City has received the \$15 per day licensing fee and the \$15 advertising fee from the applicant for a sum total of \$45.

Conclusion/Recommendations: Administration recommends approving the issuance of the special daily malt beverage and wine license for August 7 and 8, 2015 unless additional information is provided at the public hearing.

City of Vermillion
Police Department
15 Washington Street
Vermillion, SD 57069
Phone: (605)677-7070
FAX: (605)677-7166
www.vermillionpd.org



Date: 07/17/2015

To: Vermillion City Council

From: Matthew Betzen 
Chief of Police

Subject: Clay County Agricultural Fair Assoc., Clay County Fair Alcohol License

I have reviewed the application for the "Special Daily License (On-Sale) Malt Beverage and Wine License" submitted by the Clay County Agricultural Fair Association, Inc. for service at the Clay County Fair on August 7th and 8th of this year.

A check of department records does not reveal any felonies for the applicants. Additionally, this is an annual event and there are no records regarding behavior in the past that would cause me hesitation in supporting this application.

Council Agenda Memo

From: Mike Carlson, Finance Officer

Meeting: August 3, 2015

Subject: Special permit to exceed permissible sound levels by no more than 50% for University of South Dakota's Verm Town Bash on Wednesday, September 30, 2015 between 8:00 p.m. to 11:00 p.m. for a Dakota Days Committee event that will include a DJ for a street dance style environment

Presenter: Mike Carlson

Background: Doug Wagner, on behalf of the USD Dakota Days Committee, has applied for a special permit to exceed allowable noise levels for USD's Verm Town Bash event on Wednesday, September 30, 2015 from 8:00 p.m. until 11:00 p.m. at Ratingen Platz. Included is a copy of the application, additional information, diagram and published notice of the hearing.

The city noise ordinance is as follows:

Sec. 90.01. Noises prohibited.

- (a) General prohibitions: In addition to the specific prohibitions outlined below, it shall be unlawful for any person to make, continue, or cause to be made or continued any loud or unusual noise so as to disturb the peace of the public, any neighborhood, any business operation, family, lawful assembly of persons, or any person by committing any act or acts of disturbance within the limits of the City of Vermillion.
- (b) The following acts are declared to be in violation of this chapter.
 - 1) Sound equipment prohibited: Except for emergency vehicles, it shall be unlawful for any person to operate or cause to be operated upon the streets or public places in the city a sound truck or car with sound amplification equipment in operation. "Sound truck" as used herein means any vehicle having thereon or attached thereto any sound amplification equipment. "Sound amplification equipment" as used herein means any machine or device for the amplification of the human voice, music or other sound, but shall not include radio or warning devices on vehicles used for traffic warning or control purposes.
 - 2) Stereos, radios, television sets, musical instruments and similar devices:
 - a. Using, operating or permitting the use or operation of any stereo, radio, musical instrument, television, phonograph, drum or other machine or device for the production or reproduction of sound, except as provided for in paragraph (1) above, in such a manner as to violate this section or cause a noise disturbance.
 - b. The operating of any such device between the hours of 11:00 p.m. and 7:00 a.m. the following day in such a manner as to be plainly audible at the property boundary of the source or plainly audible at fifty (50) feet

6. Public Hearings; item d

from such device when operated within a vehicle parked on a public right-of-way or when operated from within a private residence.

- 3) Maximum permissible sound levels: It shall be unlawful for any person to operate or permit the operation of any stationary source of sound in such a manner as to create a sound pressure level during any ten-minute measurement period which exceeds the limits set forth for the following receiving land use districts when measured at the boundary or at any point within the property affected by the noise. Sound level measurements shall be made at a distance of fifty (50) feet from source with a sound level meter of type 2 or better, using the "A" weighting scale, in accordance with standards promulgated by the American National Standards Institute.

Use District	11:00 p.m.-6:00 a.m.	6:00 a.m.-11:00 p.m.
Residential	50 dB(A)	55dB(A)
Commercial	55 dB(A)	60dB(A)
Industrial & Agricultural	75 dB(A)	80dB(A)

- (c) It shall be a violation of this section if the sound which is measured creates a sound pressure level greater than the levels set forth for the receiving land use district for ninety (90) per cent of the time in any measurement period, such as the level exceeded for nine (9) minutes of a ten-minute period.
- (d) Special Permit; the City Council may, following a Public Hearing, issue a Special Permit to exceed allowable sound levels by not more than 50% of the allowable limit within the Use District, in a suitable location with appropriate facilities, during the allowable time. It shall be required of any applicant for a Special Permit to demonstrate that the event for which the permit is requested be of public benefit. An applicant shall submit a diagram clearly showing the sound level projections beginning at a point fifty (50) feet from the source, and continuing out through a radius of two hundred (200) feet from the source. Application for a Special Permit shall be made with the City Finance Officer, and shall be accompanied with an application fee of \$25.00. Application for a Special Permit shall be completed no later than 30 days prior to the proposed event, and it shall contain all applicable information relative to the nature and purpose of the event. (Ord. No. 1100, 10-1-01)
- (e) Semi-tractors; prohibited noises: It shall be unlawful for any person within the city limits of Vermillion, to make, or cause to be made, loud or disturbing or offensive noises with any mechanical devices operated by compressed air and used for purposes of assisting braking on any semi-tractor, except for the aversion of imminent danger. (Ord. No. 1102, 10-15-01)

Violation: Any person violating any provision of this section may be punished by a fine of not more than one hundred dollars (\$100.00) or by imprisonment not to exceed thirty (30) days, or by both such fine and imprisonment. Each day such violation is committed or permitted to continue shall constitute a separate offense and shall be punishable as such.

Discussion: The application and diagram map indicate that the stage and sound system will be on the Platz and faced toward the east. The Market Street closing request is under new business on this agenda.

The City Council will need to determine, at the public hearing, if it is in a suitable location, with appropriate facilities, during the allowable time, and if the applicant can demonstrate the public benefit of the event. Relevant questions, for a public gathering, when a noise permit is sought, include the availability of restroom facilities; clean up of the area, and disposal of waste.

Financial Consideration: The \$25 fee for the special permit has been paid.

Conclusion/Recommendations: Administration recommends issuance of the special permit unless information is presented at the public hearing that indicates that there will be problems related to the noise.

**REQUEST FOR SPECIAL PERMIT
TO EXCEED PERMISSIBLE SOUND LEVELS
BY NO MORE THAN 50%
OF CITY NOISE ORDINANCE**

This application shall be completed no later than thirty (30) days prior to the proposed event and shall contain all applicable information relative to the nature and purpose of the event.

Organization Requesting USD Dakota Days

Contact Person Douglas Wagner Phone 605-677-5666 *douglas.wagner@
USD.edu*

Contact Person Address Muenster University Center, 414 E. Clark Street, Vermillion, SD 57069

Location of Event Ratingen Platz Date of Event 9/30/2015

Duration of event from time 8:00 pm to Time 11:00pm

The ordinance asks if this is a suitable location with appropriate facilities:

Yes.

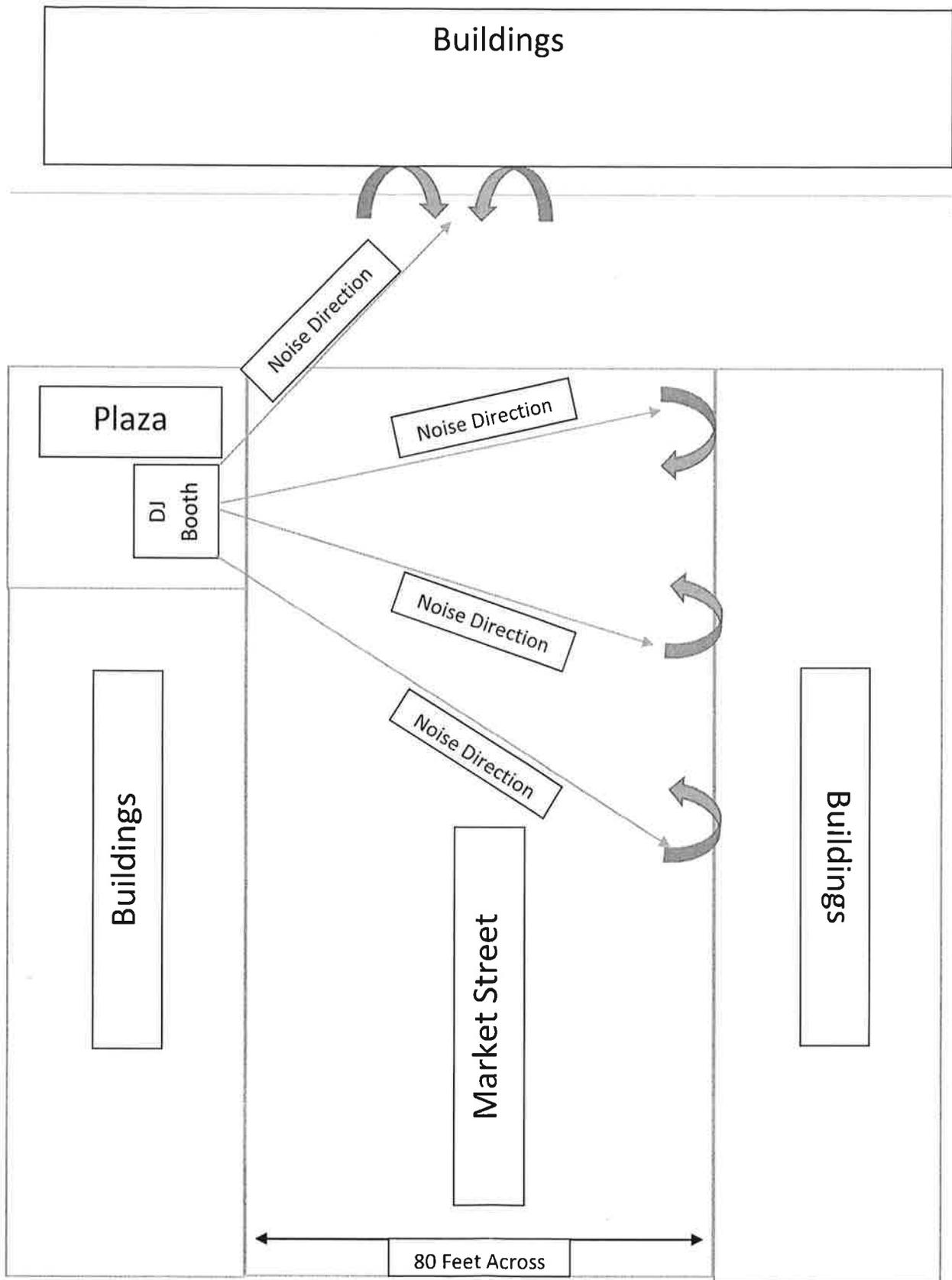
The ordinance asks the applicant to demonstrate that the event for which the permit is requested be of public benefit. Describe the public benefit:

The is a community wide event associated with the 101st Dakota Days. From 5 pm-8pm this event will specifically target community members via street fair style event that will take place on Market St.
Beginning at 8pm and ending at 11 pm we are hiring a DJ to create a street dance style environment. There will be no cost to community and the event will alcohol free.

Please attach a diagram clearly showing the sound level projections beginning at a point fifty (50) feet from the source, and continuing out through a radius of two hundred (200) feet from the source.

File this application along with the diagram with the finance officer accompanied with an application fee of \$25.00.

Signature of applicant Douglas H Wagner date 07/16/15



Note: The buildings along Market Street should provide enough of a sound barrier that the sound will not extend past 200 ft. This area is also not located near a residential district

Additional Information Pertinent to the Event:

We are requesting to close off Market Street beginning at the intersection of Market and Main, extending to the intersection of Kidder and Market Street. We are requesting that this section of street be closed off beginning at 4:00 pm to allow able time to set up all necessary events, games and activities associated with the street fair portion of the event. Beginning at 7:00 pm we will begin tearing down some of the events, games, and activities and begin setting up the DJ's stage and equipment. Beginning at 8:00 pm the DJ will create a street Dance style atmosphere until 11:00 pm when we will begin tearing down equipment. That section of Market Street should be available beginning at roughly 12 am. For this street dance portion of the event we are requesting a special permit to exceed the allowable sound levels by no more that 50%, placing allowable levels at a maximum of 82.5 dB. This event will not be service alcohol of any kind and will be open to all members of the Vermilion community at no cost.

NOTICE OF PUBLIC HEARING FOR SPECIAL PERMIT
TO EXCEED ALLOWABLE SOUND LEVELS

NOTICE IS HEREBY GIVEN THAT the Vermillion City Council on the 3rd day of August, 2015 at the hour of 7:00 P.M. in the City Hall Council Chambers, 25 Center Street, will meet in regular session to consider the following application for a special permits to exceed allowable sound levels which has been filed in the Finance Officer's Office:

USD Dakota Days Committee request for a special permit to exceed allowable sound levels for a street dance and public gathering at the Ratingen Platz located at the corner of Market and Main Street on or about September 30, 2015 from 8:00 p.m. to 11:00 p.m.

NOTICE IS FURTHER GIVEN THAT any person, persons, or their attorney may appear and be heard at said scheduled public hearing who are interested in the approval or rejection of any such application for special permit.

Dated at Vermillion, South Dakota this 17th day of July, 2015.

Michael D. Carlson, Finance Officer

Publish: July 24, 2015

Published once at the approximate cost of _____.

Council Agenda Memo

From: Jose Dominguez, City Engineer

Meeting: August 3, 2015

Subject: Resolution Adopting a Resolution of Necessity for Sidewalk Repairs for properties in the Central Business District

Presenter: Jose Dominguez

Background: The City instituted a Sidewalk Inspection Program in 2010 which is meant to bring deficient portions of sidewalks up to a proficient standard. Prior to this program, the City's sidewalk repair/replacement policy was complaint-based. The previous program was reactive and costly. The City's liability insurance carrier had also recommended the City begin a sidewalk inspection program to address hazards before accidents occur and claims are presented. The sidewalk inspection program is intended to protect property owners because insurance claims are often presented against property owners and the City.

The new Sidewalk Inspection Program was first presented to the City Council in 2010 and comments and discussion helped create the program used today. The program divided the City into four quadrants with the southwest (south of National Street and west of Dakota Street) quadrant being inspected in 2013. During City inspections, staff looks for a couple of deficiencies; trippers and surface conditions. In addition, sidewalk tiles were inspected more closely to verify that they were functioning as originally constructed. If the panels were found to be deficient, they were also marked for replacement.

Recently the City was asked by several property owners in the downtown area to delay the special assessment. The request was based on the fact that there is interest among some of the downtown owners to see a larger project that would completely reconstruct downtown, rather than just doing spot repairs on the sidewalks.

On July 6, 2015 the City Council passed a Resolution of Necessity and Notice of Hearing setting the public hearing on the sidewalk repairs for August 3, 2015.

Discussion: The property owners were notified by mail and the notice of hearing has been published twice in the Plain Talk. An information packet has also been placed on the City's website for public review.

The property owners will be given until June 30, 2017 to demonstrate they have the work under contract to be completed by the end of 2017. If the property owners do not demonstrate that they either have the work under contract or that the work has been completed, then the work will be completed by the City.

Following the completion of repairs completed by a City-hired contractor, the City Council will adopt a resolution approving the special assessment roll with any added adjustments in the amounts. Some property owners have already responded to the notification mailing that they prefer to have the City hire the contractor and assess them for repairs.

Financial Consideration: Costs for the City have included postage and the publication of the notice.

Using 2013 prices, the cost for all of the repairs was estimated at \$117,000. In addition to the construction cost, an administration fee of either eight (8%) percent or \$50.00, whichever is greater, will be added to the project. The assessment would be placed on the tax rolls and the property owner given two years at ten (10%) percent interest to pay the cost. The owner has the option to pay the entire assessment before it's placed on the tax rolls without any interest accrual.

Conclusion/Recommendations: Administration recommends adoption of the resolution adopting a resolution of necessity for sidewalk repairs.

**RESOLUTION ADOPTING RESOLUTION OF NECESSITY FOR SIDEWALK
REPAIRS IN THE CITY OF VERMILLION, SD**

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 3rd day of August, 2015, that the necessity has arisen for sidewalk repairs along the parcels of land hereinafter named, viz:

VIOLATION ADDRESS	VIOLATION LEGAL DESCRIPTION	VIOLATION PARCEL NUMBER
12 CENTER	N 38.5' OF LOT 25 BLK 35 SNYDERS	15720-03500-250-03
24 CENTER	S 12' OF LOT 2 BLK 35 SNYDERS	15720-03500-020-03
7 COURT	S 34' OF LOT 4 & N 14' OF LOT 5 BLK 28 ORIGINAL TOWNSITE OF VERMILLION	15530-02800-040-00
9 COURT	N 18' OF 6 & S 30' OF 5 BLK 28 ORIGINAL TOWN	15530-02800-050-00
11 COURT	S 20' OF N 38' OF LOT 6 BLK 28 ORIGINAL TOWN	15530-02800-060-00
15 COURT	S 6' OF 6 & ALL OF LOT 7 BLK 28 ORIGINAL TOWN	15530-02800-070-00
16 COURT	LOTS 8,9,10 & 11 BLK 27 ORIGINAL TOWN	15530-02700-110-00
2 E. MAIN	LOTS 15 & 16 BLK 34 SNYDERS	15720-03400-160-00
6 E. MAIN	LOT 17 BLK 34 SNYDERS	15720-03400-170-00
8 E. MAIN	LOT 18 BLK 34 SNYDERS	15720-03400-180-00
10 E. MAIN	LOT 19 BLK 34 SNYDERS	15720-03400-190-00
12 E. MAIN	LOT 20 BLK 34 SNYDERS	15720-03400-200-00
15 E. MAIN	LOTS 3 THRU 7 & 21 THRU 24 & LOT V1 BLK 27 ORIGINAL TOWN	15530-02700-000-00
14 E. MAIN	LOTS 21 & W 6' OF 22 BLK 34 SNYDERS	15720-03400-220-00
20 E. MAIN	E 47' OF 22 & ALL OF 23 BLK 34 SNYDERS	15720-03400-230-00
100 E. MAIN	W 20.1' OF LOT 15 BLK 33 SNYDERS	15720-03300-150-00
101 E. MAIN	LOTS 15, 16 & 17 BLK 26 REPLAT OF LOTS 13 & 14 ORIGINAL TOWN	15530-02600-170-00
102 E. MAIN	E 9.9' OF LOT 15 & W 10' OF LOT 16 BLK 33 SNYDERS	15720-03300-160-00
104 E. MAIN	E 16' OF LOT 16 & W 4' OF LOT 17 BLK 33 SNYDERS	15720-03300-170-02
106 E. MAIN	E 23' OF LOT 17 BLK 33 SNYDERS	15720-03300-170-00
108 E. MAIN	LOT 18 EXC 18A BLK 33 SNYDERS	15720-03300-180-00
110 E. MAIN	LOT 18A BLK 33 SNYDERS	15720-03300-180-02
112 E. MAIN	LOT 19 & W 11' OF 20 BLK 33 SNYDERS	15720-03300-200-00
113 E. MAIN	W 31' OF LOTS 1, 2, 3 & 4 BLK 26 ORIGINAL TOWN	15530-02600-040-12
115 E. MAIN	E 20' OF W 51' OF LOTS 1, 2, 3 & 4 BLK 26 ORIGINAL TOWN	15530-02600-040-09

117 E. MAIN	E 15' OF W 66' OF LOTS 1, 2, 3 & 4 BLK 26 ORIGINAL TOWN	15530-02600-040-06
119 E. MAIN	E 29.5' OF W 95.5' OF LOTS 2, 3, 4, & E 66' OF W 32' OF LOT 1 BLK 26 ORIGINAL TOWN &	15530-02600-040-03
120 E. MAIN	E 15' OF S 90' OF LOT 20 & S 90 OF LOTS 21, 22, 23, 24, & 25 BLK 33 SNYDERS ADDN	15720-03300-250-03
125 E. MAIN	W 41' OF VACATED DAKOTA ST ABUTTING LOT 1 & E 18' OF LOT 1 BLK 26 ORIGINAL TOWN	15530-02600-010-00
17 ELM	LOT 11 BLK 33 SNYDERS	15720-03300-110-00
23 ELM	W 85' OF LOT 14 & W 85' OF N 20' OF LOT 13 BLK 33 SNYDERS	15720-03300-140-00
5 MARKET	N 23'4 OF S 27' 2 1/2 OF LOT 2 BLK 29 ORIGINAL TOWN	15530-02900-020-03
11 MARKET	LOT 5 & 6 BLK 29 ORIGINAL TOWN	15530-02900-050-00
14 MARKET	LOT 10 & N 20' OF E 50' & S 24' OF LOT 11 BLK 28 ORIGINAL TOWN	15530-02800-100-00
17 MARKET	LOTS 7, 8 & 9 BLK 29 ORIGINAL TOWN	15530-02900-070-00
19 MARKET	LOT 11 BLK 29 ORIGINAL TOWN	15530-02900-100-00
21 MARKET	LOT 11 BLK 29 ORIGINAL TOWN	15530-02900-110-00
23 MARKET	LOT 12 BLK 29 ORIGINAL TOWN	15530-02900-120-00
24 MARKET	LOT 9 BLK 28 ORIGINAL TOWN	15530-02800-090-00
26 MARKET	LOT 8 BLK 28 ORIGINAL TOWN	15530-02800-080-00
5 PROSPECT	LOT HD-1 LOT 15 BLK 35 SNYDERS	15720-03500-150-03
16 PROSPECT	LOT 3 BLK 36 SNYDERS	15720-03600-030-00
25 PROSPECT	N 1/2 OF LOT 13 & ALL OF LOT 14 BLK 35 SNYDERS	15720-03500-140-00
1 W. MAIN	S 60.5' OF LOT 25 BLK 35 SNYDERS ADDN	15720-03500-250-00
2 W. MAIN	LOT 25 BLK 28 ORIGINAL TOWN	15530-02800-250-00
3 W. MAIN	LOT 24 BLK 35 SNYDERS	15720-03500-240-00
4 W. MAIN	LOT 24 BLK 28 ORIGINAL TOWN	15530-02800-240-00
5 W. MAIN	LOTS 22 & 23 BLK 35 SNYDERS	15720-03500-230-00
9 W. MAIN	LOT 21 BLK 35 SNYDERS	15720-03500-210-00
10 W. MAIN	LOT 21 BLK 28 ORIGINAL TOWN	15530-02800-210-00
12 W. MAIN	LOT 20 & ALL VAC ALLEY ADJ TO LOT 20 BLK 28 ORIGINAL TOWN	15530-02800-200-00
13 W. MAIN	E 23 1/2' OF LOT 19 BLK 35 & ALL OF VAC ALLEY SNYDERS	15720-03500-190-03
16 W. MAIN	LOT 18 & W 25' OF E 50' OF LOT 12 BLK 28 ORIGINAL TOWN OF VERMILLION	15530-02800-180-00
15 W. MAIN	E 5.5' OF LOT 18 & W 12.5' OF LOT 19 BLK 35 SNYDERS	15720-03500-190-00
18 W. MAIN	W 25' OF N 20' OF E 75' OF 11 & W 25' OF E 75' OF 12 & ALL LOT 17 BLK 28 ORIGINAL TOWN	15530-02800-170-00
19 W. MAIN	LOT 17 & W 12.5' OF 18 BLK 35 SNYDERS	15720-03500-180-00

23 W. MAIN	E 25' OF LOT 15 BLK 35 SNYDERS	15720-03500-150-06
24 W. MAIN	W 30' OF LOTS 12 & 15 EXC W 5' & N 10' & N 3.4' OF W 31.4' LOT 11 EXC W 5' BLK 28 ORIGINAL TOWN	15530-02800-150-03
25 W. MAIN	W 25' OF LOT 15 EXC LOT HD-1 BLK 35 SNYDERS	15720-03500-150-00
7 MARKET	S 3' 10.5" OF LOT 2 & N 19' 10.5" OF LOT 3 BLK 29 ORIGINAL TOWN	15530-02900-030-00

In the City of Vermillion, South Dakota, all as mentioned in a Resolution of Necessity adopted by the Governing Body on the 6th day of July, 2015 was approved and that the Engineer shall proceed with the work in the manner provided by law.

BE IT FURTHER RESOLVED, that the property owner shall, at their own expense, repair the sidewalk according to the specifications filed in the office of the City Engineer. The repairs must be under contract by the 30th day of June 2017 for completion by December 31, 2017.

Dated at Vermillion, South Dakota this 3rd day of August, 2015.

THE GOVERNING BODY OF THE CITY
OF VERMILLION, SOUTH DAKOTA

By _____
John E. (Jack) Powell, Mayor

ATTEST:

By _____
Michael D. Carlson, Finance Officer

Council Agenda Memo

From: John Prescott, City Manager

Meeting: August 3, 2015

Subject: Request for Temporary Street Closing – Ribs, Rods, & Rock ‘n Roll

Presenter: John Prescott

Background: The Ribs, Rods, & Rock ‘n Roll organization is requesting a temporary street closing to host their State BBQ Championship, music festival and car show on September 11 and 12, 2015.

Discussion: The street closing request is broken down into two sections as follows:

Red Section – Proposed to be closed from Friday, September 11, 2015 at 7:00 a.m. until Sunday, September 13, 2015 at Noon: Main Street, from High Street to Prospect Street; Austin Street, from W. Main Street to Kidder Street; Market Street; from W. Main Street to Bloomingdale Street; Prospect Street, from W. Main Street to ½ block north of W. Main Street; and Kidder Street, from Austin Street to ½ block east of Market Street. This closing would also include Ratingen Platz and the city parking lot at the southwest corner of Market Street and Kidder Street.

Blue Section – Proposed to be closed on Saturday, September 12, 2015 from 12:01 a.m. until 5:00 p.m.: W. Main Street, from Washington Street to High Street; Main Street, from Prospect Street to Church Street; and Court Street from E. Main Street south for one-half block.

The street closing request and a map of the requested street closings are both attached. The noise permit and special daily malt beverage and wine license were considered earlier on this agenda. The Police, Fire, and EMS Departments have been notified of the closure request and have found no safety concerns. The proposed street closings are very similar to last year.

Financial Consideration: None.

Conclusion/Recommendations: While there are a number of street closings and some of the street closings are for a fairly lengthy time period, Administration did not receive any complaints on the closings for this event last year. Administration recommends approval of the street closings after the City Council receives public input.

Request to Close Public Street

Requests to close a public street for an event or activity are taken to the City Council for approval. The following application is requested to be submitted to the City Managers office for a street closing one week prior to the Council Meeting.

**REQUEST TO CLOSE CITY STREET
CITY OF VERMILLION**

This application shall be completed in time to be submitted to the City Council for consideration. City Council meetings are the first and third Mondays of each month. Requests are to be submitted to the City Managers office one week prior to the meeting to be included on the meeting agenda. The proposal shall contain all applicable information relative to the nature and purpose of the event the street closing is requested for, if additional space is needed please attach additional sheets or application letter with the required information.

Organization Requesting Ribs, Rods, & Rock 'n' Roll

Contact Person Rich Job Phone (605)-670-9913

Contact Person Address 815 W. Clark St., Vermillion, SD, 57069

Event SD BBQ Championship Date(s) of Event Sept. 11-12

Street(s) Requesting to be closed (Include a map if needed.)

Street See map from _____ to _____

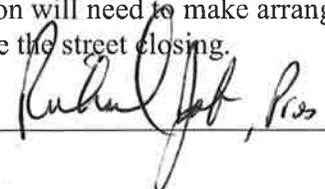
Street Closing Times _____ to _____

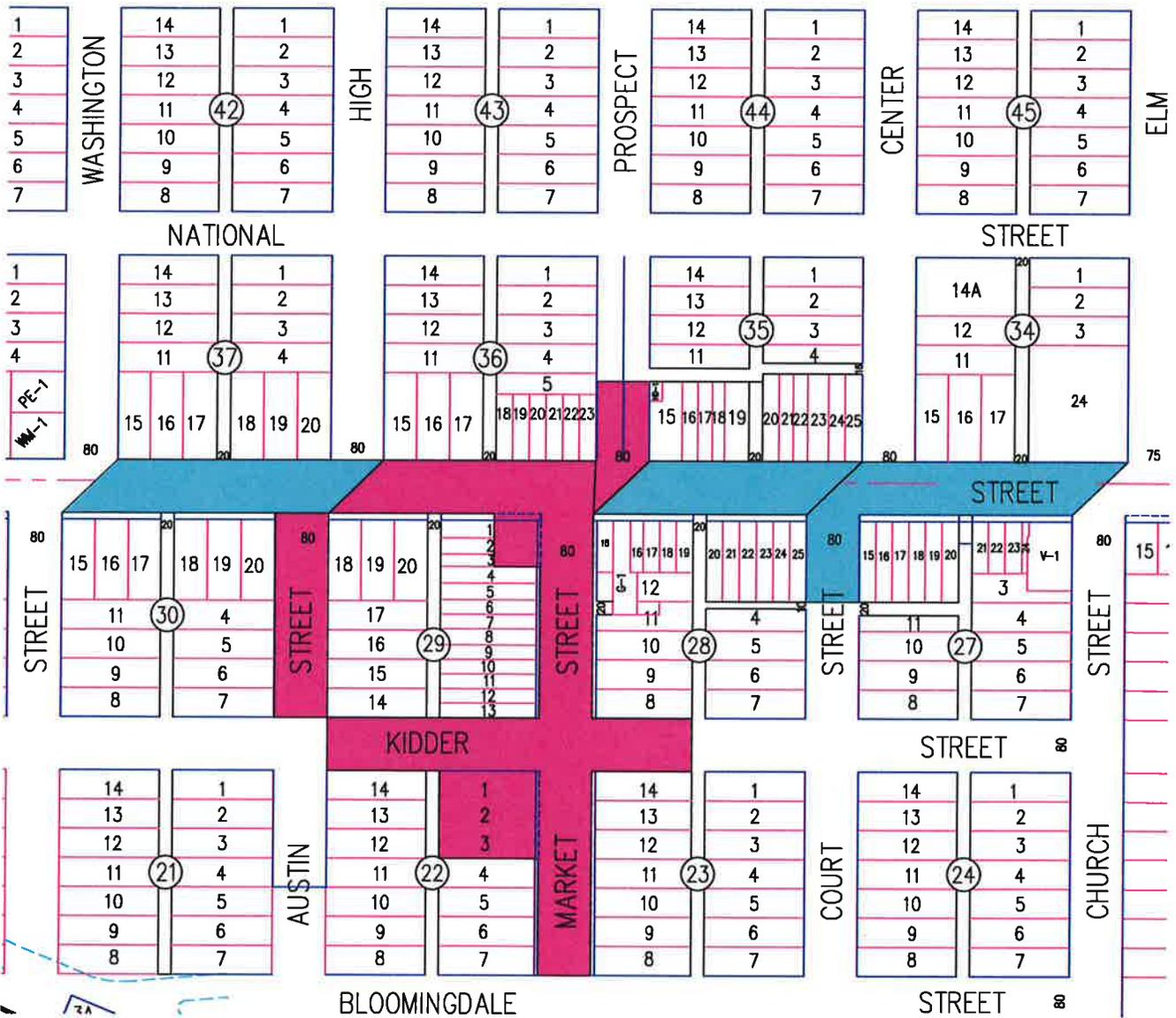
If the street closing requested would affect other residents or businesses have they been notified of the request. Yes No

Have arrangements been made for clean up after the event and other facilities? Please describe:

Yes, teams of volunteers are scheduled throughout the event.

If approved the contact person will need to make arrangements with the Street Department for barricades to properly denote the street closing.

Signature of applicant  date 7-9-15



CLOSED SEPT. 12 AT 12:01 A.M. UNTIL 5 P.M.



CLOSED SEPT. 11 AT 7 A.M. UNTIL SEPT. 13 AT NOON

STREET CLOSURE PLAN

RIBS, RODS AND ROCK & ROLL		1.0	
CITY OF VERMILLION, SD	57069	SCALE: NTS	JULY 2015



Council Agenda Memo

From: John Prescott, City Manager
Meeting: August 3, 2015
Subject: Street closure request for Dakota Days parade
Presenter: Doug Wagner

Background: Every year, the University of South Dakota holds a parade on the streets of Vermillion to celebrate Dakota Days, the University's homecoming. The parade requires closing portions of several streets for most of the morning on the day of the parade.

Bar owners have taken a more active role in monitoring their patrons during the last five parades, which has helped to minimize previous concerns. While it is not a charge of the Dakota Days Committee, it is hoped that bar owners will again actively participate, when possible and appropriate, in controlling their patrons during the parade.

Discussion: This year's parade is set to take place on Saturday, October 3, 2015. The route request submitted by the Dakota Days Committee is for Main Street from S. Norbeck Street to High Street for routing and/or staging of the Dakota Days Parade on Saturday, October 3, 2015 between 6:00 AM to 12:30 PM. The parade would begin at 9:00 a.m. at the intersection of Prentis Street and E. Main St. As the High School provides a large amount of space to stage parade entries, no other street closures are requested. The Committee has indicated that they will be working with the School District to utilize some of the High School interior space to coordinate the parade.

The importance of cleaning up after the parade has been made known to the applicants. At the time of City Council packet preparation, a student organization responsible for clean-up has not been identified as has been the situation with past applications. For many years, the City Council has made approval conditional upon providing proper clean-up after the parade. The group to clean-up the route has typically been identified and the information provided to the City once the fall semester classes begin.

The police, fire, and EMS department have been notified of the street closings.

Financial Consideration: In preparing the 2015 budget, Police Department overtime wages for monitoring this parade route and Street Department overtime wages for setting up and removing barricades for the street closure were included.

8. New Business; item b

Conclusion/Recommendations: Administration recommends that the City Council approve the parade route and times conditional upon a parade route clean-up group being identified.

Request to Close Public Street

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**REQUEST TO CLOSE CITY STREET
CITY OF VERMILLION**

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Organization Requesting Dakota Days 2015

Contact Person Kelsey McCann Phone 712-212-8540

Contact Person Address 707 E Cedar St

Event Dakota Days 2015 Parade Date(s) of Event October 3, 2015

Street(s) Requesting to be closed (Include a map if needed.)

Street Main St, S Norbeck from S Norbeck, Main St to High St, E Lewis

Street Closing Times 6am to 12:30pm

If the street closing requested would affect other residents or businesses have they been notified of the request. Yes No

Have arrangements been made for clean up after the event and other facilities? Please describe:

Yes, we are working on an agreement with a student organization on campus ~~to~~

to clean the street afterward. We are awaiting confirmation of their availability

If approved the contact person will need to make arrangements with the Street Department for barricades to properly denote the street closing.

Signature of applicant Kelsey McCann date 5/22/2015

Council Agenda Memo

From: John Prescott, City Manager
Meeting: August 3, 2015
Subject: Street closure request for USD Verm Town Bash
Presenter: John Prescott

Background: The Dakota Days Executive Board is sponsoring a community wide event associated with Dakota Days on Wednesday, September 30, 2015. Activities are planned for Market Street from W. Main Street to Kidder Street including using the Ratingen Platz. The event will include inflatables and activities from 5:00 p.m. to 8:00 p.m. and a street dance type event with a DJ from 8:00 p.m. to 11:00 p.m.. All activities are open to the public and will be alcohol free. A map of the proposed closing is attached. The noise permit for the bands was part of the Public Hearings portion of the agenda.

Discussion: Megan Wissbaum representing the Dakota Days Executive Board has requested the closing of Market Street from W. Main Street to Market Street on Wednesday, September 30, 2015 from 4:30 p.m. to midnight. The closing request is to allow for the set-up of items from 4:30 p.m. to 5:00 p.m. with family activities taking place from 5:00 p.m. to 8:00 p.m., a street dance from 8:00 p.m. to 11:00 p.m., and allowing for an hour of clean-up.

The Police, Fire, and EMS Departments have been notified of the closure request and have found no safety concerns.

Financial Consideration: None.

Conclusion/Recommendations: Administration recommends that the City Council approve the temporary closing of Market Street from W. Main Street to Kidder Street on Wednesday, September 30, 2015 from 4:30 p.m. to midnight for the USD Dakota Days Executive Board community wide events contingent upon the approval of a noise permit.

Request to Close Public Street

Requests to close a public street for an event or activity are taken to the City Council for approval. The following application is requested to be submitted to the City Managers office for a street closing one week prior to the Council Meeting.

**REQUEST TO CLOSE CITY STREET
CITY OF VERMILLION**

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Organization Requesting Dakota Days Executive Board

Contact Person Megan Wissbaum Phone (712)-363-1284

Contact Person Address 43401 310th St, Yankton SD, 57078

Event Verm Town Bash Date(s) of Event Sept 30, 2015

Street(s) Requesting to be closed (Include a map if needed.)

Street S. Market St from Main St to S Kidder St

Street Closing Times 4:30pm to midnight

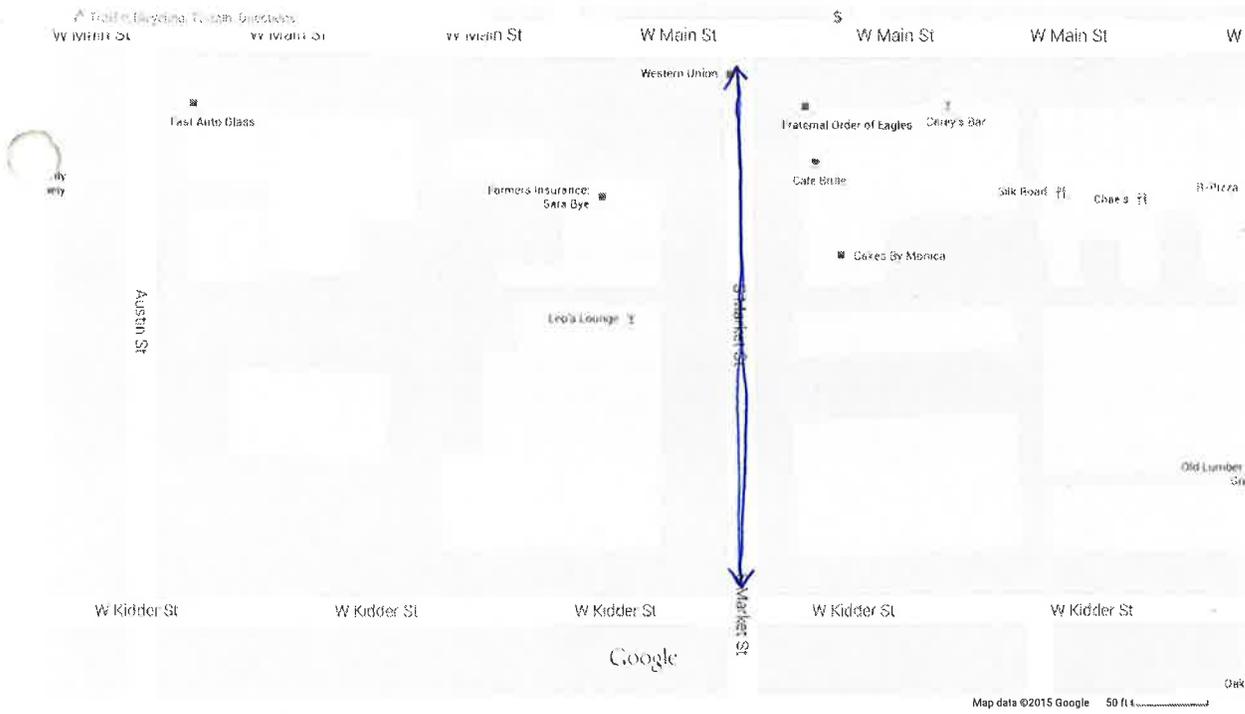
If the street closing requested would affect other residents or businesses have they been notified of the request. Yes No

Have arrangements been made for clean up after the event and other facilities? Please describe:

The Dakota Days Executive Board & all other participating organizations are prepared to clean up after the event.

If approved the contact person will need to make arrangements with the Street Department for barricades to properly denote the street closing.

Signature of applicant Megan Wissbaum date 5/27/2015



Council Agenda Memo

From: John Prescott, City Manager

Meeting: August 3, 2015

Subject: Request to close Center Street from Main St. to National St. and west City Hall parking lot for a Fire/EMS Department photo

Presenter: John Prescott

Background: The Vermillion Fire/EMS Department is planning to take a photo of department personnel and equipment. City Hall is being used as a backdrop for this photo. The Vermillion Fire/EMS Department is requesting a temporary street closure of Center Street from Main Street to National Street and the west City Hall parking lot to accommodate the photo. The parking lot and street closure request is for Wednesday, August 19, 2015 from 5:30 pm to 8:00 pm.

Discussion: No meetings have been scheduled for the evening of August 19th in City Hall. Notices will be posted in the parking lot and along the street to alert the neighbors and public of the street and parking closures. The information will also be posted on the City's website, Facebook and twitter account to help alert the public of the closure.

Financial Consideration: None.

Conclusion/Recommendations: Administration recommends approval of the closing of Center Street from Main Street to National Street and the west City Hall parking lot on Wednesday, August 19, 2015 from 5:30 pm to 8:00 pm.

Request to Close Public Street

Requests to close a public street for an event or activity are taken to the City Council for approval. The following application is requested to be submitted to the City Managers office for a street closing one week prior to the Council Meeting.

**REQUEST TO CLOSE CITY STREET
CITY OF VERMILLION**

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Organization Requesting Vermillion Fire/EMS Department
Contact Person Chief Draper Phone (605)-677-7097
Contact Person Address 820 N. Dakota St.
Event Department Picture Date(s) of Event 8/19/15

Street(s) Requesting to be closed (Include a map if needed.)

Street Center St. from Main St. to National St.

Street Closing Times 5:30pm to 8:00pm

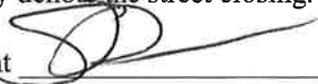
If the street closing requested would affect other residents or businesses have they been notified of the request. Yes ___ No x

Have arrangements been made for clean up after the event and other facilities? Please describe:

There will be no clean-up necessary.

If approved the contact person will need to make arrangements with the Street Department for barricades to properly denote the street closing.

Signature of applicant



date

7/23/15

Council Agenda Memo

From: Mike Carlson, Finance Officer
Meeting: August 3, 2015
Subject: High Street Closing – August 6 - 9, 2015
Presenter: Mike Carlson

Background: The Clay County Agricultural Fair Association is hosting the annual Clay County Fair from August 6 to 8, 2015. The group is requesting the temporary closure of a portion of High Street as it abuts the fairgrounds. The fairgrounds are located on both sides of High Street. Closing the street enhances the safety of fairgoers and provides additional space for the fair to utilize for events.

Discussion: The Clay County Agricultural Fair Association is requesting that High Street be closed along the fairgrounds from 7:00 a.m. on Thursday, August 6, 2015 until 5:00 p.m. on Sunday, August 9, 2015. The August 9, 2015 street closure is for clean-up activities once the fair has concluded.

The Police, Fire, and EMS Departments have been notified of the closure request and have found no safety concerns.

Financial Consideration: None

Conclusion/Recommendations: Administration recommends authorizing the closure of High Street from 7:00 a.m. on Thursday, August 6, 2015 until 5:00 p.m. on Sunday, August 9, 2015 to accommodate the Clay County Fair.

Clay County Agricultural Fair Association

515 High Street ▪ Vermillion, SD 57069
(605) 677-7111 ▪ www.claycountyfair.net

July 28, 2015

City of Vermillion
Honorable Mayor Powell
& City Council Members
25 Center Street
Vermillion, SD 57069

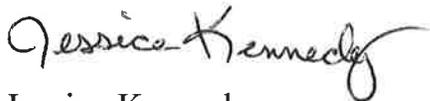
Dear Mayor Powell,

The Clay County Fair is August 6-8, 2015. We are requesting that High Street (fair grounds) be blocked to through-traffic from 7:00 AM on Thursday, August 6 through 5:00 PM Sunday, August 9.

In addition, we would like to ask permission if a section of the fence between Lions Park and the Open Arena grass could be removed for through traffic of trucks and trailers.

Thank you for your continued support of the Clay County Fair Association. Should you have any questions, regarding this letter please do not hesitate to call our office at 677-7111.

Respectfully,



Jessica Kennedy
Clay County Fair Board

Request to Close Public Street

Requests to close a public street for an event or activity are taken to the City Council for approval. The following application is requested to be submitted to the City Managers office for a street closing one week prior to the Council Meeting.

**REQUEST TO CLOSE CITY STREET
CITY OF VERMILLION**

This application shall be completed in time to be submitted to the City Council for consideration. City Council meetings are the first and third Mondays of each month. Requests are to be submitted to the City Managers office one week prior to the meeting to be included on the meeting agenda. The proposal shall contain all applicable information relative to the nature and purpose of the event the street closing is requested for, if additional space is needed please attach additional sheets or application letter with the required information.

Organization Requesting Clay County Fair Board

Contact Person Jessica Kennedy Phone 605-670-8605

Contact Person Address 515 High St, Vermillion

Event Clay County Fair Date(s) of Event 8/6-8/8

Street(s) Requesting to be closed (Include a map if needed.)

Street High Street from Cherry to end of fairgrounds

Street Closing Times 7am ^{Aug 6} to 5pm ^{Aug 9}

If the street closing requested would affect other residents or businesses have they been notified of the request. Yes No

Have arrangements been made for clean up after the event and other facilities? Please describe:

Yes, clean up is August 9. After clean up is complete, the street will be opened.

If approved the contact person will need to make arrangements with the Street Department for barricades to properly denote the street closing.

Signature of applicant Jessica Kennedy date 8-28-15

Council Agenda Memo

From: Jose Dominguez, City Engineer

Meeting: August 3, 2015

Subject: Resolution to adopt the goals of the 2004 Streetscape Plan and to accept the 2004 Streetscape Plan as a conceptual plan for Downtown Vermillion

Presenter: Jose Dominguez

Background: The City, in conjunction with the Clay County Historic Preservation Commission, completed a master plan for Downtown Vermillion in 2004. The plan is called the 2004 Vermillion Downtown Streetscape Planning Master Plan (2004 Plan). The document was created to serve as a guide for future projects in the downtown area so that the area had a cohesive look that would emphasize its historic character. Some projects identified in the plan such as a Pocket Park, Ratingen Platz, and a public parking lot at Market and Kidder have been completed although not as shown in the plan.

The City has recently held a couple of public meetings to gather public input regarding a possible downtown infrastructure project. At these meetings it was brought up that the 2004 Plan should be adopted prior to continuing with any project. This was brought up to the City Council at the July 20th noon meeting. At that meeting the Council asked staff to prepare a resolution that would adopt the spirit of the document without adopting the minutiae of it.

Discussion: The resolution that is proposed adopts the four goals of the 2004 Plan precisely while adopting the remainder of the document for informational purposes. This allows the Council, the Planning Commission and any future committee enough leeway to complete projects as long as the goals being adopted are met. The four goals are: to provide a safe and inviting experience for downtown businesses, city residents, and visitors to the area; to reintroduce downtown Vermillion as an exciting and essential part of Vermillion; to build upon the timelessness and historic character of downtown; and to develop a plan that can allow for phased implementation.

Financial Consideration: None.

Conclusion/Recommendations: Administration recommends that the City Council adopt the goals of the 2004 Vermillion Downtown Streetscape Planning Master Plan and that it adopts the rest of the plan as a conceptual and informational document.

**A RESOLUTION ADOPTING PORTIONS OF THE 2004 CITY OF VERMILLION
DOWNTOWN STREETScape PLANNING MASTER PLAN**

WHEREAS, in 2003 in conjunction with the Clay County Historic Preservation Commission the City formed the Downtown Vermillion Streetscape Planning Committee; and,

WHEREAS, the Downtown Vermillion Streetscape Planning Committee was charged by the Council to lead the planning effort to complete Vermillion Downtown Streetscape Planning Master Plan; and,

WHEREAS, the City of Vermillion, at the request of some citizens, has recently started exploring options to renovate the Downtown area; and,

WHEREAS, the Vermillion City Council would like to adopt the four goals stated in the 2004 Vermillion Downtown Streetscape Planning Master Plan which are: to provide a safe and inviting experience for downtown businesses, city residents, and visitors to the area; to reintroduce downtown Vermillion as an exciting and essential part of Vermillion; to build upon the timelessness and historic character of downtown; and to develop a plan that can allow for phased implementation; and,

WHEREAS, the rest of the 2004 Vermillion Downtown Streetscape Planning Master Plan would be adopted as a conceptual document which may be used as a guide to complete some future projects for the Downtown area.

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of the City of Vermillion that the goals of the 2004 Vermillion Downtown Streetscape Planning Master Plan are hereby adopted wholly and that the rest of the 2004 Vermillion Downtown Streetscape Plan is adopted as a conceptual and informational document. Said plan shall be on file in the office of the Vermillion Finance Officer and is available for public inspection during regular business hours.

Dated at Vermillion, South Dakota this 3rd day of August, 2015.

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

By _____
John E. (Jack) Powell, Mayor

ATTEST:

By _____
Michael D. Carlson, Finance Officer

Council Agenda Memo

From: Jason Anderson, Asst. City Engineer
Meeting: August 3, 2015
Subject: Engineering Agreement for NE Electric Substation Project
Presenter: Jason Anderson

Background: The Light & Power Department has funding in the 2015 budget to begin engineering a new electric substation. The proposed 2016 budget will include funding to complete engineering services for design of a new electric substation in the northeast quadrant of the city. The city currently peaks to near 80% of the current substation's rated capacity at certain times during the year. If a large electric user (industry) wished to build in Vermillion, we may not have adequate capacity to serve the load with system redundancy.

The process of obtaining land, designing a substation, ordering materials, and constructing the substation can be expected to take at least two years. Due to the protracted timeline, City staff would like to begin the process of selecting a location and designing a new substation capable of serving the community's needs for the foreseeable future.

Discussion: The City has requested and received an engineering agreement from DeWild Grant Reckert & Associates (DGR) for design, bidding, construction, and post-construction engineering services for the project. In addition to designing the substation, the scope of this agreement includes design of necessary transmission line extensions and distribution system feeder circuits. The City Attorney has reviewed the proposed engineering agreement. The final version of the agreement should be available on Monday as some legal language questions were still being resolved between the City Attorney and DGR at the time of packet preparation.

DGR has completed the majority of the City's electrical system engineering and long range planning since 1990 and is very familiar with the City's electric system. The attached engineering agreement includes a project description, scope of work, timetable, and fee schedule.

Financial Consideration: The City included funding in the 2015 budget and the proposed 2016 budget to cover the cost of designing the new substation. Engineering services for the substation project is anticipated to cost approximately \$410,000.

Conclusion/Recommendations: Administration recommends approval of the engineering agreement with DGR for engineering services related to the design of a new electric substation due to past performance on City electric projects and familiarity with City electric system.

DGR ENGINEERING

Agreement for Professional Services

THIS AGREEMENT is entered into on the 10th day of June, 2015, by and between City of Vermillion, SD, hereinafter referred to as "Client" and DeWild Grant Reckert and Associates Company, d/b/a DGR Engineering, hereinafter referred to as "Consultant".

WHEREAS, Client requires professional services for a proposed Northeast Substation, 115 kV Transmission Line and underground distribution egress feeders; and,

WHEREAS, Consultant is willing to provide such services upon the terms and conditions hereinafter set forth,

NOW THEREFORE, in consideration of the mutual covenants and agreements herein contained, the parties agree to the following general terms and conditions:

1. BASIC AGREEMENT:

1.1. SCOPE OF WORK: The Scope of Work for this Project shall be documented in a manner consistent with the format of Exhibit A to this Agreement and shall be considered an integral part of this Agreement.

1.2. GENERAL: This Agreement sets forth the general terms and conditions which will apply to all services rendered. Consultant shall provide or cause to be provided the services set forth in this Agreement and any subsequent amendments; and Client shall pay Consultant for such services as set forth in Paragraph 3.3.

1.3. TERM: This Agreement shall be effective on the date shown above, until terminated as provided in paragraph 4.2 below.

2. CONSULTANT'S RESPONSIBILITIES:

2.1. SERVICES PROVIDED: Exhibit A will describe services to be performed and deliverables, if any, to be provided. Consultant shall not be obligated to perform any services unless and until Client and Consultant agree as to the scope of Consultant's services, time for performance, Consultant's compensation, and Client's responsibilities. All services shall be subject to the terms and conditions of this Agreement.

2.2. STANDARD OF CARE: The standard of care for all professional engineering and related services performed or furnished by Engineer under this Agreement will be the care and skill ordinarily used by members of the subject profession practicing under similar circumstances at the same time and in the same locality. Engineer makes no warranties, express or implied, under this Agreement or otherwise, in connection with Engineer's services.

2.3. INDEPENDENT CONTRACTOR: All labor, material and equipment necessary to complete the Services shall be provided by Consultant as an independent contractor. Consultant shall be solely responsible for the means and methods used to complete its Services. Consultant is not an employee of or in a joint venture with Client.

2.4. TIMELINESS OF PERFORMANCE: The Consultant will perform its Services with reasonable diligence and expediency consistent with sound professional practices.

3. CLIENT'S RESPONSIBILITY:

3.1. DUTY TO PROVIDE INFORMATION: Client agrees to provide Consultant with any and all documents, including but not limited to, structural documents, geotechnical reports and other technical information regarding the location where Services are to be performed (the "Site"), if any, which are available to Client and which relate to the Services. Client shall be responsible for, and Consultant may rely upon, the accuracy and completeness of all requirements, programs, instructions, reports, data, documents and other information furnished by Client to Consultant under the Agreement. Consultant may use such requirements, reports, data, documents and information in performing or furnishing Services under the Agreement. Client shall make decisions and carry out its other responsibilities in a timely manner under the Agreement so as not to delay Consultant's Services.

3.2. PERMITS AND LICENSES: Client agrees to timely obtain and provide all licenses, permits, registrations, certificates and government or agency approvals that may be required to commence and/or complete Client's Project.

3.3. PAYMENT AND TERMS: Consultant shall prepare invoices in accordance with its standard invoicing practices and Exhibit A. Consultant shall submit its invoices to Client on a monthly basis. Invoices are due and payable within 30 days of receipt. If Client fails to make any payment due Consultant for services and expenses within 30 days after receipt of Consultant's invoice, then Client will be considered in breach of the payment terms of this Agreement, and the compounded amount due Consultant will be increased at the rate of 1.0% per month (or the maximum rate of interest permitted by law, if less) from said thirtieth day.

If Client disputes an invoice, Client may withhold until resolution of the disputed portion only that portion so disputed, and must pay the undisputed portion.

Client shall pay all governmental taxes and fees applicable to Engineer's services. If after the Effective Date of this Agreement any governmental entity takes a legislative action that imposes sales or use taxes, fees, or charges on Consultant's services or compensation different than as described by Exhibit A, then the Consultant may invoice such new taxes, fees, or charges as a Reimbursable Expense to which a factor of 1.0 shall be applied. Client shall reimburse Consultant for the cost of such invoiced new taxes, fees, and charges; such reimbursement shall be in addition to the compensation to which Consultant is entitled under the terms of this Agreement.

4. GENERAL CONSIDERATIONS:

4.1. OWNERSHIP OF DOCUMENTS: All data, reports, drawings, specifications, record drawings, work-product, and other deliverables (whether in printed or electronic format) provided by or furnished by Consultant pursuant to the Agreement (the "Documents") are instruments of service in respect to this Project, and Consultant shall retain an ownership and property interest therein (including the right of reuse at the discretion of Consultant) whether or not the Project is completed. Notwithstanding the foregoing, upon completion of the project or termination of the services and payment of all monies due the Consultant, Consultant hereby grants to Client a royalty-free, non-exclusive unlimited

If Client requires greater assurance as to probable Construction Cost, Client must employ an independent cost estimator.

- 4.5. STATUS DURING CONSTRUCTION:** If Construction Observation is included in the scope of services, the Consultant shall visit the Project site at intervals appropriate to the stage of construction, or as otherwise agreed to in writing by the Client and the Consultant, in order to observe the progress and quality of the Work completed by the Contractor. Such visits and observation are not intended to be an exhaustive check or a detailed inspection of the Contractor's work but rather are to allow the Consultant, as an experienced professional, to become generally familiar with the Work in progress and to determine, in general, if the Work is proceeding in accordance with the Construction Contract Documents.

Based on this general observation, the Consultant shall keep the Client informed about the progress of the Work and shall endeavor to inform the Client of observed deficiencies in the Work. If the Client desires more extensive project observation or full-time project representation, the Client shall request that such services be provided by the Consultant as Additional Services.

The Consultant shall not supervise, direct or have control over the Contractor's work nor have any responsibility for the construction means, methods, techniques, sequences or procedures selected by the Contractor nor for the Contractor's safety precautions or programs in connection with the Work. These rights and responsibilities are solely those of the Contractor in accordance with the Construction Contract Documents.

The Consultant shall not be responsible for any acts or omissions of the Contractor, subcontractor, any entity performing any portions of the Work, or any agents or employees of any of them. The Consultant does not guarantee the performance of the Contractor and shall not be responsible for the Contractor's failure to perform its Work in accordance with the Construction Contract Documents or any applicable laws, codes, rules or regulations.

5. MISCELLANEOUS PROVISIONS:

- 5.1. MUTUAL WAIVERS:** To the fullest extent permitted by law, Client and Consultant (1) waive against each other, and the other's employees, officers, directors, agents, insurers, partners, and consultants, any and all claims for or entitlement to special, incidental, indirect, or consequential damages arising out of, resulting from, or in any way related to the Project, and (2) agree that Consultant's total liability to Client and to all construction contractors and subcontractors on construction related to any services provided, due to Consultant's negligent acts, errors, or omissions, shall be limited to \$50,000 or the total amount of compensation received by Consultant, whichever is greater.

- 5.2. CODE COMPLIANCE:** The Consultant shall exercise usual and customary professional care in its efforts to comply with applicable laws, codes and regulations in effect as of the date of this Agreement issued by Client to Consultant. Design changes made necessary by newly enacted laws, codes and regulations after the Agreement date shall entitle the Consultant to a reasonable adjustment in the schedule and additional compensation based upon Consultant's Standard Fee Schedule in effect when the work is completed. In the event of a conflict between laws, codes and regulations of various governmental entities having jurisdiction over a Project under this Agreement, the

Consultant shall notify the Client of the nature and impact of such conflict. The Client agrees to cooperate and work with the Consultant in an effort to resolve this conflict.

- 5.3. **DISPUTE RESOLUTION:** The Parties agree to submit all disputes between them to formal non-binding mediation prior to exercising their rights under the Agreement or under law.
- 5.4. **SEVERABILITY:** Any term or provision of this Agreement found to be invalid or unenforceable under any applicable statute or rule of law shall be deemed omitted and the remainder of this Agreement shall remain in full force and effect.
- 5.5. **ASSIGNMENT:** Neither Client nor Consultant may assign, sublet, or transfer any rights under or interest (including, but without limitation, monies that are due or may become due) under the Agreement without the written consent of the other, except to the extent that any assignment, subletting, or transfer is mandated by law. Unless specifically stated to the contrary in any written consent to an assignment, no assignment will release or discharge the assignor from any duty or responsibility under the Agreement.
- 5.6. **GOVERNING LAW and JURISDICTION:** Client and Consultant agree that the Contract Documents and any legal actions concerning their validity, interpretation and performance shall be governed by the laws of the State in which the project is located.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement for Professional Services as of the date first above written.

<u>City of Vermillion, SD</u> (Client)	<u>DeWild Grant Reckert and Associates Company</u> <u>d/b/a DGR Engineering</u> (Consultant)
By: _____	By: <u></u>
Title: _____ (Authorized signature and Title)	Title: <u>Vice President</u> (Authorized signature and Title)
Address: _____	Address: <u>1302 South Union Street</u>
City: _____	City: <u>Rock Rapids, IA 51246</u>
Phone: _____	Phone: <u>712-472-2531</u>

EXHIBIT A

Scope of Work City of Vermillion Northeast Substation and 115 kV Transmission Line

DGR Engineering (Consultant) agrees to provide to: City of Vermillion, SD (Client) City the professional services described below for the Project identified below.

PROJECT NAME: New Northeast Substation and 115 kV Transmission Line.

PROJECT DESCRIPTION: Provide professional engineering services for a new substation located on the northeast side of the City of Vermillion electrical service area. This also consists of planning and designing a transmission line that will loop through the new substation. The distribution portion consists of a proposed layout of the main feeder egresses that exit the substation.

DGR CONTACT PERSON: Paul Davis

CLIENT CONTACT PERSON: Jason Anderson

SCOPE OF WORK:

1. BACKGROUND:

As part of the electric system study performed in 2011, it was determined that Vermillion would need to add a substation in the future to accommodate the projected load growth. Vermillion's load has experienced growth at a rate where an additional substation is needed to accomplish a single contingency design event scenario. In general the work consists of the following items:

- Design of a new Substation located on the northeast side of the City, with the necessary site work and facilities to accommodate one (1) new power transformer and associated equipment. The substation will be designed for a closed loop two transmission line arrangement. The substation design will have a similar layout as Vermillion's existing substation.
- Design of a 115 kV looped transmission system into the new substation. The transmission line will be a double three-phase circuit, approximately 1.8 miles long. The proposed route will start at the corner of N. University Road and E. 316th St., the line will continue east until 465th Ave., where it will continue south to the new substation.
- Design layout of the feeder egress circuits out of the proposed substation for integration into the existing distribution circuitry.

2. SCOPE OF SERVICES - SUBSTATION:

The substation work will consist of the following under this contract:

- Site development for a new 12/22.4 MVA power substation transformer including grading and necessary fill, along with substation rock and fence.
- Install a new deadend structure, 115 kV breakers, 115 kV circuit switcher, transformer, control building, switchgear and necessary related equipment at the new Northeast substation site.

Preliminary Phase:

- Evaluate and analyze the existing substation facilities and develop a preliminary one-line diagram and supporting documents to define the final scope of the substation improvement construction.
- Prepare a brief preliminary design memo that outlines the general design of the project, including any preliminary decisions, materials to be specified, cost summary, and other items that will affect the final design.

Design Phase:

- Perform a field survey to establish control and collect topographic information. Arrange for and obtain survey data.
- Prepare a specification for material to be delivered to the site including: new power transformer, circuit switcher, 115 kV breakers, PT's, switchgear and control panels and distribute to interested suppliers.
- Prepare plans and specifications for the substation work, including site work, concrete, steel structures, control building, and other items.
- Develop controls and relaying design for the substation.
- Produce details, drawings, sketches, elevations, typical schematics, diagrams, and descriptions.
- Develop a SCADA diagram for the Northeast Substation.
- Correspond with Basin Electric and/or WAPA on the revised relaying scheme.

Bidding Phase:

- Coordinate six (6) major bid packages: power transformer, 15 kV switchgear and control panels, 115 kV breakers, circuit switcher and PT's, and substation construction.
- Provide bidding documents to interested bidders, issue planholder lists, and respond to bidder questions.

- Assist Vermillion in receiving bids, attend bid openings when necessary, analyze bids, develop spreadsheets detailing bid results, and make recommendations of award of contracts.

Construction Phase:

- Conduct a preconstruction conference, including the contractor and Utility personnel.
- Assist in construction administration and scheduling.
- Review shop drawings submitted by the Contractor or material suppliers.
- Generate and process pay requests, field orders, and change orders (if necessary).
- Perform periodic site visits to observe construction progress. Resident project observation will be provided by the Owner, not DGR.
- Respond to Contractor questions.
- Develop testing specifications for testing the new and existing relays.
- Determine protective relay settings for the substation equipment, both proposed substation and the affected transmission side at the Main Substation breakers.
- Assist with and/or observe commissioning of substation equipment.
- Perform SCADA system modifications to the existing main substation SCADA master with the data obtained from the new Northeast substation.

Final Phase:

- Perform final on-site quantity checks of installed units.
- A final review will be conducted, and punch-list(s) developed and furnished to the Contractor. Final close-out documents will be developed and processed.
- Record drawings will be furnished, along with final inventory of installed units.

3. SCOPE OF SERVICES - TRANSMISSION:

The transmission work will consist of the following under this contract:

- Design of a new 115 kV transmission line, double circuit, extension that will tie into the existing 115 kV line, which will intern be routed to the new substation.

Preliminary Phase:

- Conduct route location, in order to determine the location of the transmission lines.
- Update the cost estimate and advise any route changes that the City of any changes.

Utility/ROW Ground Survey:

- Develop information to allow the City to submit permit applications to required bodies, including the SDDOT, and other federal, state, or local entities.
- Assist in obtaining private right-of-way for overhang or pole location easements.

Permitting and Regulatory:

- Develop information to allow the City to submit permit applications to required bodies, including the SDDOT, and other federal, state, or local entities.
- Assist in obtaining private right-of-way for overhang or pole location easements.

Environmental Work:

- Prepare for submittal the required documentation for achieving approval of the project from various entities that are concerned with environmental issues.

R-O-W Acquisition:

- Perform title research for affected properties, including research concerning easements for affected properties.
- Assist in preparation of compensation estimates for easement acquisitions.
- Meet with affected parties as required to secure easements required for the project.
- Develop easement documents in accordance with City requirements.
- Track easement acquisition progress including documentation of all contacts and correspondence with landowners and affected parties.
- Prepare legal descriptions and landowner property sketches for easements and right-of-way.
- Furnish engineering support as needed to acquire the right-of-way for transmission line sections.
- Furnish documents to the City so that easements can be recorded by Vermillion at the County Recorder's office.

Design Phase:

- Prepare a preliminary design memo, along with preliminary drawings and cost estimates, and discuss same with the City prior to starting final design.
- Design the line, including calculations on poles, equipment, and conductors.

- Coordinate design issues with the MRES, and others.
- Coordinate accommodation of existing utilities with the respective utility.
- Develop plan and profile drawings for the line.
- Design self-supporting structures and associated foundations.
- Produce drawings, plans, sketches, descriptions, and documents necessary to describe the intended construction.
- Develop specifications and contract documents for acquisition of materials.
- Produce plans and specifications with contract documents, to allow receiving of construction bids for the project.

Bidding Phase:

- Coordinate two (2) bid packages: Major materials and line construction.
- Provide bidding documents to interested bidders, issue planholder lists, and respond to bidder questions.
- Assist Vermillion in receiving bids, attend bid openings when necessary, analyze bids, develop spreadsheets detailing bid results, and make recommendations of award of contracts.

Construction Phase:

- Stake the transmission line.
- Organize and attend preconstruction conferences.
- Review shop drawings.
- Assist in construction administration and scheduling.
- Make periodic site visits to observe construction.
- Respond to Contractor questions.
- Process pay requests.
- If desired by the City, provide resident project observation for all or a portion of the line construction activities. This is not currently included in the Engineering agreement.

Final Phase:

- Perform final on-site quantity checks of installed units.
- A final review will be conducted, and punch-list(s) developed and furnished to the Contractor. Final close-out documents will be developed and processed.
- Record drawings will be furnished, along with final inventory of installed units.

4. SCOPE OF SERVICES - DISTRIBUTION:

The distribution work will consist of the following under this contract:

- Design of the new distribution feeder egresses out of the proposed substation.

Design Phase:

- Provide circuit diagram layout of the new feeder egress circuits.
- Develop a detailed aerial map of the location and routing of the mainline distribution.
- Installation of the circuits will be by the City of Vermillion electric crews.

5. PROJECT SCHEDULE:

The preliminary project schedule is shown below:

Substation:

Preliminary design complete:	November, 2015
Switchgear Material Bids:	August, 2016
Transformer Material Bids:	September, 2016
Final design complete, construction:	October, 2016
Construction Bids:	December, 2016
Construction start:	April, 2017
Construction complete:	December, 2017

Transmission:

Preliminary design complete:	December, 2015
Right-of-way acquisition complete:	March, 2016
Major material bids:	August, 2016
Final Design complete, construction:	December, 2016
Bid opening:	January, 2017
Construction start:	April, 2017
Lines ready for energization:	December, 2017

Distribution:

Final design complete:

August, 2016

6. **PROJECT BUDGET:**

The following estimated project budget fee will be determined after the preliminary phase.

Substation:

Material and Construction	\$ 2,771,000
Contingencies	250,300
Engineering	248,900
Total Substation Budget:	\$ 3,270,200

SCADA Material	10,000
SCADA Engineering and Implementation	38,600
Total SCADA Budget:	\$ 48,600

Transmission:

Estimated Construction	\$ 910,300
Contingencies	89,000
Engineering	110,100
Total Transmission Budget:	\$ 1,109,400

Distribution:

Estimated Construction	\$ 372,000
Contingencies	37,000
Engineering	9,600
Total Distribution Budget:	\$ 418,600

Total Project Budget: **\$ 4,846,800**

7. **ENGINEERING FEES:**

The engineering fees associated with this project are as follows:

Substation:

Task	Fee	Fee Type
Preliminary Phase:	\$ 6,200	Estimated, Hourly
Design Phase Electrical:	141,200	Lump Sum
Design Phase Structural Civil/site survey:	43,600	Lump Sum
Bidding Phase:	14,200	Lump Sum
Construction Phase:	37,600	Estimated, Hourly
Final Phase:	6,100	Estimated, Hourly
Total Substation Engineering:	\$248,900	Estimated Fee

SCADA Implementation:

Task	Fee	Fee Type
Total Estimated SCADA modification and new additions:	\$ 38,600	Estimated, Hourly

Transmission:

Task	Fee	Fee Type
Preliminary:	\$ 5,300	Estimated, Hourly
Utility / ROW:	2,600	Estimated, Hourly
Permitting & Regulatory:	4,200	Estimated, Hourly
Environmental Work:	3,700	Estimated, Hourly
R-O-W:	5,200	Estimated, Hourly
Design Phase:	62,000	Lump Sum
Bidding Phase:	6,500	Lump Sum
Construction Phase:	17,000	Estimated, Hourly
Final Phase:	3,600	Estimated, Hourly
Total Transmission Engineering:	\$110,100	Estimated Fee

Distribution:

Task	Fee	Fee Type
Design:	\$ 9,600	Estimated Hourly
Total Distribution Engineering:	\$ 9,600	Estimated Fee

Total Engineering:	\$407,200	
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All "Lump Sum" work is inclusive of personnel, subsistence, travel, computer, and other costs.

All "Hourly" work will be billed at the then-current Hourly Fee Schedule. A copy of the current Hourly Fee Schedule is attached as Exhibit B. In addition to the amount relating to the personnel grade of the individuals doing the work, the only other expenses expected to be billed directly are travel-related costs (primarily mileage); and subsistence costs if overnight stays are required (food and lodging). The fees shown above are an estimate of these expenses.

If additional assistance outside of the original scope of work is needed, we will bill for those tasks according to then current Hourly Fee schedule.

EXHIBIT B

DGR ENGINEERING

Rock Rapids, IA – Sioux Falls, SD – Sioux City, IA – Ankeny, IA

JANUARY 2015

HOURLY FEE SCHEDULE A

Personnel Grade	Engineer Hourly Rate	Technician Hourly Rate	Administrative Hourly Rate
01	\$78	\$46	\$42
02	\$83	\$49	\$44
03	\$88	\$54	\$46
04	\$94	\$58	\$48
05	\$102	\$62	\$52
06	\$111	\$66	\$56
07	\$120	\$70	\$60
08	\$130	\$75	\$64
09	\$140	\$79	\$69
10	\$150	\$83	\$75
11	\$159	\$87	\$81
12	\$171	\$92	\$90
13	\$184	\$99	\$107
14	\$191	\$106	\$133
15	\$196	\$114	\$174

Reimbursable Expenses:

1. Company vehicles, all at the IRS standard mileage rate in effect at the time.
2. Other travel, subsistence, lodging at actual out-of-pocket cost.
3. GPS Survey Equipment (when used) at \$31.25 per hour.
4. ATV and UTV Equipment (when applicable) at \$12.50 per hour.

Council Agenda Memo

From: Jason Anderson, Asst. City Engineer
Meeting: August 3, 2015
Subject: Resolution to purchase basket truck from NJPA contract
Presenter: Jason Anderson

Background: A 2000 Terex HR-550M Light & Power Department basket truck is scheduled for replacement in 2015. To replace the item, City Staff would like to purchase from a National Joint Purchasing Alliance (NJPA) Contract.

Discussion: Administration would like to take advantage of an attractive NJPA Contract with Altec Industries, Inc. In July 2010, state law changed allowing purchases to be made off of other governmental entity bids or cooperative agreements outside of the state. The total price for a new Altec AM60 basket truck, with options to meet our specifications, is \$215,550.

Financial Consideration: The 2015 Equipment Replacement Fund includes a budget of \$247,200 for this purchase. Payment for the truck chassis will likely be due in 2015 when the manufacturer receives the truck. The remaining cost of the unit will be paid once we receive the new truck in 2016.

Conclusion/Recommendations: Administration recommends approving the Resolution to purchase a new Altec AM60 basket truck for the NJPA contract price of \$215,550.

**RESOLUTION
AUTHORIZING THE PURCHASE OF A
LIGHT & POWER DEPARTMENT BASKET TRUCK**

WHEREAS, SDCL 5-18A-37 authorizes a governmental entity to enter into agreements with purchasing agents in any other state for purchases under a joint agreement or contract at the accepted bid price and the concurrence of said bidder; and

WHEREAS, the City of Vermillion has reviewed and determined that the bid awarded by the National Joint Powers Alliance for a Altec AM60 basket truck from Altec Industries, Inc. for the total amount of \$215,550.00 offers an advantageous price to the City for said item; and

WHEREAS, the City has contacted Altec Industries, Inc. and they have agreed to allow the City to purchase the basket truck for the contract price and terms as awarded by the NJPA Contract #031014-ALT.

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of the City of Vermillion, that the City Finance Officer is hereby authorized to purchase **a new Altec AM60 basket truck from Altec Industries, Inc.** at the above stated price and under the same terms as NJPA Contract #031014-ALT.

Dated at Vermillion, South Dakota this 3rd day of August, 2015.

THE GOVERNING BODY OF THE
CITY OF VERMILLION, SOUTH DAKOTA

By _____
John E. (Jack) Powell, Mayor

ATTEST:

By _____
Michael D. Carlson, Finance Officer

Council Agenda Memo

From: John Prescott, City Manager
Meeting: August 3, 2015
Subject: Presentation of the 2016 Proposed Budget
Presenter John Prescott

Background: Each year, the City staff prepares a proposed budget for the next fiscal year. The proposed budget documents for 2016 will be presented at the City Council meeting on Monday evening. The actual discussion and presentation of the respective departmental budgets will take place on August 11 and 13, 2015 after the City Council has had a chance to review the documents.

Discussion: The budget utilizes conservative fiscal principals to develop a plan of action for 2016. The first penny of sales tax, along with the General Fund, is utilized primarily for operating costs while the second penny funds capital expenses per the locally adopted ordinance. The proposed budget includes an estimate for Prentis Park improvements scheduled to take place in 2016. As design and bidding of the project have not taken place, the numbers are an estimate as budget discussions begin. A considerable amount of the proposed 2016 budget reflects the same level of expenditures as the 2015 budget year with inflationary increases.

A series of proposed budget review sessions are being planned starting with Tuesday, August 11, 2015 at 5:15 p.m. in the large conference room on the second floor of City Hall. City departments will be presenting their proposed budget during the meetings. Outside agencies, if requested, will present their budget requests during the session scheduled for August 13. The budget was prepared with the assistance of all Departments. Mike Carlson, Andy Colvin and Jen Olson were instrumental in the development of the proposed 2016 budget.

Financial Consideration: The budget that the City Council ultimately adopts will determine the revenue streams and expenditures for 2016.

Conclusion/Recommendations: The City Council is asked to review the budget document, make any needed changes during the budget hearings, and ultimately adopt a budget for 2016 in September.

CITY OF VERMILLION
 INVOICES PAYABLE-AUGUST 3, 2015

1 UNIVERSITY CLEANERS	PROFESSIONAL SERVICES	30.75
2 A & A REFRIGERATION	REPAIRS	526.96
3 A-OX WELDING SUPPLY CO	BULK CO2	1,684.39
4 AERIAL 7 SEVEN INC	ADVERTISING	150.00
5 ALLIED INSURANCE	NOTARY BOND	100.00
6 APPEARA	SUPPLIES	109.07
7 AQUA-PURE INC	CHEMICALS	4,400.00
8 ARAMARK UNIFORM SERVICES	UNIFORM CLEANING	196.60
9 AVERA OCCUPATIONAL MEDICINE	TESTING	424.50
10 BAKER & TAYLOR BOOKS	BOOKS	630.74
11 BANNER ASSOCIATES, INC	PROFESSIONAL SERVICES	316.12
12 BARKLEY ASPHALT	ASPHALT	593.96
13 BETH KNEDLER	MILEAGE REIMBURSEMENT	15.32
14 BIRSCHBACH EQPT & SUPPLY	SUPPLIES	454.80
15 BIOVERSE, INC	SUPPLIES	163.92
16 BLACKSTONE AUDIO INC	BOOKS	350.00
17 BLICK ART MATERIALS	SUPPLIES	223.87
18 BORDER STATES ELEC SUPPLY	SUPPLIES	1,627.46
19 BOYER FORD TRUCKS	REPAIRS	384.04
20 BROCK WHITE CO	SUPPLIES	12,338.26
21 BRUNICKS SERVICE INC	PROPANE	76.00
22 BURNS & MCDONNELL	PROFESSIONAL SERVICES	5,199.88
23 BUTLER MACHINERY CO.	PARTS	1,676.68
24 CAM COMMERCE	CREDIT CARD READERS	1,997.28
25 CAMPBELL SUPPLY	SUPPLIES	1,355.65
26 CANNON TECHNOLOGIES, INC	METERS	18,038.70
27 CASK & CORK	MERCHANDISE	298.64
28 CCP INDUSTRIES INC.	SUPPLIES	418.61
29 CENTER POINT LARGE PRINT	BOOKS	226.53
30 CENTURY BUSINESS LEASING	COPIER CONTRACT	138.25
31 CENTURLINK	TELEPHONE	743.83
32 CERTIFIED LABORATORIES	SUPPLIES	1,409.57
33 CHEMCO, INC	SUPPLIES	114.26
34 CHESTERMAN CO	MERCHANDISE	940.87
35 CITY OF VERMILLION	COPIES/POSTAGE	1,620.64
36 CITY OF VERMILLION	UTILITY BILLS	42,043.54
37 CLASS C SOLUTIONS GROUP	SUPPLIES	127.96
38 CLAY CO REGISTER OF DEED	UTILITY EASEMENT	30.00
39 CO2 SYSTEMS, INC	REPAIRS	1,750.00
40 COLONIAL LIFE ACC INS.	INSURANCE	3,276.43
41 COX AUTO SUPPLY	PARTS	112.80
42 COYOTE CONVENIENCE	FUEL	14.44
43 COYOTE ENTERPRISES LLC	TELEVISION/MOUNT	389.98
44 COYOTE RENTALS	WATER HEATER/WIRING REBATE	170.00
45 CULLIGAN WATER	BOTTLED WATER/COOLER	141.00
46 D-P TOOLS	SUPPLIES	255.67

47 DAKOTA BEVERAGE	MERCHANDISE	11,921.67
48 DAKOTA PC WAREHOUSE	COMPUTERS/REPAIRS	1,189.96
49 DAKOTA PUMP & CONTROL CO.	SUPPLIES	19.94
50 DAKOTA SUPPLY GROUP	PARTS	338.84
51 DANKO EMERGENCY EQUIPMENT	SUPPLIES	1,974.85
52 DELTA DENTAL PLAN	INSURANCE	6,621.58
53 DEMCO	SUPPLIES	214.60
54 DENNIS MARTENS	MAINTENANCE	833.34
55 DGR ENGINEERING	PROFESSIONAL SERVICES	4,827.41
56 DIAMOND VOGEL PAINTS	SUPPLIES	56.50
57 DIANE'S GREENHOUSE	TREE/SHRUBS	445.81
58 DUST TEX	ENTRY MATS	120.00
59 E.A SWEEN COMPANY	SUPPLIES	78.70
60 EARTHGRAINS BAKING CO'S INC	SUPPLIES	258.09
61 EBERLE DESIGN INC	REPAIRS	178.00
62 ECHO ELECTRIC SUPPLY	SUPPLIES	4,241.80
63 ELBO COMPUTING RESOURCES	SOFTWARE UPGRADE	680.60
64 ELLIOTT EQUIPMENT CO	PARTS	760.70
65 FARMER BROTHERS CO.	SUPPLIES	119.66
66 FAST AUTO GLASS	REPAIRS	285.00
67 FASTENAL COMPANY	SUPPLIES	191.56
68 FEDEX.	SHIPPING	11.30
69 FIREGUARD INC	SUPPLIES	5.98
70 FLASHBAY INC	SUPPLIES	411.60
71 FOREMAN MEDIA	COUNCIL MTG	50.00
72 GALE	BOOKS	25.59
73 GRAHAM TIRE CO.	TIRES	1,157.56
74 GRAINGER	SUPPLIES	351.25
75 GRAYBAR ELECTRIC	SUPPLIES	48.13
76 GREGG PETERS	ADVERTISING/FREIGHT	1,577.60
77 GREGG PETERS	RENT	937.50
78 GUARANTEE OIL CO INC	OIL	1,210.48
79 HACH CO	REPAIRS	1,356.60
80 HAUFF MID-AMERICA SPORTS	UNIFORMS/SUPPLIES	1,389.70
81 HAUGER LAWN SERVICE	MOWING	96.00
82 HAWKINS INC	CHEMICALS	7,269.97
83 HD SUPPLY WATERWORKS	SUPPLIES	3,031.33
84 HELMS & ASSOCIATES	PROFESSIONAL SERVICES	8,547.48
85 HERREN-SCHEMPP BUILDING	SUPPLIES	333.46
86 HY VEE FOOD STORE	SUPPLIES	575.34
87 IN CONTROL, INC	REPAIRS	8,054.51
88 INDEPENDENCE WASTE	PORTABLE TOILET RENTAL/WASTE HAULING	1,821.40
89 INGRAM	BOOKS	1,195.83
90 INTERSTATE ALL BATTERY CENTER	BATTERIES	200.60
91 ISAAC VOSS	MEALS REIMBURSEMENT	30.00
92 JACKS UNIFORM & EQPT	UNIFORMS	343.00
93 JOHN A CONKLING DIST.	MERCHANDISE	6,325.25
94 JOHN WALKER	SAFETY BOOTS REIMBURSEMENT	100.00
95 JOHNSON BROTHERS FAMOUS BRANDS	MERCHANDISE	18,792.93
96 JOHNSON CONTROLS	REPAIRS	3,504.95

97 JONES FOOD CENTER	SUPPLIES	556.78
98 KALINS INDOOR COMFORT	REPAIRS	171.50
99 KARSTEN MFG CORP	MERCHANDISE	833.16
100 KOMLINE-SANDERSON	REPAIRS	1,749.00
101 LAKESIDE EQUIPMENT	PARTS	62.00
102 LARRYS HOME REPAIR	REPAIRS	55.65
103 LAWSON PRODUCTS INC	SUPPLIES	202.37
104 LEISURE LAWN CARE	REPAIRS	37.00
105 LESSMAN ELEC. SUPPLY CO	SUPPLIES	43.37
106 LINCOLN REPUBLIC INSURANCE	INSURANCE	480.93
107 LINDA CALLEJA	MILEAGE REIMBURSEMENT	64.75
108 LOCATORS AND SUPPLIES, INC	SUPPLIES	568.06
109 LP GILL, INC	TIRE DISPOSAL	626.00
110 LYLE SIGNS	SUPPLIES	420.95
111 M & M CONSTRUCTION LLC	CONCRETE WORK	6,229.09
112 M&T FIRE AND SAFETY INC	INSTALLATION OF POWER LOAD SYS.	1,580.00
113 MART AUTO BODY	TOWING	375.00
114 MATHESON TRI-GAS, INC	ACETYLENE	70.46
115 MCCULLOCH LAW OFFICE	PROFESSIONAL SERVICES	1,251.00
116 MEAD LUMBER	SUPPLIES	227.78
117 MEDICAL WASTE TRANSPORT, INC	HAUL MEDICAL WASTE	231.71
118 MICHAELS FENCE	VINYL FENCE	8,639.00
119 MICHELLE KOLLER	MILEAGE REIMBURSEMENT	111.11
120 MICRO MARKETING LLC	BOOKS	29.99
121 MIDWEST ALARM CO	ALARM MONITORING	132.00
122 MIDWEST BUILDING MAINTENANCE	MAT SVC	466.70
123 MIDWEST RADIATOR & EXHAUST	REPAIRS	35.00
124 MIDWEST READY MIX & EQUIPMENT	FLOWABLE FILL	320.00
125 MIDWEST STRIPING	RESTRIPING STREETS	4,240.14
126 MIDWEST TURF & IRRIGATION	PARTS	1,668.95
127 MINITEX LIBRARY	SUPPLIES	90.50
128 MISSOURI RIVER ENERGY SERVICE	INFRARED TESTING	1,217.13
129 MISSOURI RIVER ENERGY SERVICE	MOTOR TESTING	348.00
130 MOTOROLA INC	RADIO	2,748.00
131 McLAURY ENGINEERING	PROFESSIONAL SERVICES	1,320.00
132 NCL OF WISCONSIN, INC	SUPPLIES	77.75
133 NETSYS+	PROFESSIONAL SERVICES	1,077.00
134 NEW YORK LIFE	INSURANCE	84.02
135 NEWMAN TRAFFIC SIGNS	SUPPLIES	374.95
136 NIKE INC	MERCHANDISE	131.91
137 OFFICE SYSTEMS CO	COPIER CONTRACT/COPIES	1,874.97
138 OKOBOJI WINES-SD	MERCHANDISE	525.00
139 OVERHEAD DOOR OF SIOUX CITY	REPAIRS	1,603.40
140 PAULS PLUMBING	REPAIRS	615.71
141 PCC, INC	COMMISSION	3,590.75
142 PENGUIN RANDOM HOUSE LLC	BOOKS	91.50
143 PETE LIEN & SONS, INC	CHEMICALS	7,553.02
144 PILGER SAND & GRAVEL, INC	BUNKER SAND	1,327.05
145 POSM SOFT LLC	SOFTWARE SUPPORT	1,500.00
146 PRAIRIE BERRY WINERY	MERCHANDISE	828.00

147	PRECISION LAWN CARE	MOWING/JUNK/DEBRIS REMOVAL	600.00
148	PRESSING MATTERS	SUPPLIES	92.00
149	PRESTO-X-COMPANY	INSPECTION/TREATMENT	49.86
150	PUMP N PAK	FUEL	128.21
151	QT POD	MAINTENANCE/REPAIRS	1,352.22
152	QUALITY MOTORS	REPAIRS	39.48
153	QUEEN CITY WHOLESAL	MERCHANDISE	763.23
154	QUILL	SUPPLIES	1,685.01
155	RACOM CORPORATION	MAINTENANCE CONTRACT	447.85
156	RANDY VOSS	PROFESSIONAL SERVICES	300.00
157	RECORDED BOOKS, INC	BOOKS	458.40
158	REINHART FOODSERVICE, LLC	SUPPLIES	2,278.84
159	RELIABLE TOWING & ROADSIDE	TOWING	75.00
160	REPUBLIC NATIONAL DISTRIBUTING	MERCHANDISE	13,606.75
161	RESCO	TRANSFORMERS	59,196.00
162	RIBS, RODS & ROCK N' ROLL	CONTRIBUTION	5,000.00
163	RIVERSIDE HYDRAULICS & LAB	PARTS	679.27
164	ROBIN HOWER	MEALS REIMBURSEMENT	30.00
165	SANFORD CLINIC VERMILLION	SUPPLIES	607.38
166	SD BOARD OF TECHNICAL PROFESSIONALS	LICENSE RENEWAL	80.00
167	SD LIBRARY ASSOCIATION	REGISTRATION	320.00
168	SD ONE CALL	2ND QTR LOCATES	473.97
169	SD RETIREMENT SYSTEM	CONTRIBUTIONS	76,150.19
170	SDN COMMUNICATIONS	ONSITE MAINTENANCE	4,576.68
171	SDWWA	REGISTRATION	140.00
172	SERVALL TOWEL & LINEN	SUPPLIES	29.40
173	SPECIAL T'S AND MORE	UNIFORM T-SHIRTS	92.85
174	STANDARD READY MIX CONCRETE	CRUSHED CONCRETE	1,090.92
175	STERN OIL CO.	FUEL	1,286.76
176	STEWART OIL-TIRE CO	TIRES	424.95
177	STILL 173 LLC	MERCHANDISE	177.00
178	STUART C. IRBY CO.	SUPPLIES	23,800.00
179	STURDEVANTS AUTO PARTS	PARTS	1,711.72
180	T AND R ELECTRIC	REPAIRS	250.00
181	TAYLOR MADE	MERCHANDISE	118.90
182	TESTAMERICA LABORATORIES, INC	PROFESSIONAL SERVICES	1,394.12
183	THE EQUALIZER	ADVERTISING	25.60
184	THE NEW SIOUX CITY IRON CO	SUPPLIES	15.42
185	THE OBSERVER	SUBSCRIPTION	30.00
186	THOMSON REUTERS-WEST	SUBSCRIPTION	188.50
187	TITAN MACHINE-PRODUCTIVITY	PARTS	1,488.96
188	TITLEIST DRAWER CS	MERCHANDISE	444.09
189	TONY KLUNDER	MEALS REIMBURSEMENT	72.00
190	TRI TECH SALES	PART	196.17
191	TRUE VALUE	SUPPLIES	214.27
192	TURNER CONSERVATION DISTRICT	FABRIC INSTALLATION	445.40
193	TURNER EXCAVATION	COTTAGE AVE-WATER MAIN	41,582.16
194	UNITED LABORATORIES	CHEMICALS	1,330.92
195	UNITED PARCEL SERVICE	SHIPPING	27.24
196	UNITED WAY	CONTRIBUTIONS	811.25

197 UNIVAR USA INC	SODA ASH	15,030.24
198 VAN DIEST SUPPLY CO	SUPPLIES	1,037.40
199 VAST BROADBAND	911 CIRCUIT	1,415.45
200 VERIZON WIRELESS	CELL PHONES/WIRELESS COMMUNICATION	2,019.13
201 VERMEER HIGH PLAINS	PARTS	167.53
202 VERMILLION ACE HARDWARE	SUPPLIES	1,200.22
203 VERMILLION AREA ARTS COUNCIL	ONLINE REGISTRATION	22.37
204 VERMILLION AREA ARTS COUNCIL	MISSOURI WEAVE MURAL	250.00
205 VERMILLION CHAMBER OF COMMERCE	2015 2ND QTR BID	13,882.20
206 VERMILLION COMMUNITY THEATRE	ONLINE REGISTRATION	27.05
207 VERMILLION FORD	PARTS	144.34
208 VERMILLION TAEKWONDO	ONLINE REGISTRATION	29.91
209 VERMILLION YOUTH FOOTBALL	ONLINE REGISTRATION	304.63
210 VISA/FIRST BANK & TRUST	FUEL/LODGING/SUPPLIES	8,576.33
211 WAL-MART COMMUNITY	SUPPLIES	981.81
212 WESCO DISTRIBUTION, INC	SUPPLIES	17,903.00
213 WESTERN OFFICE TECHNOLOGIES	SUPPLIES	689.37
214 YAMAHA GOLF & UTILITY	JUNE GOLF CAR LEASE	7,545.94
215 YANKTON AUTOMOTIVE MACHINE	REPAIRS	139.00
216 YANKTON JANITORIAL SUPPLY	SUPPLIES	136.50
217 ZEE MEDICAL SERVICE	SUPPLIES	119.00
218 ZIMCO SUPPLY CO	SUPPLIES	5,148.68
219 OM PRAKASH THANGAVELU	BRIGHT ENERGY REBATE	50.00
220 JUDITH SEBESTA	BRIGHT ENERGY REBATE	30.00
221 CURT CRICHTON	BRIGHT ENERGY REBATE	30.00
222 JAMES MCGUIRE	BRIGHT ENERGY REBATE	30.00
223 BETTY BAST	BRIGHT ENERGY REBATE	30.00
224 CLOYD (JOE) CONROY	BRIGHT ENERGY REBATE	350.00
225 KALINS INDOOR COMFORT	BRIGHT ENERGY REBATE	100.00
	GRAND TOTALS	\$593,598.32