

Unapproved Minutes  
Council Special Session  
July 16, 2012  
Monday 12:00 noon

The special session of the City Council, City of Vermillion, South Dakota was held on Monday, July 16, 2012 at 12:00 noon in the City Hall large conference room.

1. Roll Call

Present: Collier-Wise, Davies, Meins, Willson, Mayor Powell

Absent: Grayson, Osborne, Ward, Zimmerman

2. Educational Session - Auditor Jeff Peters from Williams & Company, P.C.

Mike Carlson, Finance Officer, introduced Jeff Peters, Williams & Company, P.C., the firm that has completed the audit for the City. Mike stated that the field work was completed earlier and the report was sent to the Department of Legislative Audit for review and acceptance. The letter of acceptance was received the second week of July. Acceptance of the audit is on the agenda for tonight. Mike noted that the management letter was not in the packet but were e-mailed and copies of the letter were handed out.

Jeff Peters reported on the procedures used during the annual audit, along with changes in the reporting requirements, since last year. Jeff answered questions of the City Council on the audit.

3. Informational Session - Swimming Pool Project Update

John Prescott, City Manager, reported that, at the July 2<sup>nd</sup> meeting, the question was raised about the cost of increasing the pool from 25 meters/yards to 50 meters/yards.

Dave Nelson, Parks and Recreation Director, reported that the Pool Committee had considerable discussion on the number of lanes and length of the pool. During the committee discussions, pool size went from four lanes to six lanes with the recommendation for a 25 yard pool. Dave stated that, after the July 2<sup>nd</sup> meeting, he contacted the pool architect who stated that increasing the pool from six lane (25 yards) to eight lane (50 meters) would increase the pool cost by \$800,000. He noted that the increase in pool size will require the bath house to be increased due to the increase in water and increase in the pumping for an additional \$200,000; thus the construction increase is estimated at \$1 million. Dave stated that the increase in pool size will also increase the operating costs as there will need to be at least one more guard on duty with the larger pool. Discussion followed with Dave answering

questions of the City Council. The consensus of the Council was not to change the pool length or lanes and proceed with the public meeting.

John Prescott noted that the funding has not been identified for this project at this time and, as such, there is a need to manage the public expectations as to the timing.

Dave noted that the pool architect would be available for a public meeting on August 8<sup>th</sup> and, unless there were any concerns, he will start the public notice process.

4. Informational Session - Way-Finding Signs - Jose Dominguez

Jose Dominguez, City Engineer, reported that, in working with the South Dakota Department of Transportation (DOT), criteria has been established by the State to allow wayfinding signs in the State right-of-way. The criteria developed by the DOT follows the Manual on Uniform Traffic Control Devices, but the DOT is also requiring a local ordinance to address wayfinding signs. Jose reviewed the requirements that will be established for this type of sign. He provided an example of a wayfinding sign, along with proposed locations within the community. Discussion followed with Jose answering questions from the City Council. John Prescott, City Manager, stated that, if this was something the City Council would want in the city, he would recommend the funding from the BBB sales tax as it promotes the community. The consensus of the City Council was to proceed with the wayfinding signs project.

5. Briefing on the July 16, 2012 City Council Regular Meeting Agenda

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

6. Adjourn

256-12

Alderman Meins moved to adjourn the Council special session at 12:57 p.m. Alderman Willson seconded the motion. Motion carried 5 to 0. Mayor Powell declared the motion adopted.

Dated at Vermillion, South Dakota this 16<sup>th</sup> day of July, 2012.

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 16, 2012  
Monday 7:00 p.m.

The regular session of the City Council, City of Vermillion, South Dakota was called to order on July 16, 2012 at 7:00 p.m. by Mayor Powell.

1. Roll Call

Present: Collier-Wise, Davies, Meins, Ward, Willson, Mayor Powell

Absent: Grayson, Osborne, Zimmerman

2. Pledge of Allegiance

3. Minutes

A. July 2, 2012 Special Session; July 2, 2012 Regular Session

257-12

Alderman Willson moved approval of the July 2, 2012 special session minutes and the July 2, 2012 regular session minutes. Alderman Meins seconded the motion. Motion carried 6 to 0. Mayor Powell declared the motion adopted.

4. Adoption of Agenda

258-12

Alderman Davies moved approval of the agenda. Alderman Meins seconded the motion. Motion carried 6 to 0. Mayor Powell declared the motion adopted.

5. Visitors to be Heard

A. National Night Out proclamation

Alderman Meins read the National Night Out Proclamation recognizing the importance of crime prevention programs impact in the community and recognizing August 7, 2012 as "National Night Out" in Vermillion. Crystal Brady and Matt Betzen, representing the Vermillion Police Department, accepted the Proclamation from Mayor Powell. Crystal and Matt explained the activities planned for August 7<sup>th</sup> from 5:00 p.m. to 8:00 p.m. in the northwest part of Prentis Park. Crystal also encouraged neighbors to organize their own block party and let the Police Department know and they will stop by.

6. Public Hearings - None

7. Old Business - None

8. New Business

A. Street Closure Request for Routing of Dakota Days Parade for Main and Plum Streets on Saturday, October 6, 2012

Darcy Leischner, USD Dakota Days Committee, requested the street closing on Saturday, October 6, 2012 for the Dakota Days Parade, she stated that it would be the same route as last year. The request is to close Main Street from Walnut to Plum Street (8:00 a.m. - 12:30 a.m.), Plum Street from Main to Clark Street (10:15 a.m. - 12:30 p.m.) and Franklin Street from Main to Clark Street (9:30 a.m. - 12:30 p.m.).

259-12

Alderman Willson moved approval of the street closing request for the Dakota Days Parade on Saturday, October 6, 2012 for Main Street from Walnut to Plum Street, Plum Street from Main Street to Clark Street and Franklin Street from Main Street to Clark Street. Alderman Ward seconded the motion. Motion carried 6 to 0. Mayor Powell declared the motion adopted.

B. Resolution of Necessity and Notice of Hearing for Sidewalk Safety Improvements

Jose Dominguez, City Engineer, reported that this resolution is to set a public hearing date of August 6, 2012 for sidewalk improvements. Jose noted that this list was refined with the City Council input and a meeting was held. A number of property owners have stated that they will be making the improvements. Following adoption of this resolution, notice will be sent to all the listed property owners notifying them of the public hearing. Discussion followed on the sidewalks proposed and when the rest of the sidewalks that are missing will be addressed. Mayor Powell asked for the listing to be available at a future meeting for review.

260-12

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

RESOLUTION OF NECESSITY AND NOTICE OF HEARING  
FOR SIDEWALK SAFETY IMPROVEMENTS  
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 16<sup>th</sup> day of July, 2012, that a necessity has arisen for sidewalk improvements along the parcels of land hereinafter named, viz:

Violation Address	Violation Legal Description	Violation Addition	Violation Parcel Number	Estimated Cost
425 Pinehurst Avenue	Lot 20, Block 14	Eastgate Manor 3 <sup>rd</sup>	15260-01400-200-00	\$1,307.00
16 N. Dakota Street	Lots 1, 2, 3 & 4, Block 33	Snyder's	15720-03300-040-00	\$2,069.00
421 Jefferson Street	Lot 3, Block 1	Dakota	15206-00100-030-00	\$1,867.00
1708 Vonnie Street	Lot 3 Exc. E 48', Block 4	Westgate	15840-00400-030-00	\$731.00
818 James Street	Lot 2 & E 48' of Lot 3, Block 4	Westgate	15840-00400-020-00	\$747.00
1804 Vonnie Street	Lot 28, Block 4	Westgate	15840-00400-280-00	\$902.00
1822 Vonnie Street	Lot 25, Block 4	Westgate	15840-00400-250-00	\$1,225.00
1846 Vonnie Street	Lot 21 & N 40' of Lot 22, Block 4	Westgate	15840-00400-210-00	\$623.00
1840 Vonnie Street	Lot 22 Exc. N 40', Block 4	Westgate	15840-00400-220-01	\$466.00
1708 Constance Drive	Lot 2, 3, 4, 5 and 5A, Block 5	Westgate	15840-00500-020-00	\$2,956.00
1700 Constance Drive	Lot 1, Block 5	Westgate	15840-00500-010-00	\$4,197.00
916 N. University Street	S 111.75' of E 143' of Lot M-2 NE ¼ 13-92-52	Miscellaneous Entries	15880-09252-131-04	\$1,738.00
501 N. Crawford Road	N 45' of Lot 7 & All of Lot 8, Block 1	LaCroix	15365-00100-080-00	\$2,125.00
515 N. Crawford Road	Lot 10, Block 1	LaCroix	15365-00100-100-00	\$2,100.00
716 Rose Street	Lot 1 & E ½ of Lot 2	McKellar's	15430-00000-020-00	\$1,064.00
1722 Baylor Street	Lot 7 & 8, Block 3	Westgate	15840-00300-070-00	\$1,400.00
409 N. Crawford Road	Lot 4, Block 1	LaCroix	15365-00100-040-00	\$1,424.00
1415 Lewis Street	Lot 12, Block 11	Eastgate Manor 3 <sup>rd</sup>	15260-01100-120-00	\$3,345.00
103 Franklin Street	Lot 8, Block 41	Snyder's	15720-04100-080-00	\$2,334.00
100 Washington Street	Lot 7, Block 41	Snyder's	15720-04100-070-00	\$2,334.00
223 W. Duke Street	Lot 3, Block 1	Lotuswood	15415-00100-030-00	\$3,382.00
303 W. Duke Street	Lot 1, Block 2	Lotuswood	15415-00200-010-00	\$3,454.00
611 Olive Street	Lots 6, 7 & 8, Block 1 of Lot E NW ¼ SE ¼ 14-92-52	Miscellaneous Entries	15880-09252-144-26	\$1,323.00

BE IT FURTHER RESOLVED, that the property owner shall, at their own expense, construct the sidewalk according to the specifications filed in the office of the City Engineer. The repairs must be completed by the 31<sup>st</sup> day of October, 2012, or be under contract to be completed no later than the end of 2012.

BE IT FURTHER RESOLVED, that if a property owner does not repair their sidewalk properly, within the time specified, the City of Vermillion will cause the repairs to be made and assess the costs, plus a fiscal fee. The fiscal fee will be EIGHT PERCENT (8%) of the cost or FIFTY DOLLARS (\$50.00), whichever is greater.

BE IT FURTHER RESOLVED, that the assessment shall be payable in TWO (2) equal annual installments. Any assessment or installment not paid within THIRTY (30) days after filing the approved assessment roll in the Finance Office shall be collected under Plan One, collection by the County Treasurer, as set forth in SDCL 9-43, and that all deferred payments shall bear interest at the rate of TEN PERCENT (10%) per annum.

BE IT FURTHER RESOLVED, that any person interested may appear and show cause, before the Governing Body of the City of Vermillion, at the City Council Chambers of said City, at 7:00 p.m. on the 6<sup>th</sup> day of August 2012, why the above and foregoing resolution should not, at said time and place, be adopted and passed by the Governing Body, at which time the Governing Body will finally approve, disapprove, or modify the same in its discretion.

Dated at Vermillion, South Dakota this 16<sup>th</sup> day of July 2012.

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

ATTEST:

BY \_\_\_\_\_  
Michael D Carlson, Finance Officer

The motion was seconded by Alderman Collier-Wise. Discussion followed and the question of the adoption of the Resolution was presented for a vote of the Governing Body. 6 members voted in favor of and 0 members voted in opposition to the Resolution. Mayor Powell declared that the Resolution was adopted.

C. First Reading of Ordinance No. 1283 - Adding Section 152.04(N) establishing an exemption for Employment Related signs in the Sign Code

John Prescott, City Manager, reported that the City has been contacted by the Vermillion Chamber of Commerce and Development Company about the need for temporary "Help Wanted" signs. These temporary signs are not allowed by our sign ordinance. John stated that the proposed ordinance is to provide an exemption in the ordinance for employment related signs. Discussion followed.

261-12

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

BE IT RESOLVED, that the minutes of this meeting shall show that the title to proposed Ordinance No. 1283 - Adding Section 152.04(N) establishing an exemption for Employment Related signs in the Sign Code of the City of Vermillion, South Dakota has been read and the Ordinance has been considered for the first time in its present form and content at this meeting being a

regularly called meeting of the Governing Body of the City on this 16<sup>th</sup> day of July, 2012 at the Council Chambers in City Hall in the manner prescribed by SDCL 9-19-7 as amended.

The motion was seconded by Alderman Ward. After discussion, the question of adoption of the Resolution was put to a vote of the Governing Body and 6 members voted in favor of and 0 members voted in opposition to the motion. Mayor Powell declared the motion adopted.

D. Resolution amending the permit fees for permanent, non-permanent, portable and billboard signs

John Prescott, City Manager, stated that he has been contacted by billboard companies concerning the cost of \$50 for each new cover for a billboard. It has been noted that other cities and the State of South Dakota provide for an annual fee for billboard signage. The resolution sets an annual fee of \$100 that will allow the company to change the sign face as often as they want during the year. Discussion followed.

262-12

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

RESOLUTION REVISING PERMANENT, NON-PERMANENT  
AND PORTABLE SIGN PERMIT FEES

WHEREAS Section 152.07(B)(2); Section 152.07(C)(2); and Section 152.10(E)(1) of Chapter 152 of the 2008 Revised Ordinances of the City of Vermillion allows the City Council to establish permit fees for permanent, non-permanent, and portable signs.

BE IT HEREBY RESOLVED by the Governing Body of the City of Vermillion, South Dakota, at a regular meeting thereof in the Council Chambers of said City at 7:00 p.m. on the 16th day of July, 2012, that the permit fee for type of sign is established as follows:

Any permanent, non-permanent and portable sign shall pay a permit fee based as follows:

\$25.00 For each portable sign

\$30.00 For each building sign

\$30.00 For each freestanding sign of less than 100 square feet

\$50.00 For each freestanding sign of 100 square feet or more\*

\* In lieu of the individual permit, for unlimited changes for each freestanding sign meeting the definition of a billboard, per calendar year, or fraction thereof, with notification prior to installation, the fee shall be \$100 per billboard.

Dated at Vermillion, South Dakota this 16<sup>th</sup> day of July, 2012.

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

By \_\_\_\_\_  
John E. (Jack) Powell, Mayor

ATTEST:

By \_\_\_\_\_  
Michael D. Carlson, Finance Officer

The motion was seconded by Alderman Willson. Discussion followed and the question of the adoption of the Resolution was presented for a vote of the Governing Body. 6 members voted in favor of and 0 members voted in opposition to the Resolution. Mayor Powell declared that the Resolution was adopted.

E. Authorization to Notify Cooperative of Intent to Serve Annexed Area (Lot 3, Block 1 of Park Avenue Addition - south side of E. Main Street east of Cypress Drive

Jason Anderson, Assistant City Engineer, reported that the City Council annexed Lot 3, Block 1, Park Avenue Addition at the July 2<sup>nd</sup> meeting. The south 140 feet of that property is currently in the Clay-Union Electric Cooperative electric service territory. State law provides that the City must notify the cooperative, within one year of annexation, of its intent to service the annexed area. Statute provides the City pay lost payments of 25% for seven years, during the next eleven years, for the acquisition. Discussion followed.

263-12

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

NOTICE OF INTENT TO PURCHASE  
ELECTRIC UTILITY PROPERTIES  
IN ANNEXED AREAS

TO CLAY UNION ELECTRIC CORPORATION, A RURAL ELECTRIC COOPERATIVE, VERMILLION, SOUTH DAKOTA:

Pursuant to SDCL 49-34A-49, the City of Vermillion (the City), a municipal corporation, which operates an electrical utility, hereby notifies Clay Union Electric Corporation (Clay Union), a rural electric cooperative, that the City intends to exercise its statutorily conferred rights to serve electrical energy to customers in areas, which are hereinafter more particularly

described and which were annexed to the City on the date hereinafter mentioned, to-wit:

SOUTH 140-FEET OF LOT 3, BLOCK 1, PARK AVENUE ADDITION, CLAY COUNTY, SOUTH DAKOTA

(Formerly known as the West 238-feet of Thomas Tract 2, NW ¼ NE ¼ 20-92-51, Clay County, South Dakota)

Annexed on July 2, 2012.

The above described area is currently in the Clay Union service area. Said service areas are also described graphically on maps of the City of Vermillion, copies of which are attached hereto and served herewith.

The City further notifies Clay Union that the City is not aware of any Clay Union distribution properties being located within the hereinabove described property. The City offers to pay, as compensation for service rights, an annual amount equal to the sum of twenty-five (25%) percent of the gross revenues received from power sales to consumers of electric power within the annexed area. The obligation of the City to compensate Clay Union for service rights shall continue for eleven (11) years from the date of the offer to purchase by the City. During the eleven (11) year period, compensation for service rights to any one customer location within the annexed area shall be paid by the City for a period of seven (7) years, or until the expiration of the eleven (11) year period, whichever is less. Gross revenues received shall be determined by applying the rate in effect by the City at the time of purchase.

In the event the City and Clay Union are unable to agree as to the amount to be paid, the City will apply to the Public Utilities Commission of the State of South Dakota, requesting the Commission, after notice and hearing, to determine the amount of the payment in accordance with SDCL 49-34A-50.

Dated at Vermillion, South Dakota this 16<sup>th</sup> day of July 2012.

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

ATTEST:  
BY \_\_\_\_\_  
Michael D Carlson, Finance Officer

The motion was seconded by Alderman Willson. Discussion followed and the question of the adoption of the Resolution was presented for a vote of the Governing Body. 6 members voted in favor of and 0 members voted in opposition to the Resolution. Mayor Powell declared that the Resolution was adopted.

F. Resolution correcting the Resolution Establishing Fees in Lieu of Assessment along University Road from South Dakota Highway 50 to Coyote Street Jason Anderson, Assistant City Engineer, reported that an error was discovered on the resolution establishing tapping fees in lieu of assessment along University Road adopted June 4, 2012. There were two properties that were omitted, thus, this resolution is to replace the June 4<sup>th</sup> resolution. The costs for this project were paid by Clay Rural Water System and the fees in lieu of assessment, when collected, are to be reimbursed to Clay Rural Water System.

264-12

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

RESOLUTION CORRECTING ESTABLISHING TAPPING FEES IN LIEU OF ASSESSMENT FOR  
CONSTRUCTION OF WATER MAIN ALONG UNIVERSITY ROAD FROM SOUTH DAKOTA HIGHWAY  
50 TO COYOTE STREET

WHEREAS, On June 4, 2012, the City Council of the City of Vermillion, adopted a Resolution Establishing Tapping Fees in Lieu of Assessment for Construction of Water Main along University Road from South Dakota Highway 50 to Coyote Street; and

WHEREAS, it has been determined that the proportionate share of the cost of such construction, and properties benefiting, was in error and the correct proportionate share of the cost of such construction to be apportioned against said property is listed below; and

WHEREAS, Clay Rural Water System, has constructed a water main from University Road from South Dakota Highway 50 to Coyote Street at a cost of \$55,729.43, which Clay Rural Water System has paid, and which has not been apportioned against the property which may be benefited thereby as provided by SDCL 9-47-5 and SDCL 9-48-15, as amended, and will require such property owner to pay its proportionate share of the cost of such construction, without interest, according to the benefits which the Governing Body has determined to accrue to such property before such property may be served by the facility; and

WHEREAS the governing body has agreed to collect such fee and remit same to Clay Rural Water System, as collected, for all property fronting and abutting said water.

WHEREAS, that the Resolution Establishing Tapping Fees in Lieu of Assessment for Construction of Water Main along University Road from South Dakota Highway 50 to Coyote Street, adopted June 4, 2012, be replaced by this Resolution with the amount to be apportioned against said property.

NOW, THEREFORE, BE IT HEREBY RESOLVED, that each of the lots, hereinafter described in Column 2, has been benefited by the construction of the water main in the amount set forth in Column 3, opposite such description, viz:

PROPERTY OWNER	LEGAL DESCRIPTION	AMOUNT
Joshua J. & Katie L. Fisher	Lot 4, Block 1, Deyonge Addition	\$ 1,124.97
Joshua J. & Katie L. Fisher	Lot 5, Block 1, Deyonge Addition	\$ 1,782.65
Barbara J. Iacino	Lot 1, Block 1, Deyonge Addition	\$ 1,572.37
Robert J. & Heidi N. Moser	Lot 5, Lowell's Subdivision	\$ 121.15
Kal D. Simons	West ½ of the SW ¼, exc. Deyonge Addition, Lot A, Lot S-2, Lot S-1 of Gov. Lot 2 & exc. Macy Tract 1 & 2, 7-92-51	\$ 15,964.92
Eric Olson	Lot S-2, Gov. Lot 2 in SW ¼, 7-92-51	\$ 1,295.45
Sol & Mary Redlin	Lot A, Gov. Lot 2 in SW ¼, 7-92-51	\$ 1,582.75
University of South Dakota	East ½ SE ¼ exc. Lot H-1 & exc. West 732-feet of North 1,475-feet, 12-92-52	\$ 22,198.14
Joyce P. Zimmerman	Lot 6, Lowell's Subdivision	\$ 3,028.77
The Board of Regents of the State of South Dakota	Lot 3C in the W ½ of the NW ¼, S18-T92N-R51	\$ 3,529.13
University of South Dakota	E ½ of the NE ¼ of the NE ¼, Except Lot H-1 & Except the W. 100', S13-T92N-R52	\$ 3,529.13

Dated at Vermillion, South Dakota this 16<sup>th</sup> day of July 2012.

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

ATTEST:

BY \_\_\_\_\_  
Michael D Carlson, Finance Officer

The motion was seconded by Alderman Willson. Discussion followed and the question of the adoption of the Resolution was presented for a vote of the Governing Body. 6 members voted in favor of and 0 members voted in opposition to the Resolution. Mayor Powell declared that the Resolution was adopted.

#### G. 2011 Audited Annual Comprehensive Financial Report

Mike Carlson, Finance Officer, reported that the 2011 Audited Comprehensive Financial Report is included in the packet. The firm of Williams & Company completed the audit. Their letter to the Mayor and Council was handed out. The

Department of Legislative Audit has reviewed and accepted the audit report with their letter included in the packet. The City Council will need to accept the report.

265-12

Alderman Davies moved approval of the acceptance of the 2011 Comprehensive Financial Report. Alderman Meins seconded the motion. Motion carried 6 to 0. Mayor Powell declared the motion adopted.

H. Amendment Adding the High Priority Funded Bike Path Project to Agreement 713314 (Hike/bike trail along the east side of Stanford Street from W. Cherry Street to South Dakota Highway 50)

Jose Dominguez, City Engineer, reported that the amendment is to add the bike path along the east side of Highway 19 from Cherry Street to Highway 50. If approved by the State, it is anticipated that the project will be designed and bid this summer and construction could start this fall to be completed next year. The estimated cost would be \$225,000 of which the State will reimburse 81.95%. Discussion followed.

266-12

Alderman Davies moved approval of the Amendment Number 1 to Agreement Number 713314 to include the bike path along Highway 19 between Highway 50 and Cherry Street to the bike path project to be partially funded by the grant. Alderman Ward seconded the motion. Discussion followed on the bike path along the river with Jose answering questions of the City Council. Motion carried 6 to 0. Mayor Powell declared the motion adopted.

## 9. Bid Openings

### A. Parallel Taxiway Extension Project

Jose Dominguez, City Engineer, reported that the existing capital improvement plan for the airport calls for the parallel taxiway extension. Three bids were received with the low bid from Welfl Construction of \$527,378 and the high bid of \$575,251.66. The low bid also included the fuel system for an additional fee of \$92,623. Jose noted that all bids were well above the engineer's estimate of \$500,000 which included the fuel system. Jose stated that the high bids were attributed to a change in the specifications required by the FAA. Since the bid opening, the City and consultant have been in contact with the FAA who have agreed to allow the specifications to be changed to the prior requirements. Jose recommended rejecting the bids and to re-bid the project with the new specifications.

267-12

Alderman Willson moved to reject all bids received for the parallel taxiway extension project and fuel system and re-advertise with different

specifications. Alderman Ward seconded the motion. Motion carried 6 to 0. Mayor Powell declared the motion adopted.

10. City Manager's Report

A. John reported that an open house to share the conceptual design for a future Prentis Park swimming pool is scheduled for Wednesday, August 8, 2012 from 5:00 p.m. to 7:00 p.m. here in City Hall. The public is invited to review the conceptual design and offer comments on the proposal.

B. John reported that, in 2011, the City Council adopted seasonal rates for electric rates for 2012. For nine months of the year the rate will be slightly lower than the 2011 rate and for the three summer months the rate is slightly higher than the 2011 rates. This seasonal rate reflects the City's increased cost to purchase power during the summer months. The bills arriving later this month are the first to have the summer seasonal rate.

C. John reported that the City's website has been updated and is largely complete. The address remains the same at [www.vermillion.us](http://www.vermillion.us). For those that were subscribing or want to subscribe to have City Council agendas and or news items emailed to them, they should go to the City's website and sign up under the "Subscribe to Notifications" tab on the left hand side of the home page. With the change in website, we were unable to transfer the existing subscriber list, so please sign up.

D. John reported that chip sealing will take place on Clark Street from Dakota Street to Hall Street and on Plum Street from Duke Street to Highway 50 on Wednesday, July 18<sup>th</sup> and Thursday, July 19<sup>th</sup>. There will be no parking on the street these two days.

PAYROLL ADDITIONS AND CHANGES

City Council: Kelsey Collier-Wise \$221.71/bi-weekly; Code: Eric Birkeland \$14.58/hr

11. Invoices Payable

268-12

Alderman Davies moved approval of the following bill:

JOHN POWELL	MEALS REIMBURSEMENT	63.00
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Alderman Meins seconded the motion. Mayor Powell requested to abstain. Motion carried 5 to 0. Mayor Powell declared the motion adopted.

269-12

Alderman Davies moved approval of the following bills:

A-OX WELDING SUPPLY CO	CHEMICALS	796.90
ADVANCED WEIGHING SYSTEMS	ANNUAL SUPPORT	1,550.00
ARCHITECTURE INC.	PROFESSIONAL SERVICES	2,715.00
BROADCASTER PRESS	ADVERTISING	2,155.80
BUREAU OF ADMINISTRATION	TELEPHONE	272.44
CENTURYLINK	TELEPHONE	1,460.99
CITY OF VERMILLION	LANDFILL VOUCHERS	552.00
CLAY-UNION ELECTRIC CORP	ELECTRICITY	1,225.23
CLEMET BOSTUCK	MOWING	217.50
DEPT. ENVIRONMENT NATL RES	DRINK WTR FEE/LANDFILL OPER FEE	7,583.93
FOREMAN MEDIA	COUNCIL MTG	100.00
GEOTEK ENGINEERING	PROFESSIONAL SERVICES	1,069.50
GREGG PETERS	MANAGERS PROFITS/FEEES	18,180.10
KALINS INDOOR COMFORT	REPAIRS	67.00
KNOLOGY	DIALUP SERVICE	49.95
LAUREN L. TOLSMA	MILEAGE	96.20
LOREN FISCHER DISPOSAL	HAUL CARDBOARD	140.00
MATHESON TRI-GAS, INC	OXYGEN	97.88
MIDAMERICAN	GAS USAGE	862.12
MIDCONTINENT COMMUNICATION	CABLE/INTERNET SERVICE	105.95
RESERVE ACCOUNT	POSTAGE FOR METER	950.00
SOUTH DAKOTA OPEN	ADVERTISING	500.00
SPRINT	CELL PHONES	1,219.86
STERN OIL CO.	FUEL	18,737.08
THE EQUALIZER	ADVERTISING	111.00
THURSDAYS ON THE PLATZ	MARKETING SUPPORT	500.00
UNITED PARCEL SERVICE	SHIPPING	8.54
US POSTMASTER	POSTAGE FOR UTILITY BILLS	1,050.00
VERMILLION DEVELOPMENT CO	CONTRIBUTION	46,350.00
VISA/FIRST BANK & TRUST	FUEL/SUPPLIES	52.97
WALKER CONSTRUCTION	PROFESSIONAL SERVICES	140.00

Alderman Willson seconded the motion. Motion carried 6 to 0. Mayor Powell declared the motion adopted.

## 12. Consensus Agenda

A. Set a public hearing date of August 6, 2012 for a special daily malt beverage and wine license for Ribs, Rods & Rock'n Roll on or about September 7 & 8, 2012 on W. Main Street between High Street and Prospect Street, Ratingen Platz, and Market Street from Main Street to Kidder Street

B. Set a public hearing date of August 6, 2012 for a special permit to exceed permissible sound levels by no more than 50% for a street dance on W. Main

Street between High Street and Prospect Street on Friday, September 7, 2012 between 8:00 p.m. and 1:00 a.m. and on Saturday, September 8, 2012 between 5:00 p.m. and 1:00 a.m. Sunday

C. Set a bid opening date of August 14, 2012 for construction of a water tower

D. Set a bid opening date of July 31, 2012 for construction of a parallel taxiway extension at Harold Davidson Airport Field

E. Set a public hearing date of August 6, 2012 for a special daily malt beverage and wine license for the Fraternal Order of Eagles on or about August 10 & 11, 2012 the Clay County Fair Grounds

270-12

Alderman Willson moved approval of the consensus agenda. Alderman Ward seconded the motion. Motion carried 6 to 0. Mayor Powell declared the motion adopted.

13. Adjourn

271-12

Alderman Ward moved to adjourn the Council Meeting at 7:52 p.m. Alderman Collier-Wise seconded the motion. Motion carried 6 to 0. Mayor Powell declared the motion adopted.

Dated at Vermillion, South Dakota this 16<sup>th</sup> day of, 2012.

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 \_\_\_\_\_.