



Special Meeting Agenda City Council

12:00 pm (noon) Special Meeting
Monday, September 19, 2011
Large Conference Room
25 Center Street
Vermillion, South Dakota 57069

1. **Roll Call**
2. **Education Session – Presentation on City Snow Removal Practices and Options – Pete Jahn, Street Superintendent.**
3. **Briefing on the September 19, 2011 City Council Regular Meeting Agenda-** Briefings are intended to be informational only and no deliberation or decision will occur on this item.
4. **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.



City of Vermillion Council Agenda

7:00 p.m. Regular Meeting
Monday, September 19, 2011
City Council Chambers
25 Center Street
Vermillion, South Dakota 57069

1. Roll Call

2. Pledge of Allegiance

3. Minutes

- a. September 6, 2011 Special Session; September 6, 2011 Regular Session.

4. Adoption of the Agenda

5. Visitors To Be Heard

- a. Family Day 2011 Proclamation.

6. Public Hearings

- a. First Reading of Ordinance 1261 - Petition to re-zone Lots 7 & 8, Block 1, Potters Addition, from NC Neighborhood Commercial to R-2 Residential (Mulberry Street lots immediately north of 1120 E. Main Street).
- b. Resolution adopting a Resolution of Necessity for sidewalk repairs (Southeast Quadrant – East of Dakota Street and South of East Main Street).

7. Old Business

- a. Second reading of Ordinance 1259 – 2012 Budget Ordinance.
- b. Second reading of Ordinance 1260 – 2011 Revised Budget Ordinance.

8. New Business

- a. Street Closure Request – Portions of N. Dakota Street on September 25, 2011 for the Susan G. Komen Race for the Cure.
- b. Annexation of Lots 1 thru 5, and R-1, Block 1, Bliss Second Addition.
- c. Resolution adjusting the Storm Water Drainage Fee.
- d. Public fireworks display permit for Vermillion High School Homecoming on September 22, 2011.
- e. Public fireworks display for University of South Dakota Royalty Reveal celebration on October 4, 2011.
- f. City Administration report on Pictometry Software.

9. Bid Openings

10. City Manager's Report

11. Invoices Payable

12. Consensus Agenda

- a. Set a public hearing date of October 3, 2011 for a special daily malt beverage and wine license for the Vermillion Area Arts Council on or about October 8, 2011 at 202 Washington Street.
- b. Set a public hearing date of October 3, 2011 for transfer of retail on-off sale wine and retail on-off sale malt beverage licenses to Prairie River, Inc. for R-Pizza at 2 W. Main from LaMarco, Inc.
- c. Set a public hearing date of October 3, 2011 for transfer of retail on-sale liquor license to John Grunewaldt for Pressbox at 9 W. National from CLG, LLC.

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.

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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
September 6, 2011
Monday 12:00 noon

The special session of the City Council, City of Vermillion, South Dakota was held on Monday, September 6, 2011 at 12:00 noon in the City Hall large conference room.

1. Roll Call

Present: Davies, Grayson (arrived at 12:02 p.m.), Meins, Osborne, Ward (arrived at 12:12 p.m.), Willson, Zimmerman, Mayor Powell

Absent: French

2. Educational Session - Proposed zoning ordinance amendment requiring owner signatures - Andy Colvin

Andy Colvin, Assistant to the City Manager, reported that the question had been raised by City Council members and Planning Commission members, following the zoning change request for the area south of the campus, about who can request a zone change for property. Andy noted that anyone can request to rezone property but that State law allows cities, by ordinance, to require petitions signed by a percentage of the property owners from the area to be rezoned including property within 250 feet of the proposed area. To address this, a draft ordinance is proposed that would require a petition signed by 40% of the property owners, including those within 250 feet. Andy reported that exceptions to this would be a zone change for property annexed into the city which would have one year to apply for a zone change without the signatures and if the City Council or Planning Commission proposed a zone change. Andy noted that Planning Commission and City Council approval is needed for a change to the zoning ordinance. Discussion followed on the 250 foot area, how the percentage is computed and the 40 percent, noting that Yankton and Aberdeen have similar ordinances. The consensus of the City Council was to proceed with the ordinance requiring a petition signed by 45% of the property owners within the proposed area including the 250 feet surrounding.

3. Information Session - Sidewalk survey update - Jordan McQuillen

Jordan McQuillen, Intern to the City Manager, reported that the list of parcels without sidewalks has been broken down into missing near schools, missing near parks, missing in developed areas, and missing in lower Vermillion. Jordan reviewed the criteria used, noting that

the list includes what criteria has included the property on the list.

John Prescott, City Manager, noted that the last page in the handout includes a listing of sidewalks that are recommended to be installed. The list includes the north side of Lewis between Catalina and Norbeck, south side of National between Dakota and Elm, southeast corner of Roosevelt and Jefferson, southwest corner of Lewis and Sterling, west side of Pinehurst, Dakota Street west of the Dakota Dome, south side of Baylor between Vonnie and James, southwest corner of Constance and James, 1714 Vonnie, 1720 Vonnie, between 1800 and 1810 Vonnie, 1818 Vonnie, between 1834 and 1846 Vonnie, 833 E. Duke north to entrance. Discussion followed on the listing and other areas where there is not a sidewalk with the request for pictures of each. John noted that he would propose that the City make contact with the property owners and see if they are willing to install the sidewalk in a timely period before it would come back to the City Council for a resolution requiring the sidewalk be installed. Discussion followed with the consensus for the City Manager to proceed with contacting these property owners about installing sidewalks.

4. Briefing on the September 6, 2011 City Council Regular Meeting Agenda

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

5. Adjourn

266-11

Alderman Osborne moved to adjourn the Council special session at 1:04 p.m. Alderman Meins seconded the motion. Motion carried 8 to 0. Mayor Powell declared the motion adopted.

Dated at Vermillion, South Dakota this 6th day of September, 2011.

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
September 6, 2011
Monday 7:00 p.m.

The regular session of the City Council, City of Vermillion, South Dakota was called to order on September 6, 2011 at 7:00 p.m. by Mayor Powell.

1. Roll Call

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

Absent: Davies

2. Pledge of Allegiance

3. Minutes

A. August 15, 2011 Special Session; August 15, 2011 Regular Session; August 16, 2011 Budget Session; August 17, 2011 Budget Session; August 29, 2011 Special Session

267-11

Alderman Zimmerman moved approval of the August 15, 2011 special session minutes, August 15, 2011 regular session minutes, August 16, 2011 budget session minutes, August 17, 2011 budget session minutes and the August 29, 2011 special session minutes. Alderman Meins seconded the motion. Motion carried 7 to 0. Mayor Powell declared the motion adopted.

4. Adoption of Agenda

268-11

Alderman Grayson moved approval of the agenda. Alderman Willson seconded the motion. Motion carried 7 to 0. Mayor Powell declared the motion adopted.

Alderman Ward arrived at 7:02 p.m.

5. Visitors to be Heard - None

6. Public Hearings - None

7. Old Business

A. Second Reading of Ordinance No. 1257 - Amending Title I Section 11.02 Wards and Boundaries, of the 2008 Revised Ordinances for the City of Vermillion, amending ward boundaries

Mike Carlson reported that this is second reading of an ordinance amending the ward boundaries. The Fourteenth Amendment to the United States Constitution guarantees equality of voting power. This has been determined by the courts to be no more than a 10% deviation between ward populations. Following the 2010 census, the ward population deviation is 16%. The City Council reviewed the proposed boundary change at the July 5th noon session and the proposed change was included in the quarterly City Update published in the Equalizer. The changes are to the Southeast and Central wards where the boundary is moved from Yale Street to University Street from Cedar Street south. Discussion followed.

269-11

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

BE IT RESOLVED, that the minutes of this meeting shall show that the title to the proposed Ordinance No. 1257 entitled Amending Title I Section 11.02 Wards and Boundaries, of the 2008 Revised Ordinances for the City of Vermillion, amending ward boundaries was first read and the Ordinance considered substantially in its present form and content at a regularly called meeting of the Governing Body on the 15th day of August, 2011 and that the title was again read at this meeting, being a regularly called meeting of the Governing Body on this 6th day of September, 2011 at the City Hall Council Chambers in the manner prescribed by SDCL 9-19-7 as amended.

BE IT RESOLVED, and ordained, that said Ordinance be adopted to read as follows:

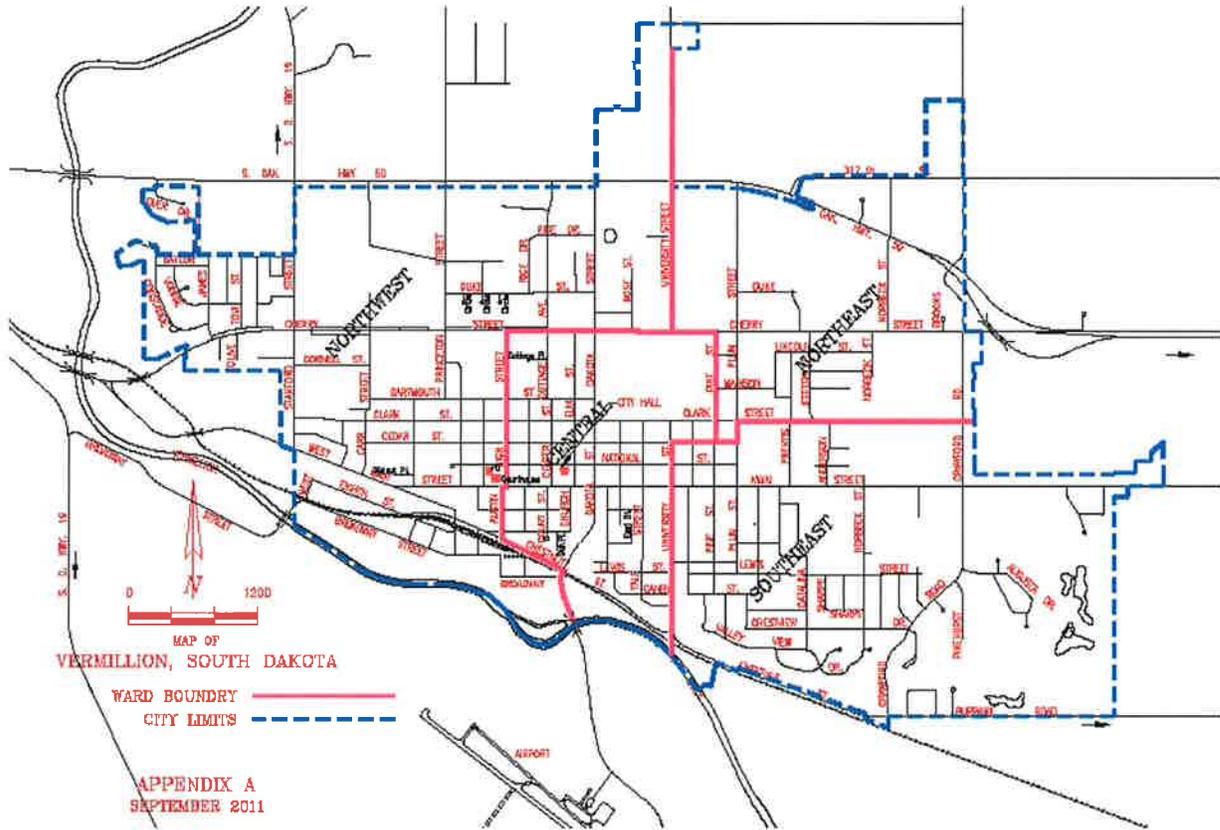
ORDINANCE NO. 1257

AN ORDINANCE AMENDING TITLE I, SECTION 11.02, WARDS AND BOUNDARIES, OF THE 2008 REVISED ORDINANCES FOR THE CITY OF VERMILLION, AMENDING THE WARD BOUNDARIES.

BE IT ORDAINED, BY THE GOVERNING BODY OF THE CITY OF VERMILLION, SOUTH DAKOTA that Section 11.02 be amended to read as follows:

§ 11.02 BOUNDARIES.

The boundaries of wards, as shown on the Ward Map in Appendix A of this chapter, are hereby incorporated by reference as the official boundaries of all wards in the city.



Dated at Vermillion, South Dakota this 6th day of September, 2011.

THE GOVERNING BODY OF THE CITY
OF VERMILLION, SOUTH DAKOTA

John E. (Jack) Powell, Mayor

ATTEST:

Michael D. Carlson, Finance Officer

Adoption of the Ordinance was seconded by Alderman Willson. Thereafter, the question of the adoption of the Ordinance was put to a roll call vote of the Governing Body, and the members voted as follows: French-Y, Grayson-Y, Meins-Y, Osborne-Y, Ward-Y, Willson-Y, Zimmerman-Y, Mayor Powell-Y.

Motion carried 8 to 0. Mayor Powell declared that the Ordinance has been adopted and directed publication thereof as required by law.

B. Second Reading of Ordinance No. 1258 - Amending Title XI of the 2008 Revised Ordinances of the City of Vermillion adding Chapter 119, Mobile Food Vendors, providing for licensing and regulation to use the public streets in the General Business and Central Business Districts

John Prescott, City Manager, reported that first reading of this ordinance was at the special meeting on August 29th. The ordinance creates a new section to allow mobile food vendors to use the public street in the general business and central business districts. Some requirements for mobile food vendors in the proposal include: food vending is limited to business districts, vending is to face the curb side of the street, seating is not to be provided, and alcohol and non-business items are not allowed to be sold. Maintaining the cleanliness of the area was important so regulations were developed to require the placement of a trash can for patrons, disposal of trash off-site and cleanup around the area. The permit would not allow the operator to set up in an area which is reserved for a special event. The organizer of the special event would retain the authority to determine who is allowed to participate at their event. John stated that since first reading, Section 119.04 was reformatted and the fee in 119.05 was changed to be set by resolution. John stated that, if the second reading is approved, the fee will need to be set by resolution under new business.

Jere Chapman, business owner, wanted to thank the City Council for the timeliness in adopting this ordinance as the weather will not allow much more time this fall.

Discussion followed on the ordinance.

270-11

Second reading of title to Ordinance No. 1258, entitled an ordinance amending Title XI, adding Chapter 119, of the 2008 Revised Ordinances of the City of Vermillion, South Dakota entitled mobile food vendors providing for licensing and regulation to use the public street in the general business and central business districts.

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

BE IT RESOLVED, that the minutes of this meeting shall show that the title to the proposed Ordinance No. 1258 entitled mobile food vendors providing for licensing and regulation to use the public street in the general business and central business districts was

first read and the Ordinance considered substantially in its present form and content at a special called meeting of the Governing Body on the 28th day of August, 2011 and that the title was again read at this meeting, being a regularly called meeting of the Governing Body on this 6th day of September, 2011 at the City Hall Council Chambers in the manner prescribed by SDCL 9-19-7 as amended.

BE IT RESOLVED, and ordained, that said Ordinance be adopted to read as follows:

ORDINANCE NO. 1258

AN ORDINANCE AMENDING TITLE XI, ADDING CHAPTER 119, OF THE 2008 REVISED ORDINANCES OF THE CITY OF VERMILLION, SOUTH DAKOTA ENTITLED MOBILE FOOD VENDORS PROVIDING FOR LICENSING AND REGULATION TO USE THE PUBLIC STREET IN THE GENERAL BUSINESS AND CENTRAL BUSINESS DISTRICTS.

BE IT ORDAINED, by the Governing Body of the City of Vermillion, South Dakota, and it is hereby ordained by authority of the same, that Chapter 119 be created to provide new regulations for mobile food vendors as set forth below:

119.01. Purpose

It is unlawful for any mobile food vendor to use a public right-of-way for any business within the city without first obtaining and possessing a valid registration permit in compliance with the provisions of this chapter.

119.02. Definitions

"Mobile food vendor" shall mean any business establishment consisting of any enclosed trailer, van, pushcart, recreational vehicle, or similar enclosed mobile facility that is transported from site to site for the purpose of selling food to the public upon a public street and which is operated by a "food service establishment" and "mobile food service establishment" licensee as both are defined in SDCL Ch. 34-18.

119.03 Registration Permit; Application.

An application for a mobile food vendor permit shall provide all of the information required for an itinerant merchant permit as required in 116.05 A-F, 116.05 H and 116.05 J. The applicant will also provide the following additional information as part of making an application:

- (A) Proof of the licenses issued by the South Dakota Department of Health to the operator for a SDCL Ch. 34-18 food service establishment and for the mobile unit as a SDCL Ch. 34-18 mobile food service establishment.
- (B) Proof of a valid insurance policy that provides minimum liability coverage of \$1,000,000 with the City of Vermillion named as an additional insured.
- (C) Written indemnity agreement that will hold harmless the City of Vermillion, its officers and employees, for any loss, liability or damage, including costs and disbursements such as reasonable attorney's fees, for bodily injury or property damage sustained by a person as a result of the negligent installation, use or maintenance of a permitted mobile food vendor.

The application information outlined above shall be filed with the City Finance Officer including the permit fee.

119.04 Sales; Restrictions.

(A) All sales in the public right-of-way must take place in areas zoned GB General Business or CB Central Business between the hours of 8:00 a.m. and 3:00 a.m. in areas approved by the City Manager or his assigned designee. A person engaged in this business shall not:

- (1) Locate in front of or within 50 feet adjacent to any non-mobile food business or open business without providing proof of the non-mobile food business owner's permission as part of the application.
- (2) Attach mobile vending unit to any tree, garbage receptacle or street furniture.
- (3) Locate mobile vending unit within 10 feet of any fire hydrant.
- (4) Provide any free standing public seating, tables at which food may be consumed, other tables, stands, shelves, bins, equipment or any other kind of free standing accessory or feature unless the same was approved in the application.
- (5) Utilize any free standing signage.

- (6) Fail to provide a trash can for business and patron use during the hours of operation.
 - (7) Fail to clean up the area where the mobile vending unit is located plus 15 feet around the location.
 - (8) Dispose of trash generated by the business or patrons in public trash cans.
 - (9) Sell any alcoholic beverage.
 - (10) Utilize the permit in any area authorized by the City Council for a parade or special event two hours before or after, or during said event unless approved by the special event applicant for the space.
- (A) Permit holders shall, upon request by the City or emergency staff, be required to remove mobile vending units to allow street, sidewalk or utility access for emergency and maintenance operations, or both, and will be subject to the following further requirements:
- (1) The mobile food vendor must have self-contained utilities for the unit. No cords or hoses can run across the public sidewalks or streets or to a structure unless specifically approved by the City Council as part of the application.
 - (2) Permits are non-exclusive.
 - (3) Permits are for food, non-alcoholic beverages, and mobile food vendor-branded merchandise sales only.
 - (4) Permits are non-transferable and must be displayed on the mobile food unit at all times.
 - (5) Mobile food units shall not be located in areas or ways which block the view of traffic, traffic signals, traffic signs, bus stops, obstruct or cause to be obstructed the passage of sidewalk, street, alley or any other public place by causing people to congregate at or near the place where food is being sold or offered for sale.
 - (6) No customer shall be served on the street side of the mobile unit. All service must be on the curb side when the mobile unit is on or abutting a public street.

(7) A permit issued under this chapter shall not be used or represented in any manner as an endorsement by the City of Vermillion, or any department, officer or employee thereof.

(8) The City of Vermillion may revoke and terminate the permit in the event the vendor violates any term, condition or provision of the permit, the City of Vermillion Code of Ordinances and/or state or federal laws. The vendor may terminate or surrender the permit at will any time prior to the expiration of the permit by providing written notice and surrendering the permit.

119.05. Fees.

The fee for each mobile food vendor permit shall be as set forth in the resolution as adopted by the City Council.

119.06. Exemptions.

The following activities, businesses, and or persons, as such are commonly known, shall be exempt from coverage of this chapter, but this exemption shall not be construed to limit or restrict the application of other laws and regulations pertaining to such activities, businesses and/or persons:

(A) Mobile food vendors as part of a special event recognized by the City Council where the event organizers have provided permission for the vendors.

(B) Where the mobile food vendor truck is being utilized by the express, prior invitation of the property owner for provision of food and/or beverage as part of a catering contract and not for sales to the general public.

(C) Mobile food vendors located on private property that have all required state permits.

Dated at Vermillion, South Dakota this 6th day of September, 2011.

THE GOVERNING BODY OF THE CITY
OF VERMILLION, SOUTH DAKOTA

BY _____
John E. (Jack) Powell, Mayor

ATTEST:

BY _____
Michael Carlson, Finance Officer

Adoption of the Ordinance was seconded by Alderman Meins. Thereafter, the question of the adoption of the Ordinance was put to a roll call vote of the Governing Body, and the members voted as follows: Grayson-Y, French-Y, Meins-Y, Osborne-Y, Ward-Y, Willson-Y, Zimmerman-Y, Mayor Powell-Y.

Motion carried 8 to 0. Mayor Powell declared that the Ordinance has been adopted and directed publication thereof as required by law.

8. New Business

A. Resolution to allow for the reselling of water at the Midwest Rentals Mobile home Court (411 Stanford Street)

Randy Isaacson, Water Superintendent, reported that Dave Hertz, owner of Midwest Mobile Village at 411 Stanford, has requested the ability to resell water and sewer service to the individual mobile homes in the park. Randy noted that City ordinance requires City Council approval for the resale of utility service. Randy stated that the letter from Dave was included in the packet and his request is to bill individual tenants for usage in excess of 5,000 gallons per month. Randy stated that the combined rate for water and wastewater at this location is \$6.12 per 1,000 gallons and would recommend City Council authorization of the resale at a rate that doesn't exceed the City billing rate. Discussion followed with Randy answering questions of the City Council noting that the ordinance requires the property owner to maintain their meter equipment and do their own billing.

271-11

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

RESOLUTION AUTHORIZING THE RESALE OF UTILITY SERVICES

WHEREAS, City ordinance provides that utility customers shall not resell or share with others any utility services furnished by the City unless authorized by the City Council, and;

WHEREAS, Dave Hertz owner of Midwest Mobile Village at 411 Stanford Street in an attempt to fairly distribute the utility costs from the City to the Mobile Village has requested the ability to resell water and wastewater services to the individual tenants, and;

WHEREAS, Midwest Mobile Village requests the ability to bill the individual tenants for water and wastewater service in excess of 5,000 gallons per month, and;

WHEREAS, Midwest Mobile Village understands that as owner they are responsible for furnishing and maintaining meters along with the resale utility billing.

NOW THEREFORE BE IT RESOLVED by the Governing Body of the City of Vermillion, South Dakota, that Dave Hertz owner of Midwest Mobile Village is authorized to resell water and wastewater services to individual tenants at 411 Stanford at a rate that is not in excess of the City utility fees.

Dated at Vermillion, South Dakota this 6th day of September, 2011.

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 French. Discussion followed and the question of the adoption of the Resolution was presented for a vote of the Governing Body. 8 members voted in favor of and 0 members voted in opposition to the Resolution. Mayor Powell declared that the Resolution was adopted.

B. Resolution setting a fee for a mobile food vending permit as provided for in Ordinance No. 1258

John Prescott, City Manager, reported that Ordinance No. 1258, adopted earlier, provided that the fee be set by resolution for

mobile food vendors. John stated that in review of other city ordinances, the fees ranged up to \$500 per year. John noted that our itinerant merchant license has a fee for daily, weekly or monthly licenses and, as such, proposed a fee of \$50 for thirty consecutive days for mobile food vendors. He noted that requiring the renewal each month will assist in making sure the vendor comply with the requirements of the ordinance or the license will not be renewed. He noted that the ordinance provides that the city may revoke or terminate the license but that is not something we look forward to doing.

Jere Chapman stated that he felt the fee of \$50 per month was excessive noting that in New York it is \$35 per year, Austin, Texas is \$210 per year and another he found is \$165 per year. Jere stated that he would like an annual fee instead of needing to renew the permit each month as he planned to operate all year, weather permitting. Jere stated that he felt an annual fee of \$300 to \$360 would be more reasonable. Discussion followed on the fee amount and if it should be renewed monthly or annually. It was noted that the City Council can change the fee by resolution at a later date once it has more experience at how this is going to work.

272-11

After reading the same once, Alderman Zimmerman moved adoption of the following resolution setting the fee at \$35 for 30 consecutive days:

RESOLUTION TO ESTABLISH FEES FOR
MOBILE FOOD VENDORS

WHEREAS, the adoption of Ordinance 1258 provided regulations for the licensing of mobile food vendors to use the public right of way in the general business and central business districts; and

WHEREAS, Chapter 119 Sections § 119.05 of the 2008 Revised Ordinances of the City of Vermillion, allows the City Council to establish fees for mobile food vendor permits.

BE IT HEREBY RESOLVED, by the Governing Body of the City of Vermillion, South Dakota, at a regular meeting thereof said City at 7:00 p.m. on the 6th day of September, 2011 that the mobile food vendor permit fee shall be \$35 for each 30 consecutive day period.

This resolution shall become effective upon the adoption of Ordinances 1258.

Dated at Vermillion, South Dakota this 6th day of September, 2011

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 Osborne. Discussion followed and the question of the adoption of the Resolution was presented for a vote of the Governing Body. 8 members voted in favor of and 0 members voted in opposition to the Resolution. Mayor Powell declared that the Resolution was adopted.

C. First Reading of Ordinance No. 1259 - 2012 Budget Ordinance

John Prescott, City Manager, thanked the City Council for the time they spent developing the 2012 budget. John reviewed some of the major items and projects included in the 2012 budget. He noted that the City Council, after receiving the proposed budget, met with the individual department heads and reviewed the written requests from outside agencies in developing the final budget that is presented tonight.

273-11

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

BE IT RESOLVED that the minutes of this meeting shall show that the title to proposed Ordinance No. 1259 entitled An Ordinance Adopting the 2012 Budget 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 6th day of September, 2011 at the Council Chambers in City Hall in the manner prescribed by SDCL 9-19-7 as amended.

The motion was seconded by Alderman Willson. After discussion, the question of adoption of the Resolution was put to a vote of the Governing Body and 8 members voted in favor of and 0 members voted

in opposition to the motion. Mayor Powell declared the motion adopted.

D. First Reading of Ordinance No. 1260 - 2011 Revised Budget Ordinance

John Prescott, City Manager, reported that the 2011 Revised Appropriations Ordinance, as presented, includes the items updated during the budget process and hearings. The revenue and expense items were updated based upon the actual data to date and information currently available that was not present in August 2010 when the budget ordinance was prepared. John reviewed some examples of these changes.

274-11

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

BE IT RESOLVED that the minutes of this meeting shall show that the title to proposed Ordinance No. 1260 entitled An Ordinance Adopting the 2011 Revised Budget 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 6th day of September, 2011 at the Council Chambers in City Hall in the manner prescribed by SDCL 9-19-7 as amended.

The motion was seconded by Alderman Meins. After discussion, the question of adoption of the Resolution was put to a vote of the Governing Body and 8 members voted in favor of and 0 members voted in opposition to the motion. Mayor Powell declared the motion adopted

E. Resolution recognizing the transfers from the Electric Fund to the TIF No. 3 Fund as debt to be repaid from future Tax Increment

Mike Carlson, Finance Officer, reported that in 1996 TIF bonds were issued to finance the improvements to the Erickson business park. The bond resolution provided that if there was not enough tax increment to make the annual debt service payment that a transfer would be made from the electric fund to be considered a non-interest loan. Transfers were needed in 2005, 2006, 2007 and 2008 totaling \$187,744 and it is anticipated that over \$58,000 will be needed in 2011 for the final bond payment. The bond resolution provided that the electric fund be reimbursed from future tax increment collections. During the budget hearing, the City Council recommended continuing the tax increment district to repay the electric fund for

these loans. The 2012 and part of the 2013 tax increments will be needed to repay the loan. The resolution is to recognize the transfers as non-interest bearing loan to be repaid from future tax increments. Discussion followed on the resolution and the tax increment district.

275-11

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

RESOLUTION RECOGNIZING TRANSFERS FROM ELECTRIC ENTERPRISE
FUND TO TAX INCREMENTAL FINANCING DISTRICT NUMBER 3
AS A NON-INTEREST BEARING DEBT OF THE FUND TO BE REPAYED
FROM FUTURE TAX INCREMENT COLLECTIONS

WHEREAS, the Vermillion City Council by resolution created Tax Incremental Financing (TIF) District Number 3 in 1996 following the recommendation of the Vermillion Planning Commission, and;

WHEREAS, the Vermillion City Council authorized the development of the of the district and financed the development by the issuance of Tax Incremental Revenue Bonds Series 1996B, and;

WHEREAS, to facilitate the issuance of the Tax Incremental Revenue Bonds the City Council pledged Electric Enterprise Funds should a deficiency exist in the tax increment receipts needed to repay the Series 1996B bonds. Such deficiencies were to be repaid from the next tax increment collections remaining after required credits to the TIF Bond Account and the TIF Reserve Account, and;

WHEREAS, the Electric Enterprise Fund transferred \$34,815 in 2005, \$51,586 in 2006, \$31,343 in 2007, \$70,000 in 2008 and is projecting \$58,696 for 2011 to the TIF No. 3 Debt Service Fund to meet the annual debt service requirements on the Tax Incremental Revenue Bonds Series 1996B bonds, and;

WHEREAS, such transfers represent a non-interest bearing loan between the TIF No. 3 Debt Service Fund and the Electric Enterprise Fund to be repaid from future tax increment collections, and

WHEREAS, the final payment was made on Tax Incremental Revenue bonds Series 1996B in July, 2011, thus future year's tax increment collections will be available to repay the non-interest bearing loan to the Electric Enterprise Fund.

NOW THEREFORE BE IT RESOLVED, by the Governing Body of the City of Vermillion that the Electric Enterprise Funds transfers to the TIF

No. 3 Debt Service Fund is considered non-interest bearing loan to be repaid from future year's tax increment collections.

Dated at Vermillion, South Dakota this 6th day of September, 2011

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 Zimmerman. Discussion followed and the question of the adoption of the Resolution was presented for a vote of the Governing Body. 8 members voted in favor of and 0 members voted in opposition to the Resolution. Mayor Powell declared that the Resolution was adopted.

F. Resolution to adjust rental registration fees

John Prescott, City Manager, reported that during the budget session the City Council discussed options for funding the assistance requested by the Vermillion Housing Authority. The Housing Authority was created and board members are appointed by the City Council. The Housing Authority operates independent of the City except that we currently provide office space and provided over \$9,000 of funding this past year. The Housing Authority is funded by a federal program that has been reducing the administrative funding but continuing or increasing the rental assistance funding. Last year over \$800,000 of rental assistance was provided to residents of the community. The City Council proposed increasing the annual rental registration fee from \$20 per structure to \$25 and for each unit from \$12 to \$15 that is projected to generate \$10,000 of revenue that was included in the 2012 budget as assistance to the Housing Authority. John noted that the resolution is to change these fees effective with the 2012 registration. Discussion followed.

276-11

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

RESOLUTION AMENDING RENTAL REGISTRATION FEES

WHEREAS, Section §94.05 (D) of Title IV General Regulations of the 2008 Revised Ordinances of the City of Vermillion allows the City Council to establish and change the rental housing registration fees, and

WHEREAS, during the annual budget process it was determined there was a need to increase the rental housing registration fee.

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 6th day of September, 2011, that the rental housing registration fee be amended as follows:

Registration Required - 94.05 (D)

A fee of \$25.00 per structure and \$15.00 per unit.

This Resolution shall become effective with the calendar year 2012 and thereafter rental registrations.

Dated at Vermillion, South Dakota this 6th day of September, 2011.

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 Meins. Discussion followed and the question of the adoption of the Resolution was presented for a vote of the Governing Body. 8 members voted in favor of and 0 members voted in opposition to the Resolution. Mayor Powell declared that the Resolution was adopted.

G. Resolution fixing the time and place for a hearing and notice of hearing on the special assessment roll for nuisance abatement

Mike Carlson, Finance Officer, reported that the resolution will set a public hearing date of October 3, 2011 for the City Council to consider the special assessment of the listed properties for the cost of nuisance abatement. State statute allows the City Council to recover the costs of nuisance abatement through special assessment

against the property. The resolution calls for the notice to be sent to the property owners and to be published. Discussion followed.

277-11

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

RESOLUTION FIXING THE TIME AND PLACE FOR A HEARING
AND NOTICE OF HEARING
ON THE SPECIAL ASSESSMENT ROLL
FOR NUISANCE ABATEMENT
IN THE CITY OF VERMILLION, SOUTH DAKOTA

WHEREAS a special assessment roll was filed in the office of the City Finance Officer of the City of Vermillion, Clay County, South Dakota on the 6th day of September, 2011 for the abatement of public nuisance to be levied against the property abutting upon:

NUISANCE ABATEMENT

On various properties as follows:

<u>Name</u>	<u>Property Location</u>	<u>Corrective Action</u>	<u>Amount</u>
Terry M Amundson	111 W Dartmouth	tagging & removal	53.00
Richard D & Brenda M	Blue &		
Chase Home Finances	215 N Pine	debris removal	479.79
Jeanine Halverson	10 S University	tagging & removal	169.60
Allen & Lisa Hesse	302 Prospect	tagging	31.80
Roger G. Jeck	16 E Dartmouth	debris removal	321.90
Edwin A Johnson &			
John L. Midyette	213 High	tagging & removal	111.30
Peter, Mark & Karen			
Monzel	601 Lewis	tagging & removal	84.80
Lief Nygaard	112 Walnut	tagging & removal	111.30
Timothy N Peterson &	Elizabeth		
A. Goehring	716 Maple	tagging & removal	561.80
Gregory A. Robinson	517 W Clark	tagging & removal	95.40
Paul D. & Dorothy J.			
Rosenbaum	1407 E Main	tagging & removal	524.70
Charlie Vanwardhuizen	709 W Main	tagging & removal	227.90

in the City of Vermillion, Clay County, South Dakota, said special assessment being against the property for the corrective action.

WHEREAS said assessment roll, now on file in the office of the City Finance Officer of the City of Vermillion, South Dakota, is open for public inspection and is referred to for further particulars.

WHEREAS said assessment roll shows:

1. The name of the owner(s) of each lot to be assessed as shown by the assessment rolls of the Director of Equalization;
2. A description by lot, block, and addition, or by metes and bounds of each parcel of land to be assessed, recognizing divisions by deed of platted lots, and obtaining the legal description of land as of the date of the adoption of the Resolution of Necessity for such improvement;
3. The amount assessed against each lot;
4. The number of installments, the rate of interest deferred installments shall bear, and the whole of such assessment or any installment thereof may be paid at any time, and that all installments paid prior to the respective due dates shall be deemed paid in inverse order of their due date;
5. Whenever the word "lot" appears therein, it shall be construed to include tracts and other parcels of land.

NOW, THEREFORE, IT IS RESOLVED that 3rd day of October, 2011, at the hour of 7:00 p.m. in the City Hall Council Chambers 25 Center Street in the City of Vermillion, Clay County, South Dakota, be and the same is hereby fixed as the time and place for hearing upon said assessment roll. Any interested person may appear and show cause why the Governing Body of the said City of Vermillion, South Dakota should not approve and levy said assessments against the respective premises as set forth in said assessment roll, to defray the costs of the nuisance abatement.

BE IT FURTHER RESOLVED that the Finance Officer of the City of Vermillion, Clay County, South Dakota shall be and is hereby authorized and directed to cause this Resolution and Notice to be published in the official newspaper in the City of Vermillion, South Dakota, one week prior to the date set for such hearing.

BE IT FURTHER RESOLVED that the Finance Officer of the City of Vermillion, Clay County, South Dakota shall mail a copy of this Resolution and Notice, by first-class mail with postage thereon fully prepaid, addressed to the owner(s) of any property to be assessed for such nuisance abatement at their address as shown by the records of the Director of Equalization. Such mailing shall be done at least one (1) week prior to the date set for said hearing.

Dated at Vermillion, South Dakota, this 6th day of September 2011.

THE GOVERNING BODY OF THE CITY OF
VERMILLION, CLAY COUNTY, SOUTH DAKOTA

John E. (Jack) Powell, Mayor

ATTEST:

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. 8 members voted in favor of and 0 members voted in opposition to the Resolution. Mayor Powell declared that the Resolution was adopted.

H. Resolution for Funding Agreement for the Stanford Street Project

John Prescott, City Manager, reported that the City Council has included the reconstruction of Stanford Street in the 2012 budget. This will be funded by Federal Aid Urban funds from the State, second penny sales tax funds and special assessments to the property owners. The State requires that the City enter into a funding agreement with the State for the project. The resolution is to accept the funding agreement that was included in the packet. Discussion followed.

278-11

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

Resolution

Accepting the Funding Agreement between the Department of Transportation and the City of Vermillion for Letting and Construction of Project P 5741(03), PCN 4535

Whereas, the City of Vermillion wishes to reconstruct Stanford Street from W. Main to W. Cherry Street utilizing a combination of Local, State and Federal funds, and;

Whereas, the Governing Body of the City of Vermillion is asked by the South Dakota Department of Transportation to approve the above mentioned funding agreement by resolution, and;

Now, therefore, be it resolved, that the Governing Body of the City of Vermillion accepts the Funding Agreement between the Department of Transportation and the City of Vermillion for Letting and Construction of Project P 5741(03), PCN 4535.

Dated at Vermillion, South Dakota this 6th day of September, 2011.

THE GOVERNING BODY OF THE CITY
OF VERMILLION, SOUTH DAKOTA

John E. (Jack) Powell, Mayor

ATTEST:

Michael D. Carlson, Finance Officer

The motion was seconded by Alderman Osborne. Discussion followed and the question of the adoption of the Resolution was presented for a vote of the Governing Body. 8 members voted in favor of and 0 members voted in opposition to the Resolution. Mayor Powell declared that the Resolution was adopted.

9. Bid Openings

A. Fuel Quotes

Mike Carlson read the monthly fuel quotes and recommended the low quote of Stern Oil on Items 1, 2, and 3 and the low quote of Midway-Vollan Oil on Item 5.

4,350 Gal unleaded (10% ethanol): Stern Oil \$3.4025, Midway-Vollan Oil \$3.4279, Brunick's Service \$3.54; 1,000 Gal unleaded: Stern Oil \$3.4269, Midway-Vollan Oil \$3.4470, Brunick's Service \$3.62; 3,000 Gal. No. 2 diesel dyed: Stern Oil \$3.2344, Midway-Vollan Oil \$3.2545, Brunick's Service \$3.41; 1,000 Gal. No. 2 diesel clear: Stern Oil \$3.5315, Midway-Vollan Oil \$3.4730, Brunick's Service \$3.62

279-11

Alderman Osborne moved approval of the low quote of Stren Oil on Items 1, 2, and 3 and the low quote of Midway-Vollan Oil on Item 5. Alderman Zimmerman seconded the motion. Motion carried 8 to 0. Mayor Powell declared the motion adopted.

10. City Manager's Report

A. John reported that the PTA is collecting cell phones, video games, GPS devices, digital cameras, IPODs, laptops, DVDs, PDPs, and inkjet cartridges as a fund raiser. These items can be dropped off at the Recycling Center and Landfill.

B. John reported that the household hazardous waste collection will be at the Recycling Center on Friday, October 21st from 2:00 p.m. to 6:00 pm. Cost is \$10 per vehicle. If there are questions, please contact the Recycling Center. The collection will be in Yankton on Oct 22nd.

C. John reported that the fall and winter recreation program sign-up is at the Armory on September 7th from 3:30 p.m. to 6:30 p.m.

D. John reminded citizens of the street closings for Ribs, Rods & Rock 'N Roll beginning this Friday, September 9th and lasting through Sunday at Noon. Portions of Main Street, Market Street, Prospect and Kidder Street will be closed on Friday. The same streets plus portions of Austin, Court and Center Street will be closed on Saturday.

PAYROLL ADDITIONS AND CHANGES

Engineering: Harold Holoch \$20.00/hr; Communications: Wendy Carroll-Wrigg \$15.62/hr; Library: Chandra Schultz \$7.25/hr, ShyAnne Zaragoza \$7.25/hr; Golf Maintenance: Justin McGregor \$7.50/hr; Landfill: Kyle Paulson \$14.23/hr; Curbside Recycling: Dan Hanson \$13.47/hr

11. Invoices Payable

280-11

Alderman Meins moved approval of the following bill:

WILLSON FLORIST	FLORAL ARRANGEMENTS	122.00
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Alderman Zimmerman seconded the motion. Alderman Willson requested to abstain. Motion carried 7 to 0. Mayor Powell declared the motion adopted.

281-11

Alderman Zimmerman moved approval of the following bills:

AIR DELIGHTS, INC	SUPPLIES	140.83
ALLIED INSURANCE	NOTARY BOND	100.00
AMERICAN BUS CORP.	TRAV-OUT & ABOUT ADVEN	731.32
AMERICAN LEGAL PUBLISHING	INTERNET RENEWAL	275.00
AMERICAN RED CROSS	PROFESSIONAL SERVICES	130.00
APPEARA	SUPPLIES	218.72
AQUA-PURE INC	SUPPLIES	341.98
ARAMARK UNIFORM SERVICES	UNIFORM CLEANING	153.18
AUDIO GO	BOOKS	191.94
AUTOMATIC BUILDING CONTROL	TESTING	321.00
BAKER & TAYLOR BOOKS	BOOKS	539.43
BANNER ASSOCIATES, INC	PROFESSIONAL SERVICES	1,396.15
BARKLEY ASPHALT	ASPHALT	5,043.48
BASIN ELECTRIC POWER COOP	MAINTENANCE	1,379.63
BIERSCHBACH EQPT & SUPPLY	SUPPLIES	666.80
BOOK WHOLESALERS, INC	BOOKS	106.63
BORDER STATES ELEC SUPPLY	SUPPLIES	1,750.00
BOW CREEK METAL INC	POWDER COATING	40.00
BROWN TRAFFIC PRODUCTS	SUPPLIES	190.00
BRUNICKS SERVICE INC	SUPPLIES	212.20
BULLBERRY SYSTEMS, INC	911 GIS DATA MAINT	3,600.00
BUTLER MACHINERY CO.	PARTS	851.48
CADD/ENGINEERING SUPPLY, INC	SUPPLIES	105.76
CALLAWAY GOLF	MERCHANDISE	463.29
CAM COMMERCE	MAINTENANCE/SUPPORT	1,574.10
CAMPBELL SUPPLY	SUPPLIES	1,291.39
CANNON TECHNOLOGIES, INC	SUPPORT	1,300.00
CANON FINANCIAL SERVICES	COPIER CONTRACT	56.16
CASK & CORK	MERCHANDISE	579.90
CCP INDUSTRIES INC.	SUPPLIES	396.84
CENTRAL STATES WIRE PRODUCTS	SUPPLIES	6,100.54
CENTURY BUSINESS PRODUCTS	COPIER CONTRACT	40.00
CENTURYLINK	TELEPHONE	733.62
CERTIFIED TESTING SERVICES	TESTING	253.00
CHEMCO, INC	SUPPLIES	295.97
CHERRY STREET GRILLE	CATERING	212.00
CHESTERMAN CO	MERCHANDISE	1,869.08
CITY DIRECTORIES	ADVERTISING	400.00
CITY OF VERMILLION	POSTAGE/COPIES	3,668.85
CITY OF VERMILLION	UTILITY BILLS	42,665.80

CLAY COUNTY REGISTER OF DEEDS	FILING FEES	24.00
CLAY RURAL WATER SYSTEM	WATER USAGE	40.20
CLIA LABORATORY PROGRAM	CERTIFICATE FEE	150.00
CLIMATE SYSTEMS, INC	REPAIRS	745.45
COFFEE KING, INC	SUPPLIES	115.50
COLONIAL LIFE ACC INS.	INSURANCE	3,298.55
CONCRETE MATERIALS	GOLF SAND	830.64
COUNTRY BOOKS	BOOKS	30.98
COYOTE CHEMICAL COMPANY	PARTS	120.00
CULLIGAN WATER	WATER	78.00
CUMMINS CENTRAL POWER, LLC	PARTS	204.98
D & D PEST CONTROL	INSPECTION/TREATMENT	17.50
D-P TOOLS	SUPPLIES	182.41
DAKOTA BEVERAGE	MERCHANDISE	9,584.00
DAKOTA PC WAREHOUSE	COMPUTERS/REPAIRS	949.95
DAKOTA PUMP INC	PUMP	4,657.46
DAKOTA SECURITY SYSTEMS, INC	ALARM MONITORING	360.00
DAN KAVANAUGH	CHIP REPAIRS	90.00
DANKO MES, INC.	SUPPLIES	716.00
DELTA DENTAL PLAN	INSURANCE	5,542.38
DEMCO	SUPPLIES	424.89
DENNIS MARTENS	MAINTENANCE	833.34
DEPT OF REVENUE	TESTING	148.00
DETCO	SUPPLIES	291.28
DIAMOND VOGEL PAINTS	TRAFFIC PAINT	4,289.33
DUST TEX	ENTRY MAT	46.60
E.A SWEEN COMPANY	MERCHANDISE	298.33
EAGLE ELECTRIC	INSTALL LOAD MGMT	306.00
EARTHGRAINS BAKING CO.	SUPPLIES	111.84
ECHO ELECTRIC SUPPLY	PARTS	594.67
EMERGENCY MEDICAL PRODUCTS	SUPPLIES	1,073.03
ENERGY LABORATORIES	TESTING	1,040.00
ENGRAVER'S EDGE	MEDALS	56.70
ENTERSECT	USER AGREEMENT	79.00
ERIN J. SEEP	MAINTENANCE	87.00
EZ-LINER INDUSTRIES	REPAIRS	100.08
FARMER BROTHERS CO.	COFFEE PACKETS	37.88
FEDEX.	SHIPPING	10.57
FILTERTEC	SUPPLIES	300.52
FLAGS UNLIMITED	PARTS	140.00
FOLD-A-GOAL	NETS	138.00
FOOT-JOY	MERCHANDISE	97.14
FOREMAN MEDIA	COUNCIL MTG	50.00

FOREMOST EQUIPMENT	SUPPLIES	1,487.00
FRED HAAR CO, INC	PARTS	18.90
FULLERTON LUMBER CO	SUPPLIES	48.17
GALE	BOOKS	46.88
GARYS REPAIR	TOWING	176.00
GE CAPITAL	COPIER LEASE	114.48
GENTLE TOUCH CARPET CARE	CARPET/RUG CLEANING	218.43
GRAHAM TIRE CO.	TIRES	425.24
GRAYBAR ELECTRIC	PARTS	221.72
GREGG PETERS	FREIGHT	1,927.25
GREGG PETERS	RENT	937.50
HARTINGTON TREE LLC	GRIND STUMPS	222.00
HAUGER YARD/SNOW SERVICE	MOWING	104.00
HAWKINS WATER TREATMENT	CHEMICALS	5,540.84
HD SUPPLY WATERWORKS	SUPPLIES	1,875.40
HENDERSON EXHAUST PLUS	REPAIRS	167.50
HERREN-SCHEMPP BUILDING	MATERIALS	1,671.06
HILLYARD FLOOR CARE SUPPLY	SUPPLIES	325.46
HORNUNGS PRO GOLF	MERCHANDISE	301.56
HY VEE FOOD STORE	SUPPLIES	147.45
IN CONTROL, INC	PROFESSIONAL SERVICES	540.34
INDEPENDENCE WASTE	PORT TOILET/WASTE HAUL	1,559.89
INGRAM	BOOKS	620.75
JACKS UNIFORM & EQPT	UNIFORMS	557.30
JESSICA SLETTEN	REFUND SERVICE FEES	10.60
JOEY MUELLER	CLOTHING ALLOWANCE	100.00
JOHN A CONKLING DIST.	MERCHANDISE	7,435.60
JOHNSON BROTHERS FAMOUS BRANDS	MERCHANDISE	18,806.15
JOHNSON CONTROLS	REPAIRS	1,129.49
JOHNSON ELECTRIC	INSTALL CONTROLLERS	75.00
JOHNSON FEED, INC	TIRES/REPAIRS	2,237.70
JONES ACE HARDWARE	SUPPLIES	452.21
JONES FOOD CENTER	SUPPLIES	1,091.15
KALINS INDOOR COMFORT	REPAIRS	75.00
KAREN HARRIS	SAFETY BOOT REIMBURSE	99.59
KARSTEN MFG CORP	MERCHANDISE	755.56
KEY CONTRACTING, INC	MANHOLE REHA	25,168.00
KNIFE RIVER MIDWEST, LLC	ASPHALT	2,995.20
KNOLOGY	911 CIRCUIT/DIALUP SERV	2,780.95
KOLETZKY IMPLEMENT	PARTS	192.52
LAKESIDE EQUIPMENT	PARTS	148.00
LARRYS HOME REPAIR	REPAIRS	45.00
LAYNES WORLD	AWARD PLAQUE	58.84

LEISURE LAWN CARE	TREATMENT	50.00
LESSMAN ELEC. SUPPLY CO	SUPPLIES	496.20
LINCOLN MUTUAL LIFE	INSURANCE	482.88
LUKEN MEMORIALS, INC	BRONZE PLAQUES-PLATZ	1,385.00
LYLE SIGNS	SUPPLIES	154.23
MALLOY ELECTRIC	PARTS	672.89
MARKS LAWN CARE	MOWING/DEBRIS REMOVAL	590.00
MARKS MACHINERY	PARTS	120.05
MART AUTO BODY	TOWING	604.00
MASONRY COMPONENTS INC	REFUND HYDRANT DEPOSIT	36.59
MATHESON TRI-GAS, INC	OXYGEN/MEDICAL OXYGEN	168.37
MCCULLOCH LAW OFFICE	PROFESSIONAL SERVICES	824.00
MIDAMERICAN	REPAIRS	269.32
MIDWEST ALARM CO	ALARM MONITORING	60.00
MIDWEST BUILDING MAINTENANCE	MAT SVC	539.20
MIDWEST READY MIX	NATURAL ROCK/FLOW FILL	237.75
MIDWEST TURF & IRRIGATION	PARTS	1,409.87
MIKE'S AUTO GLASS	REPAIRS	100.00
MISSOURI VALLEY MAINTENANCE	REPAIRS	756.60
MR. GOLF CAR, INC	REPAIRS/GOLF CAR RENTAL	1,002.40
MUHLBAUER ENTERPRISES	PARTS	20.40
N B GOLF LLC	GOLF CARS LEASE	3,741.60
NATIONAL ARBOR DAY FOUNDATION	MEMBERSHIP	15.00
NATIONAL MUSIC MUSEUM	CONTRIBUTION	7,500.00
NCL OF WISCONSIN, INC	SUPPLIES	727.93
NETSYS+	PROFESSIONAL SERVICES	290.00
NEW DEAL TIRE	TIRE DISPOSAL	1,634.00
NEW YORK LIFE	INSURANCE	95.00
NIKE INC	MERCHANDISE	213.96
NORTHERN TRUCK EQPT CORP	PARTS	1,910.42
OVERHEAD DOOR OF SIOUX CITY	REPAIRS	476.75
OWENS INSPECTION SERVICES	REPAIRS	690.09
PEPSI COLA	POP	42.50
PETE LIEN & SONS, INC	CHEMICALS	7,825.44
PNC EQUIPMENT FINANCE	DEFIBRILLATOR LEASE	741.27
POMPS TIRE SERVICE, INC.	REPAIRS	492.50
POWERPHONE, INC	MED TABLET PROTOCOLS	518.00
PRAIRIE BERRY WINERY	MERCHANDISE	1,230.00
PRESSING MATTERS	BUSINESS CARDS	44.00
PRESTO-X-COMPANY	INSPECTION/TREATMENT	134.95
PRINT SOURCE	ADVERTISING	520.20
PROGRESSIVE BUSINESS PUBLISHING	SUBSCRIPTION	94.56
PUMP N PAK	FUEL	2,732.62

QUALITY EQUIPMENT AND SVC	BLADE SHARPENING	37.50
QUALITY TELELCOMMUNICATION	PROFESSIONAL SERVICES	100.00
QUEEN CITY WHOLESALE	MERCHANDISE	946.91
QUILL	SUPPLIES	1,283.56
RACOM CORPORATION	MAINTENANCE CONTRACT	335.00
RANDOM HOUSE, INC	BOOKS	215.00
RANDY VOSS	REPAIRS	80.00
RASMUSSEN MOTORS, INC	REPAIRS	46.39
RECORDED BOOKS, INC	BOOKS	705.80
REGENT BOOK CO.	BOOKS	13.67
REINHART FOODSERVICE, LLC	MERCHANDISE	2,014.73
REPUBLIC NATIONAL DIST.	MERCHANDISE	16,000.46
RESCO	SUPPLIES	2,059.50
ROAD KING, INC	REPAIRS	442.64
ROSEWOOD GREENHOUSE	SUPPLIES	9.00
RUSTY JENSEN	SUPPLIES	34.78
SANITATION PRODUCTS	PARTS	110.87
SCHAEFFER MFG. CO	PARTS	713.70
SD ASSOC. OF RURAL WTR SYSTEMS	ANNUAL DUES	935.00
SD DEPT OF HEALTH	TATTOO INSPECTIONS	325.00
SD LIBRARY NETWORK	NETWORK ONGOING COSTS	10,108.50
SD MUNICIPAL LEAGUE	REGISTRATION	360.00
SD RETIREMENT SYSTEM	CONTRIBUTIONS	43,656.04
SDLA CONFERENCE	REGISTRATION	360.00
SDWWA-	REGISTRATION	20.00
SERVALL TOWEL & LINEN	SHOP TOWELS	58.80
SEVERN TRENT WATER PURIFICATION	PARTS	1,216.35
SIOUX CITY BOLT	PARTS	512.43
SIOUX CITY WINTRONIC	SUPPLIES	26.92
SIOUX EQUIPMENT	REPAIRS	521.54
SIOUX FALLS TWO WAY RADIO	REPAIRS	180.00
SIOUXLAND HUMANE SOCIETY	FEES	74.00
SLATTERY CONSTRUCTION	E CLARK /REFUND DEPOSIT	38,708.14
SPECIAL T'S AND MORE	EMBROIDERED CAPS	210.00
STANLEY SECURITY SOLUTIONS	KEYS	387.54
STEWART OIL-TIRE CO	REPAIRS	25.00
STUART C. IRBY CO.	PARTS	3,903.02
STURDEVANTS AUTO PARTS	PARTS	1,196.45
SUPERIOR TECH PRODUCTS	PARTS	158.45
TEAM GOLF	MERCHANDISE	605.17
THATCHER COMPANY	SODA ASH	13,772.00
THE EQUALIZER	ADVERTISING	386.10
THE WALKING BILLBOARD	T-SHIRTS	333.50

TITAN ACCESS ACCOUNT	PARTS	411.61
TITLEIST DRAWER CS	MERCHANDISE	2,483.17
TOPKOTE INC	SEAL COATING	39,421.94
TOTAL TOOL SUPPLY, INC	SUPPLIES	77.25
TRI TECH EMERGENCY MEDICAL	TRAINING	1,199.00
TRUE VALUE	SUPPLIES	155.32
UNITED WAY	CONTRIBUTIONS	268.00
UNIVERSITY OF SD	TRAIL DEVELOPMENT SIGNS	650.00
UPSTART	SUPPLIES	42.50
USA BLUEBOOK	SUPPLIES	924.43
VALIANT VINEYARDS	MERCHANDISE	264.00
VALMONT NEWMARK	PARTS	1,121.00
VAN DIEST SUPPLY CO	CHEMICALS	2,857.10
VERMILLION AREA ARTS COUNCIL	CONTRIBUTION	3,059.78
VERMILLION FORD	PARTS	19.98
VISA/FIRST BANK & TRUST	MOTEL/FUEL/SUPPLIES	3,495.96
WAL-MART COMMUNITY	SUPPLIES	1,057.03
WALKER CONSTRUCTION	CONCRETE WORK	7,714.20
WELFL CONSTRUCTION CO	PROFESSIONAL SERVICES	19,924.00
WESCO DISTRIBUTION, INC	PARTS	2,984.10
YANKTON JANITORIAL SUPPLY	SUPPLIES	1,121.16
ZEE MEDICAL SERVICE	SUPPLIES	43.85
ZEP SALES & SERVICE	SUPPLIES	110.21
ZIMCO SUPPLY CO	SUPPLIES	9,065.61
DAVID STOOS	BRIGHT ENERGY REBATE	15.00
MELVIN WALZ	BRIGHT ENERGY REBATE	25.00
RICHARD BROWN	BRIGHT ENERGY REBATE	50.00
GARY RASMUSSEN	BRIGHT ENERGY REBATE	25.00
MIKE ROLFERS	BRIGHT ENERGY REBATE	25.00
GENE ALLSTOT	BRIGHT ENERGY REBATE	175.00

Alderman French seconded the motion. Motion carried 7 to 0. Mayor Powell declared the motion adopted.

12. Consensus Agenda - None

13. Adjourn

282-11

Alderman Ward moved to adjourn the Council Meeting at 7:58 p.m. Alderman French seconded the motion. Motion carried 8 to 0. Mayor Powell declared the motion adopted.

Dated at Vermillion, South Dakota this 6th day of September, 2011.

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 RECOGNIZING
“FAMILY DAY 2011”

WHEREAS, the use of illegal and prescription drugs and the abuse of alcohol and nicotine constitute the greatest threats to the well-being of America's children; and

WHEREAS, sixteen (16) years of surveys conducted by The National Center on Addiction and Substance Abuse (CASA) at Columbia University have consistently found that the more often children and teenagers eat dinner with their families, the less likely they are to smoke, drink and use illegal drugs; and

WHEREAS, frequent family dining is associated with lower rates of teen smoking, drinking, illegal drug use and prescription drug abuse; and

WHEREAS, the correlation between frequent family dinners and reduced risk for teen substance abuse is well documented; and

WHEREAS, parents who are engaged in their children's lives – through such activities as frequent family dinners – are less likely to have children who abuse substances; and

WHEREAS, family dinners have long constituted a substantial pillar of family life in America.

NOW, THEREFORE, WE, the governing body of the City of Vermillion, South Dakota, do hereby proclaim the 4th Monday of every September as

“Family Day – A Day to Eat Dinner with Your Children”

and urge all citizens to recognize and participate in its observance.

Dated at Vermillion, South Dakota this 19th day of September 2011.

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

John E. (Jack) Powell, Mayor

ATTEST:

By _____
Michael D. Carlson, Finance Officer



Council Agenda Memo

From: Farrel Christensen, Building Official

Meeting: September 19, 2011

Subject: First Reading of Ordinance 1261 – Rezone Lots 7 & 8 Block 1
Potters Addition from NC Neighborhood Commercial to R-2
Residential

Presenter: Farrel Christensen

Background: Bob Hanson & Kolly Fostvedt recently inquired about building a duplex on two lots along Mulberry Street. While reviewing the proposed project, staff was unable to approve the preliminary plan under the current zoning of NC (Neighborhood Commercial) that prohibits residential uses.

Discussion: The lots in the proposed plan are not on Main Street but located north of Hanson Funeral Home on Mulberry Street. The lot to the west of the proposed site is used as a parking lot for a church, on the east side is a vacant lot and across the street are single family homes. The intent of the existing NC district is to provide for developing and redeveloping areas located at the edge of residential developments, adjacent to the major streets that serve the area. It is the intent of this district to provide for a well-integrated service area, providing convenience of goods and personal services to primarily serve residents within one mile of the development.

Although the lots along E. Main Street seem to fit the NC district well, with a funeral home and two clinics already in place, the lots on Mulberry Street are only needed in the district for uses that require a great deal of depth. Mr. Hanson does not need the additional depth for the funeral home and believes the proposed duplex would be a good fit on Mulberry Street and in the R-2 district. Staff has reviewed the Comprehensive Plan and visited the site and feel the change would not be contrary to the public interest or the Comprehensive Plan. The proposed district is directly adjacent to an existing R-2 district to the north.

The Planning Commission considered the zone change on September 12th and recommend approval.

Financial Consideration: Publication costs for the adoption of the amendment.

Conclusion/Recommendations: The change seems to fit well in the neighborhood and will provide needed development within the City in compliance with the comprehensive plan. Administration recommends approval of the first reading of Ordinance 1261.

PETITION FOR ZONE CHANGE

TO THE HONORABLE MAYOR AND THE CITY COUNCIL OF THE CITY OF VERMILLION, SOUTH DAKOTA

1. As authorized by § 155.101 of the City of Vermillion Zoning Ordinance (I) (we) (Name & Address):

Robert Hansen + William C. Hansen
2028 Augusta Dr. Verm. SD PO Box 101 Irene, SD

Hereby petition to rezone property owned by **Hanson Funeral Home Inc**

57037

From the classification **NC to R-2**

2. The legal description of that part of the property to be rezoned is: **Lots 7 & 8 Blk 1 Potters Addition**

Parcel Identification Number: **15580-00100-070-00**

3. The proposed change is to facilitate the use of the land for (be specific-list all proposed uses):

to build residential housing.

4. Please address the following criteria as best as you can. These are the "standards for rezoning" which will be addressed at the public hearing. (Use additional sheets if necessary).

A. In detail, explain what public facilities and services serve the proposed development at present, or how they will be provided.

B. Explain how the provision for these facilities will not be an unreasonable burden to local government.

These lots are currently across from residential homes.

C. What have you done to determine that the land is suitable for the development proposed?

It is currently across the street from residential homes.

D. Explain what will have to be done so the development will not cause unreasonable air and water pollution, soil erosion or adverse effects on rare or irreplaceable natural areas.

If homes are built on these lots, all city codes will be followed (ex. sidewalks, etc...)

E. Explain any potential for conflict with existing land uses in the area.

We don't foresee any conflict building homes in residential area.

(OVER)

F. Demonstrate the need of the proposed development at this location. To continue residential in this area

G. What is the availability of alternative locations? Be specific. Not looking for locations - we currently own this land.

H. If cropland is being consumed by this Zone Change, what is the productivity of the agricultural lands involved?
N/A

I. If cropland is being consumed by this zone change, explain how the proposed development will be located to minimize the amount of agricultural land converted. N/A

5. Planning Commission recommendation, The Zoning Administrator shall set the date, time and place for a Planning Commission public hearing. The Zoning Administrator shall post a sign of the public hearing on the property affected by a change of zone no less than 7 days prior to the scheduled public hearing. The notice shall be published in a legal newspaper of the city once not less than 10 days prior to the public hearing. Any person may appear in person, or by agent or attorney. Minutes of the public hearing shall be recorded and kept in the records of the City Council. The Planning Commission shall either recommend or not recommend approval of the amendment to the City Council.

6. City Council action, The Zoning Administrator shall set the date, time and place for a City Council public hearing. The Zoning Administrator shall post a sign of the public hearing on the property affected by a change of zone no less than 7 days prior to the scheduled public hearing. Any person may appear in person, or by agent or attorney. Minutes of the public hearing shall be recorded and kept in the records of the City Council. The City Council shall either approve or not approve the ordinance describing the proposed amendment or change of zone to these zoning regulations, in accordance with standard procedures for reading, approval, publication and effective date. When a proposed amendment or change of zone is approved by the City Council, the amendment shall take effect 20 days after publication, unless the referendum shall have been invoked.

7. Petitioner's Signature _____ Phone _____ Date _____

8. Owner's Signature Robert Hansen Phone 624-2829 Date 7/27/11
(If different)

Date Fee Received: _____ Fee \$50.00 PAYABLE TO the City of Vermillion

FAILURE OF THE APPLICANT OR HIS AGENT TO APPEAR AT THE HEARING WILL CAUSE THE COMMITTEE TO DENY THIS APPLICATION.



Council Agenda Memo

From: Jose Dominguez, City Engineer
Meeting: September 19, 2011
Subject: Resolution Adopting a Resolution of Necessity for Sidewalk Repairs
(Southeast Quadrant)
Presenter: Jose Dominguez

Background: The City instituted a new 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 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 quadrants with the southeast (south of E. Main Street and east of Dakota Street) quadrant being inspected this year. During City inspections, staff looked for several deficiencies, which included: trippers, surface conditions and cross-slope. 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.

The City Council passed a Resolution of Necessity and Notice of Hearing on August 15, 2011 for the sidewalk repairs. The Resolution of Necessity set September 19, 2011 for the public hearing.

Discussion: The property owners were notified by certified, return receipt mail and the notice of hearing has been published in the Plain Talk. An information packet has also been placed on the City's website for public review. This packet was also mailed to several people upon their request.

The property owners will be given until June 29, 2012 to complete the project or demonstrate they have the work under contract to be completed by the end of 2012. The owner will be given no later than the end of the year to complete the repairs.

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 2011 prices, the cost for all of the repairs was estimated at \$102,000. 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 approving the attached 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 19th day of September, 2011, that the necessity has arisen for the repair of sidewalks on the portion of the public streets and in front or abutting the lot or parcel of land hereinafter named:

Violation Address	Violation Legal Description	Violation Addition	Violation Parcel Number
10 S. University	Lot 4, and the W 1/2 of Vacated Alley	East End	15230-00000-040-00
100 Catalina	Lot 3, Blk 1	Park View Acres	15570-00100-030-00
100 S. Pine	Lot 1 & N 14' of Lot 2	2nd	15500-00000-020-00
100 Sycamore	Lot 1, Blk 2	Nelsons	15500-00000-020-00
1001 Crestview	Lot 1 & N 10' of Lot 2, Blk 3	Park View Acres	15570-00200-010-00
1003 Valley View	Lot 6, Blk 3	2nd	15570-00200-010-00
1004 Ridgecrest	Lot 10, Blk 3	Eastgate Manor	15250-00300-020-03
1011 Ridgecrest	Lot 13, Blk 1	2nd	15250-00300-020-03
1016 Valley View	Lot 2, Blk 4	Ridgecrest	15600-00300-060-00
1018 Crestview	Lot 2, Blk 6	Ridgecrest	15600-00300-100-00
1019 Ridgecrest	Lot 14, Blk 1	Ridgecrest	15600-00100-130-00
102 Linden	Lot 6, Blk 1	Ridgecrest	15600-00400-020-00
102 S. Forest	W 85' of Lots 1 & 2, Blk 75	Eastgate Manor	15260-00600-020-00
102 S. University	Lot 1 and the N 18' of Lot 2, Blk 2	3rd	15260-00600-020-00
103 Linden	N 17' of Lot 17 and all of Lot 18, Blk 2	Ridgecrest	15600-00100-140-00
103 S. Yale	Lots 1 & 2, Blk 77	Ridgecrest	15600-00100-140-00
1030 Valley View	Lot 5, Blk 4	Eastside	15270-00100-060-00
1031 Valley View	Lot 8A Replat of Lots 8 & 9, Blk 3	Smiths	15710-07500-020-00
104 S. Harvard	Lots 9 & 10, Blk 77	College Park	15170-00200-020-00
104 S. Yale	W 185' of the N 78' of the S 200' of Blk 78	College Park	15170-00200-180-00
106 S. University	S 32' of Lot 2 and the N 12' of Lot 3, Blk 2	Smiths	15710-07700-020-00
107 Catalina	S 65' of Lot 3, Blk 2	Ridgecrest	15600-00400-050-00
107 S. Forest	Lot 13 & N. 29' of lot 14, Blk	Smiths	15710-07700-100-00

	73		
107 S. University	Lot G1, Blk 78	Smiths	15710-07800-000-27
108 Linden	Lot 7, Blk 1	Eastside	15270-00100-070-00
109 S. Pine	Lots 18 & 19, Blk 1	East View	15290-00100-190-00
109 S. University	Lot L-2, Blk 78	Smiths	15710-07800-000-39
1096 Valley View	Lot 17, Blk 4	Ridgecrest 4th	15630-00400-170-00
11 Linden	N 132' of Lot 1, Blk 1 130' x 188' NE Corner of Blk	College Park	15170-00100-010-00
11 S. University	78	Smiths	15710-07800-000-19
110 Forest (Forest Arms)	Lots 3, 4 & 5, Blk 75 S 21' of Lot 4 & N 41.5' of Lot	Smiths	15710-07500-050-00
110 S. Pine	5 S 38' of Lot 3 and all of Lot 4,	Nelsons	15500-00000-050-00
110 S. University	Blk 2	College Park Eastgate Manor	15170-00200-040-00
1101 Crestview	Lot 3, Blk 7 COMM AT SE COR OF BLK 78 W185', N90', E 185', S 90' to	3rd	15260-00700-030-00
111 S. University	pob Blk 78	Smiths	15710-07800-000-03
1114 Ridgecrest	Lot 6, Blk 4	Ridgecrest 5th Eastgate Manor	15640-00400-060-00
1119 Crestview	Lot 6 & W 5' of Lot 7, Blk 7	3rd	15260-00700-070-03
1119 Ridgecrest	Lot 14, Blk 4	Ridgecrest 5th	15640-00400-140-00
112 Linden	Lot 8, Blk 1	Eastside Park View Acres	15270-00100-080-00
113 Catalina	Lot 4, Blk 2 N 27' of Lot 15 and the S 16'	2nd	15570-00200-040-00
113 Linden	of Loy 16, Blk 2 S 15' of Lot 14 & all of Lot 15,	College Park	15170-00200-160-00
113 S. Forest	Blk 73	Smiths	15710-07300-150-00
1132 Valley View	Lot 22, Blk 4	Ridgecrest 4th	15630-00400-220-00
1140 Valley View	Lot 23, Blk 4 N 20' of Lot 14 and the S 23'	Ridgecrest 4th	15630-00400-230-00
115 Linden	of Lot 15, Blk 2	College Park	15170-00200-150-00
116 Linden	Lot 9, Blk 1	Eastside	15270-00100-090-00
117 S. Forest	Lot 16, Blk 73	Smiths	15710-07300-160-00
117 S. Pine	Lots 22 & 23, Blk 1 S 1/2 of Lot 4 & all of Lot 5 and a strip 6' x 150' S of Lot 5,	East View	15290-00100-230-00
117 S. Yale	Blk 77	Smiths	15710-07700-050-00
118 S. University	Lots 5 & 6, Blk 2	College Park	15170-00200-060-00
118 S. Yale	W 185' of the S44' of Blk 78	Smiths	15710-07800-000-33
12 S. University	Lot 5	East End	15230-00000-050-00

12 Sycamore	W 80' of S 40' of Lot 2 & W 80' of Lot 3, Blk 1	Park View Acres	15560-00100-030-00
12 Walker	S 49' of Lots 1 & 2 & N 21' of Lot 5, Blk 1	Russo's First	15670-00100-050-00
121 S. Pine	Lots 24 & 25, Blk 1	East View	15290-00100-250-00
121 S. University	E 236' of Lot 1, Blk 5	Addition to Hanson's Eastgate Manor	15310-00500-010-06
1213 Lewis	N 86.6' of Lot 8, Blk 5	3rd	15260-00500-080-03
1215 Valley View	Lot 27, Blk 1	Ridgecrest 2nd	15610-00100-270-00
1219 Valley View	Lot 28, Blk 1	Ridgecrest 2nd	15610-00100-280-00
122 Linden	Lot 10 & 11, Blk 1	Eastside	15270-00100-110-00
122 S. Yale	N 60' of the W 150' of Lot 1, Blk 5	Addition to Hanson's	15310-00500-010-03
1226 Valley View	Lot 26, Blk 4	Ridgecrest 4th	15630-00400-260-00
123 Linden	Lot 13 and the S 25' of Lot 14, Blk 2	College Park	15170-00200-140-00
123 S. Forest	Lots 1 & 2 & 10' N and S x 150' E & W bordering Lot 1, Blk 1	Hanson's Eastgate Manor	15300-00100-020-00
1234 Valley View	E 40' of 9 and all of 10, Blk 1	3rd	15260-00700-100-00
124 Catalina	Lot 8, Blk 1	Park View Acres	15570-00100-080-00
126 S. Yale	S 50' of the W 150' of Lot 1, Blk 5	2nd	15570-00100-080-00
127 S. Yale	Lot 3, Blk 4	Addition to Hanson's	15310-00500-010-00
128 Linden	Lot 12, Blk 1	Addition to Hanson's	15310-00400-030-00
129 S. Forest	Lot 3 and N 10' of Lot 4, Blk 1	Eastside	15270-00100-120-00
1318 Crestview	Lot 22, Blk 9	Hanson's Eastgate Manor	15300-00100-040-00
1414 Crestview	Lot 24 & 25, Blk 11	3rd	15260-00900-220-00
1421 E. Main	Lot 2 & 3, Blk 1	Eastgate Manor	15260-01100-250-00
15 S. Forest	Lots 7 & 8, Blk 73	3rd	15260-01100-250-00
215 S. Plum	Lot 16, Blk 3	Dahl	15202-00100-030-00
1504 Lewis	Lot 9, Blk 10	Smiths	15710-07300-080-00
1559 Crestview	Lot 10 & 11, Blk 5	Eastside	15270-00300-160-00
16 S. Pine	Lot 4	Eastgate Manor	15270-00300-160-00
17 S. Yale	Lot 13, Blk 76	3rd	15260-01000-090-00
18 S. Forest	N 1/2 of the W 1/2 of Lot 7, Blk 74	Ridgecrest 7th	15660-00500-100-00
19 Linden	S 13' of Lot 3 & N 37' of Lot 4, Blk 1	Prices	15590-00000-040-00
		Smiths	15710-07600-130-00
		Smiths	15710-07400-070-09
		College Park	15170-00100-040-00

19 S. Pine	Lots 5 & 6, Blk 1	East View	15290-00100-060-00
19 S. University	Lot L1, Blk 78	Smiths	15710-07800-000-09
20 Mickelson	20 S. Mickelson	Dahl	15202-00200-050-00
20 S. Harvard	Lot 19, Blk 76	Smiths	15710-07600-190-00
200 S. Forest	S 25' of Lot 1 and all of Lot 2, Blk 2	Hanson's Addition to	15300-00200-020-00
201 S. Yale	40' of Lot 4, Blk 4	Hanson's	15310-00400-040-00
202 Linden	Lot 13, Blk 1	Eastside	15270-00100-130-00
202 S. Pine	Lot 1, Blk 3	Eastside	15270-00300-010-00
203 E. Main (Pump & Stuff	Lots 1, 2, 3 & N. 99.5' of 4, 5 & 6, Blk73	Smiths	15710-07300-030-00
206 Linden	Lot 14, Blk 1	Eastside	15270-00100-140-00
206 S. Pine	Lot 2 & N 44' of Lot 3, Blk 3 S. 40' of Lot 4 & E. 150' of N. 10' of Lot 5, Blk 1	Eastside	15270-00300-030-00
207 S. Forest		Hanson's Addition to	15300-00100-050-00
207 S. Yale	57' of Lot 5, Blk 5	Hanson's	15310-00400-050-00
208 S. Forest	Lots 3 & 4, Blk 2	Hanson's Addition to	15300-00200-040-00
208 S. Yale	Lots 7 & 8, Blk 5 S 5' of Lot 8 & N 65' of Lot 9, Blk 2	Hanson's Park View Acres 2nd	15310-00500-080-00
209 Catalina			15570-00200-090-00
210 Linden	Lot 15, Blk 1	Eastside	15270-00100-150-00
2105 E. Main	Lot 9, Blk 5	Smith Quam	15715-00500-090-00
211 E. Main	Lot 11, Blk 5	Smith Quam	15715-00500-110-00
211 S. Pine	Lot 3, Blk 2	Eastside Addition to	15270-00200-030-00
215 S. University	S 39' of 5 and all of 6, Blk 5 S 6' of Lot 3, All of Lot 4 & N 30' of Lot 5, Blk 3	Hanson's	15310-00500-060-00
212 S. Pine	N 1/2 of Lot 6 & all of Lot 5, Exc. N 10' of E. 150' of said Lot 5, Blk 1	Eastside	15270-00300-050-00
213 S. Forest		Hanson's	15300-00100-060-00
214 Linden	Lot 16, Blk 1	Eastside	15270-00100-160-00
214 Norbeck	Lot 3, Blk 2	French	15296-00200-030-00
214 Walker	Lot 3, Blk 4 S. 1/2 of Lot 6 & all of Lot 7, Blk 1 & E 1/2 vac Dakota Street, subject to easement of S 10'	Meisenholder 3rd	15470-00400-030-00
215 S. Forest		Hanson's	15300-00100-070-00
215 S. Pine	Lot 4, exc. W 60', Blk 2 Lot 17 & N 39.2' of Lot 18, Blk 1	Eastside	15270-00200-040-00
216 Linden		Eastside	15270-00100-180-00

217 Lewis	LOT 2A A REPLAT OF A PART OF BLKS 79 & 73 & a portion of vacated Park Ave.	East Vermillion Park View Acres	15280-07900-020-00
220 Catalina	S 67' of Lot 13, Blk 1	2nd	15570-00100-130-03
220 Linden	Lot 19 & S 18' of Lot 18, Blk 1	Eastside	15270-00100-190-00
220 S. Yale	Lot 6	Morries	15490-00000-060-00
220 Walker	Lot 4, Blk 4	Meisenholder 3rd	15470-00400-040-00
221 E. Main	Lots 4, 5 & 6, Blk 74	Smiths	15710-07400-060-00
221 Lewis	Lot 1A, Blk 79	East Vermillion	15280-07900-010-00
221 S. University	Lot 1	Morries	15490-00000-010-00
222 S. Pine	Lot 7 & N 25' of Lot 8, Blk 3	Eastside	15270-00300-080-00
223 S. Pine	Lot 6, Blk 2	Eastside	15270-00200-060-00
223 S. Plum	N 1/2 of Lot 14, and all of Lot 15, Blk 3	Eastside	15270-00300-150-00
224 S. Forest	Lot 3 & S 18' of Lot 2, Blk 3	Hanson's	15300-00300-030-00
224 S. University	Lots 7, 8, 9, 10, 11 & 12, Blk 2	College Park	15170-00200-120-00
224 Walker	Lot 5, exc. W 60' of S 2' S 1" of the NE 1/4 of the NE 1/4, 24-92-52	Meisenholder 3rd	15470-00400-050-00
225 S. Yale	Lot 15, Blk 1	Unplatted S. Yale	158700-09252-241-03
226 Sycamore	Lot 4 & 9, Blk 3	Urup's	15780-00100-150-00
228 S. Forest	N 65' of Lot 4, Blk 2	Hanson's	15300-00300-040-00
229 Catalina	S 8' of Lot 4 and the N 42' of Lot 5, Blk 1	East Acres	15220-00200-040-00
23 Linden	Lots 9 & 10, Blk 73	College Park	15170-00100-050-00
23 S. Forest	E 1/2 of the S 1/2 of Lot 7, Blk 74	Smiths	15710-07300-100-00
23 S. Harvard	Lot 16, Blk 76	Smiths	15710-07600-180-00
25 S. Yale	Lot 3, Blk 4	Smiths	15710-07600-160-00
231 S. University	S 1/2 of Lot 8 and all of Lot 9, Blk 3	Morries	15490-00000-030-00
234 S. Pine	Lots 8 & 9, Blk 78	Eastside	15270-00300-090-00
235 Lewis	Lot 20, Blk 1	East Vermillion	15280-07800-090-00
236 Linden	Lot 1 & N 35' of Lot 2	Eastside	15270-00100-200-00
239 S. University	Lots 17 & 18, Blk 76	Cusack's	15200-00000-020-00
24 S. Harvard	S 48.4' of Lot 6 and all of Lot 7	Smiths	15710-07600-180-00
24 S. Pine	Lot 6	Prices	15590-00000-070-00
24 S. University	COMM AT POINT 216' S OF NW COR BLK 78 E 130' S 55' W 130' N 55' to pob Blk 78	East End	15230-00000-060-00
24 S. Yale	S 3' of Lot 5 and all of Lot 6, Blk 1	Smiths	15710-07800-000-00
25 Linden	Lot T1, Blk 78	College Park	15170-00100-060-00
25 S. University		Smiths	15710-07800-000-30

30 Walker	S 68' of Lot 7, Blk 1 Lot 8 and the E 10' of Lot 9, Blk 81	Russo's First	15670-00100-070-03
300 Lewis		East Vermillion	15280-08100-090-06
300 S. Forest	Lot 5 & N 1/2 of Lot 6, Blk 3	Hanson's	15300-00300-060-00
301 Lewis	Lot 10 & 11, Blk 78	East Vermillion	15280--7800-110-00
302 S. Yale	Lot 6	Cusack's	15200-00000-060-00
303 Catalina	Lot 10, Blk 1	East Acres	15220-00100-100-00
303 E. Main	Lots 1 & 2, Blk 76 N 75' of Lot 20, Blk 1 and E 1/2 of Vacated Alley adjacent to N 75'	Smiths	15710-07600-020-00
303 Linden		Bruyer's	15130-00100-200-00
305 E. Main	Lots 3 & 4, Blk 76	Smiths	15710-07600-040-00
305 S. Forest	Lots 1 to 14, inclusive, Blk 11 Lot 12 & the W 1/2 of Lot 13, Blk 78	Original Town	15530-01100-060-00
309 Lewis	S 73' of Lot H, Blk 1, E 1/2 E 1/2 NE 1/4 NE 1/4 19-92-51	East Vermillion Miscellaneous Entries	15280-07800-120-00 15880-09251-191-19
309 S. Crawford	Lot L-1, except the S 8' & the W 20' in the unplatted part of the NE 1/4 of the NE 1/4, 24- 92-52		15870-09252-240-09
309 S. Yale	N 1/2 of the W 35' of Lot 9, Blk 81	East Vermillion	15280-08110-090-03
310 S. Forest		Smiths	15710-07600-060-00
311 E. Main	Lots 5 & 6, Blk 76 N 1/2 of the 14' of Lot 3 and N 1/2 of Lots 4, 5, 6 & 7, Blk 80	East Vermillion	15280-08000-070-00
311 S. Forest		East Acres	15220-00100-030-00
311 Sycamore	Lot 3, Blk 1 Lot 4 & W. 7' of Lot 3 Blk 81 with an easement over a strip of land 3' wide along west side of east 38' of said lot 3 for driveway purposes	East Vermillion	15280-08100-040-00
312 Lewis	Lots 7, 8 & 9 with a strip 20' wide along s side of Lots 7, 8 & 9, Blk 76	Smiths	15710-07600-090-00
315 E. Main	E 1/2 of Lot 13 and all of Lot 14, Blk 78	East Vermillion	15280-07800-140-00
315 Lewis		East Vermillion	15280-08200-030-00
315 S. University	N 1/2 of Lots 1, 2 & 3, Blk 82 Lot 1 and the N 1/2 of Lot 2, Blk 1	Bruyer's	15130-00100-020-00
316 S. University		Eastside	15270-00200-050-00
319 S. Pine	Lot 5, Blk 2 S 1/2 of Lot 2 and all of Lot 3, Blk 1	Bruyer's	15130-00100-030-00
320 S. University		Smiths	15710-07600-120-00
321 E. Main	Lots 10, 11 & 12, Blk 76		

322 Canby	Lot 1 & 2, Blk 78 S 1/2 of the W 35' of Lot 9, Blk 81	East Vermillion	15280-07800-020-00
322 S. Forest	C-2 & the S 8' & the W 20' of L-1, 24-94-52	East Vermillion	15280-08100-090-00
322 S. Yale	The S 103' 7.5" of Lot 1 & 2, Blk 81	Unplatted S. Yale	15870-09252-240-06
324 Lewis	S 1/2 of Lots 1, 2 & 3, Blk 82	East Vermillion	15280-08100-020-00
325 S. University	Lot 4, and the W 1/2 of Vacated Alley	East Vermillion	15280-08200-030-03
326 S. University	W 80' of Lot 1 & W 80' of the N 40' of Lot 2, Blk 1	Bruyer's	15130-00100-040-00
4 Sycamore	Lots 6 to 15, including Blk 75	Park View Acres	15560-00100-020-03
401 Park Lane	Lot 9, Blk 3	East Vermillion	15280-07500-150-00
401 Sharpe	E 76' of Lot 5 & W 8' of Lot 6, Blk 10	Eastgate Manor 3rd	15260-00300-090-00
402 Lewis	Lot 5 and the N 1/2 of Lot 6, Blk 1 and 1/2 of Vacated Alley	Eastgate Manor 3rd	15260-01000-060-00
402 S. University	W 130' of the N 216' of Blk 78	Bruyer's	15130-00100-060-00
403 E. Main	N 75' of Lot 18, Blk 1	Smiths	15710-07800-000-21
403 Linden	W 30' of the S 132' of Lot 8 & the E 25' of the S 132' of Lot 9, Blk 82	Bruyer's	15130-00100-180-02
408 Lewis	S 65' of Lot 2, Blk 2, 19-92-51	East Vermillion	15280-08200-090-00
408 S. Pine	S 1/2 of Lot 6 & all of Lot 7, Blk 1 and the W 1/2 of Vacated Alley	Aud Tract B	15850-00200-020-03
408 S. University	S 60' of EL-1, Blk 77	Bruyer's	15130-00100-070-00
408 S. Yale	N 1/2 of Lot 17 & S 25' of Lot 18, Blk 1	East Vermillion	15280-07700-000-09
409 Linden	Lot 7 & S 10' of Lot 8, Blk 5	Bruyer's	15130-00100-180-00
409 S. Norbeck	EL-2, Blk 77	Eastgate Manor 3rd	15260-00500-080-00
411 Lewis	Lot 14, Blk 9	East Vermillion	15280-07700-000-00
415 Lee Street	N 1/2 of Lots 1, 2, 3 & 4, Blk 77	Eastgate Manor 3rd	15260-00900-140-00
415 S. University	W 30' of Lot 6 & all of Lot 7 and the E 15' of Lot 8, Blk 82	East Vermillion	15280-07700-040-00
416 Lewis	Lot 8 and the N 20' of Lot 9, Blk 1 and the West 10' of vacated alley & the N 20' of Lot 9	East Vermillion	15280-08200-080-00
416 S. University	Lot 16 & 17 and the W 40' of Lot 18, Blk 75	Bruyer's	15130-00100-090-00
419 Park Lane		East Vermillion	15280-07500-180-00

420 Canby	E 28' of Lot 6, Blk ____, and all of Lots 5, Blk 77	East Vermillion	15280-0700-050-00
421 & 423 Lewis	Lot 16 & the W 30' of Lot 17, Blk 77	East Vermillion	15280-07700-170-0
421 S. University	S 1/2 of Lot 1, 2, 3 & 4, Blk 77	East Vermillion	15280-07700-040-03
422 S. University	S 30' of Lot 9, and all of Lot 10, Blk 1	Bruyer's	15130-00100-100-00
422 S. Yale	Lot 10 & the West 1/2 of Lot 9, Block 77	East Vermillion	15280-07700-100-00
424 Lewis	Lot 4 and the E 10' of Lot 5, Blk 82	East Vermillion	15280-08200-050-00
501 S. Norbeck	Lot 5, Blk 5	Eastgate Manor 3rd	15260-00500-050-00
501 S. Yale	E 21' of Lot 16 lying S of Canby, all Lots 17 & 18, Blk 74	East Vermillion	15280-07400-180-00
503 Thomas	Lot 1, Blk 8	Meisenholder 3rd	15470-00800-010-00
505 E. Main	Lots 1, 2 & 3	East End	15230-00000-030-00
506 Bulow	Lot 9, Blk 5	Eastgate Manor 3rd	15260-00500-090-00
508 Lee Street	N 8' of Lot 5 & all of Lot 6, Blk 11	Eastgate Manor 3rd	15260-01100-060-00
509 Lee Street	Lot 17, Blk 9 & S 1/2 of Lot 16 & N 1/2 of Lot 18, Blk 9	Eastgate Manor 3rd	15260-00900-170-00
509 Poplar	Lot 2, Blk 2	Valley View	15800-00200-020-00
510 Catalina	S 10' of Lot 4 & Lot 5, Blk 3	Eastgate Manor 3rd	15260-00300-050-00
511 Mickelson	Lot 6, Blk 12	Eastgate Manor 3rd	15260-01200-060-00
514 S. Norbeck	Lot 5, Blk 9	Eastgate Manor 3rd	15260-00900-050-00
514 Valley View	Lot 14, Blk 2	Valley View	15800-00200-140-00
515 E. Main	N 132' of Lot 2, Blk 1	College Park	15170-00100-020-00
515 Poplar	Lot 3, Blk 2	Valley View	15800-00200-030-00
515 Sterling	Lot 18, Blk 11	Eastgate Manor 3rd	15260-01100-180-00
517 Valley View	Lot 5, Blk 3	Valley View	15800-00300-050-00
518 Valley View	Lot 13, Blk 2	Valley View	15800-00200-130-00
519 Crawford Road	Lot 1A, Blk 15	Eastgate Manor 3rd	15260-01500-010-00
521 Valley View	70' x 142.5' to 168.2' Replat of Lot 6A, Blk 3	Valley View	15800-00300-060-03
526 Poplar	Lot 5, Blk 1	Valley View	15800-00100-050-00
530 Oakmont Drive	Lot 8, Blk 4	Smith Quam	15715-00500-080-00
6 Walker	N 100' of Lot 1, Blk 1	Russo's First	15670-00100-010-00
600 Lewis	Lot 1	Coverdales	15190-00000-010-00

600 S. Norbeck	Lot 4, Blk 9	Eastgate Manor 3rd	15260-00900-040-00
601 Lewis	Lot 1, Replat Auditor's Tract "A" S 1/2 of Lot 2 NW 1/4 Sect 19-92-51	Auditor's Tract "A" Aud Tract in 19-92- 51	15860-09251-190-24
602 Canby	Lot 12 of Replat A 75.6', 19- 92-51	Valley View	15860-09251-190-03
602 Poplar	Lot 7, Blk 1	Meisenholder 3rd	15800-00100-070-00
602 Thomas	N 85' of Lot 1, Blk 7	Eastgate Manor 3rd	15470-00700-010-00
603 S. Norbeck	Lot 11, Blk 6	Eastgate Manor 3rd	15260-00600-110-00
605 Sharpe	Lot 17, Blk 6	Coverdales	15260-00600-170-00
606 Lewis	Lot 2	Eastgate Manor	15190-00000-020-00
609 Catalina	Lot 12, Blk 2	Meisenholder 3rd	15240-00200-120-00
609 Thomas	S 25' of N 50' of Lot 4, Blk 8	Eastgate Manor	15470-00800-040-02
610 Catalina	Lot 4, Blk 4	Eastgate Manor 3rd	15250-00400-040-00
613 Lee Street	Lot 21, Blk 9	Eastgate Manor 3rd	15260-00900-210-00
618 Lee Street	Lot 1, Blk 11	Eastgate Manor 3rd	15260-01100-010-00
619 Lewis	Lots 4 & 5, Replat Auditor's Tract A NW 1/4, 19, 92-51	Auditor's Tract "A"	15860-09251-190-09
619 Valley View	Lot 10, Blk 3	Valley View	15800-00300-100-00
620 Canby	W 20' of Lots 2 & 3, Blk1, 19- 92-51	Aud Tract B	15850-00100-030-03
620 Lewis	Lot 5	Coverdales	15190-00000-050-00
623 E. Main	Lot 4, Blk 1	East View	15290-00100-040-00
624 Lewis	Lot 6	Coverdales	15190-00000-060-00
627 Lewis	Lot 6, Replat Auditor's Tract A, NW 1/4, 19-92-51	Auditor's Tract "A"	15860-09251-190-15
630 Lewis	Lot 7	Coverdales	15190-00000-070-00
630 Thomas	Lot 3, Blk 7	Meisenholder 3rd	15470-00700-030-00
631 Lewis	Lot 1, Aud Tract B of S 1/2 of Low 2 in the NW 1/4, 19-92- 51	Aud Tract in 19-92- 51	15860-09251-192-03
641 Thomas	Lot 6, exc. N 35' & Lot 7, exc. S 25', Blk 8	Meisenholder 3rd	15470-00800-070-00
701 Lewis	Lot 1 & N 10' of Lot 2, Blk 2, Auditor's Tract B NW 1/4, 19- 92-51	Aud Tract B	15850-00200-020-00
702 Lewis	S 100' of Lot 8	Coverdales	15190-00000-080-03
703 E. Main	N 83' of 1 & N 83' of W 1/2 of Lot 2	Prices	15590-00000-020-03
704 Valley View	Lot 8, Blk 2	Valley View	15800-00200-080-00

706 Lewis	Lot 9	Coverdales	15190-00000-090-00
707 Lewis	Lot 3, Blk 2, Auditor's Tact B, NW 1/4, 19-92-51	Aud Tract B	15850-00200-030-00
709 E. Main	E 1/2 of Lot 2 and all of Lot 3 E77.7' of Lot 11, 12 & E 77.7' of S 1/2 of Lot 13, Blk 3	Prices	15590-00000-030-00
716 Maple	E 25' of Lot 12 & W 50' of Lot 13	Eastside	15270-00300-130-00
722 Lewis	S 172.4' of E 64.73' of AUD Tract C of S 1/2 of Lot 2 NW 1/4 19-92-51, exc S 22.4' of E 70.8'	Coverdales	15190-00000-130-03
726 Canby		Aud Tract in 19-92- 51	15860-09251-190-33
804 Canby	Lot 4, Blk 2	Meisenholder 1st	15460-00200-040-00
806 Valley View	Lot 7A replat of S 25' of Lot 7, Blk 8	Meisenholder 3rd	15470-00800-070-03
812 Canby	Lot 5, Blk 2	Meisenholder 1st	15460-00200-050-00
819 Jane	Lot 1, Blk 1	Meisenholder 1st	15460-00100-010-00
828/830 Canby	Lot 6, Blk 2	Meisenholder 1st	15460-00200-060-00
833 Valley View	Lot 3, Blk 1, exc. Westerly 13.8'	Ridgecrest	15600-00100-030-00
836 Valley View	Lots 4 & 5, Blk 2	Ridgecrest	15600-00200-050-00
849 Valley View	Lot 5, Blk 1	Ridgecrest	15600-00100-050-00
9 S. Forest (building S of Pump & Stuff	N 1/2 Vac alley & S. 30.5' of E. 15', Lot 3 & S. 30.5' of Lots 4, 5, & 6, Blk 73.	Smiths	15710-07300-060-00
902 Eastgate Drive	Lot 7, Blk 2	Eastgate Manor	15240-00100-070-00
902 Ridgecrest	Lot 1, Blk 3	Ridgecrest	15600-00300-010-00
902 Valley View	Lot 8, Blk 2	Ridgecrest	15600-00200-080-00
903 Crestview	Lots S-1, exc the S 20' of the NW 1/4, 19-92-51	Miscellaneous Entries	15880-09251-192-01
904 Lewis	W 60' of Lot 6 & W 60' of S 1' of Lot 5, Blk 4	Meisenholder 3rd	15470-00400-050-06
906 Lewis	E50' Lot 6, Blk 4 and W 18.5' of Lot 1, Blk 1	Meisenholder 3rd and 4th	15470-00400-060-00
909 Lewis	Replat of Blk 1	St. Agnes Church	15740-00100-000-00
910 Eastgate Drive	W 68.5' of Lot 8, Blk 1	Eastgate Manor	15240-00100-080-00
912 Ridgecrest	Lot 15, Blk 3	Ridgecrest	15600-00300-150-00
915 E. Main	N 100' of Lot 3, Blk 1	Russo's First	15670-00100-030-00
915 Ridgecrest	Lot 6, Blk 1	Ridgecrest	15600-00100-060-00
917 Ridgecrest	Lot 7, Blk 1	Ridgecrest	15600-00100-070-00
919 Valley View	Lot 3, Blk 3	Ridgecrest	15600-00300-030-00
924 Valley View	Lot 11, Blk 2	Ridgecrest	15600-00200-110-00
927 Valley View	Lot 4, Blk 3	Ridgecrest	15600-00300-040-00
928 Eastgate Drive	Lot 10 & W 2' of Lot 11, Blk 1	Eastgate Manor	15240-00100-100-00

931 Ash	Lot 6, Blk 1	East Acres	15220-00100-060-00
933 Eastgate Drive	Lot 10, Blk 2	Eastgate Manor	15240-00200-100-00
933 Valley View	Lot 5, Blk 3	Ridgecrest	15600-00300-050-00
934 Lewis	E 70.5' of Lot 3 & W 15' of Lot 4, Blk 1	Eastgate Manor 3rd	15260-00100-040-00
935 Sunset	Lot 1, Blk 2	Park View Acres 2nd	15570-00200-010-00
937 Ridgecrest	Lot 10, Blk 1	Ridgecrest	15600-00100-100-00
941 Crestview	E 32' of Lot 5 & W 60' of Lot 6, Blk 2	Eastgate Manor 2nd	15250-00200-060-00
942 Ridgecrest	Lot 11, Blk 3	Ridgecrest	15600-00300-110-00
943 E. Main	Lot 4, Blk 1	Park View Acres	15600-00100-040-00
943 Eastgate Drive	Lot 11, Blk 2	Eastgate Manor Park View Acres	15240-00200-110-00
945 Sunset	Lot 2 & N 5' of Lot 3, Blk 2	2nd	15570-00200-030-00
948 Eastgate	E 76' of Lot 5, Replat, Blk 1 & 2, Blk 2	St. Agnes Church Park View Acres	15740-0020-050-02
948 Sunset	Lot 1, Blk 1	2nd	15570-00100-010-00
949 E. Main	Lot 6, Blk 1	Park View Acres	15560-00100-060-00
952 Crestview	E 72' of Lot 7, Blk 1	Eastgate Manor 2nd	15250-00100-070-00
952 Sunset	Lot 2, Blk 1	Park View Acres 2nd	15570-00100-020-00
959 E. Main	Lot 10, Blk 1	Park View Acres Eastgate Manor	15560-00100-100-00
984 Crestview Drive	E 93' of Lot 11, Blk 1	2nd	15250-00100-110-00
10 Linden Avenue	Lot 1, Blk 1	Eastside	15270-00100-010-00
St. Agnes	Replat of Blk 1	St. Agnes Church	15740-00100-000-00
120 Sycamore	Lots 9, 10, 11 and N 20' of Lot 12, Blk 1	Urup's	15780-00100-120-00
15 Sycamore	S 49' of Lots 3 & 4, Blk 1	Russo's First	15670-00100-040-00
35 Sycamore	Lot 9 & N 40' of Lot 10, Blk 1	Russo's First	15670-00100-090-00
125 Sycamore	S 26' of Lot 1 & all Lot 2 & N 11' of Lot 3, Blk 1	Urup's	15780-00100-030-00
175 Sycamore	Lots 4, 5 & 6, Blk 1	Urup's	15780-00100-060-00

In the City of Vermillion, South Dakota, all as mentioned in a Resolution of Necessity adopted by the Governing Body on the 15th day of August 2011 is approved and that the Engineer shall proceed with the work in the manner provided by law.

Dated this 19th day of September, 2011.

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

John E. (Jack) Powell

ATTEST:

Michael D. Carlson, Finance Officer



Council Agenda Memo

From Mike Carlson, Finance Officer

Meeting: September 19, 2011

Subject: Second reading - 2012 Appropriations Ordinance No. 1259

Presenter: Andy Colvin, Assistant to the City Manager

Background: SDCL 9-21-2 addresses the need for the City Council to adopt an annual budget:

The governing body of each municipality shall, no later than its first regular meeting in September of each year or within ten days thereafter, introduce the annual appropriation ordinance for the ensuing fiscal year, in which it shall appropriate the sums of money necessary to meet all lawful expenses and liabilities of the municipality. The ordinance shall specify the function and subfunction as prescribed by the Department of Legislative Audit for which the appropriations are made and the amount appropriated for each function and subfunction, which amount shall be appropriated from the proper fund. It is not necessary to appropriate revenue to be expended from an enterprise or trust and agency fund if the fund is not supported or subsidized by revenue derived from the annual appropriated tax levy. However, an annual budget for these funds shall be developed and published no later than December thirty-first of each year.

The City Council approved first reading of this Ordinance at the September 6 meeting.

Discussion: The City Manager prepared and presented a budget to the City Council at the August 1st meeting. The City Council reviewed the proposed budget during hearings held on August 16th and 17th, 2011. The City Council's revisions from the budget hearings have been incorporated into the appropriation ordinance. The City Council revisions increased the appropriation from reserve to the general fund from \$142,384 to \$178,135.

Financial Consideration: The City Council must adopt an ordinance to provide for 2012 operations. Placing the 2012 Appropriations Ordinance on the first reading will comply with State law and is another step in providing for the 2012 operations.

Conclusion/Recommendations: Administration recommends approval of the second reading of the 2012 Appropriations Ordinance. A roll call vote is needed with the second reading of any ordinance.

ORDINANCE NO. 1259
 2012 APPROPRIATION ORDINANCE

AN ORDINANCE ADOPTING the 2012 Appropriations Ordinance for the
 City of Vermillion, South Dakota.

BE IT ORDAINED BY THE GOVERNING BODY of the City of Vermillion that the following
 sums are appropriated to meet the obligations of the municipality.

2012 Budget

GENERAL FUND

REVENUES:

General Property Taxes	1,713,040	
Sales Tax	1,576,000	
Penalties & Interest	4,000	
Licenses & Permits	124,200	
Cable TV Franchise	116,000	
State Intergovernmental	261,800	
County Intergovernmental	125,900	
County Payment Emergency Communications	245,479	
Charges for Goods & Services	496,700	
Fines & Forfeits	44,050	
Miscellaneous Revenues	100,950	
TOTAL GENERAL FUND REVENUES		4,808,119

EXPENDITURES:

Policy & Administration:

General Government	506,227	
Finance Office	158,855	
Engineering	276,423	
Code Compliance	187,283	
Community Promotion	47,500	
Total Policy & Administration		1,176,288

Public Safety & Security:

Police Administration & Invest.	432,432	
Police Patrol	1,178,714	
Emergency Communications	490,959	
Fire & Rescue	178,077	
Civil Defense	3,100	
Ambulance	266,947	
Total Public Safety & Security		2,550,229

Maintenance & Transportation:

Municipal Garage	129,763	
Municipal Service Center	30,725	
Street Department	674,723	
Snow Removal	69,093	
Sweeping & Mowing	105,534	
Carpentry	31,673	
City Hall Maintenance	64,400	
Old Library Maintenance	0	
Old Landfill Maintenance	12,000	

Airport	124,297	
Total Maintenance & Transportation		1,242,208
<u>Human Development & Leisure Services:</u>		
Library	527,602	
Parks & Forestry	266,250	
Swimming Pool	106,342	
Recreation	183,761	
Mosquito Control	19,078	
National Guard Armory Center	56,708	
Total Human Development & Leisure		1,159,741
TOTAL GENERAL FUND EXPENDITURES		<u>6,128,466</u>
GENERAL FUND NEEDS		(1,320,347)
Transfer from Electric Fund		803,117
Transfer from Water Fund		2,306
Transfer from Sewer Fund		1,402
Transfer from Liquor Fund		194,200
Transfer from Capital Projects		4,800
Transfer from Utilities Engineering Fees		136,387
Appropriation from Reserve		<u>178,135</u>
GENERAL FUND BALANCE		<u><u>0</u></u>
SPECIAL REVENUE FUNDS		
<u>SECOND CENT SALES TAX FUND</u>		
Revenues		1,582,560
Expenditures - Second Cent Sales Tax		455,500
Transfer in Parks Capital		25,000
Transfer to Bike Path Capital Projects		(41,154)
Transfer to Bluff Enterprise Fund		(200,000)
Transfer to Airport Capital Projects		(8,600)
Transfer to Stanford Capital Projects		(450,000)
Transfer to Library Capital Projects		(1,400,000)
Transfer to City Hall Debt Service Fund		(336,854)
Appropriation from Reserve		<u>1,284,548</u>
SECOND CENT SALES TAX FUND BALANCE		<u><u>0</u></u>
<u>PARKS IMPROVEMENT FUND</u>		
Revenues-Recreation Fees		22,050
Expenditures - Parks Improvements		9,050
Transfer to Second Cent Sales Tax Fund		(25,000)
Appropriation from Reserve		<u>12,000</u>
PARKS IMPROVEMENT FUND BALANCE		<u><u>0</u></u>

BBB SALES TAX FUND

Revenues	283,800
Expenditures	263,900
Appropriation to Reserve	<u>(19,900)</u>
BBB SALES TAX FUND BALANCE	<u><u>0</u></u>

STORMWATER MAINTENANCE FUND

Revenues - Stormwater Fees	180,004
Expenditures:	95,000
Appropriation to Reserve	<u>(85,004)</u>
STORMWATER FEE FUND BALANCE	<u><u>0</u></u>

LIBRARY FINE AND GIFT FUND

Revenues- Library Fine & Gifts	12,600
Expenditures - Library	12,600
Transfer to Library Capital Projects	(90,000)
Appropriation from Reserve	<u>90,000</u>
LIBRARY FINE AND GIFT FUND BALANCE	<u><u>0</u></u>

DEBT SERVICE FUNDS

DEBT SERVICE--SPECIAL ASSESSMENT FUND

Revenues	134,915
Expenditures	127,615
Interfund Loan	216,000
Transfer to Capital Projects	(216,000)
Appropriation to Reserve	<u>(7,300)</u>
SPECIAL ASSESSMENT FUND BALANCE	<u><u>0</u></u>

DEBT SERVICE-- TIF District No. 3

Revenues	145,890
Expenditures	<u>145,890</u>
DEBT SERVICE - TIF 3 FUND BALANCE	<u><u>0</u></u>

DEBT SERVICE - TIF District No. 4

Revenues	123,100
Expenditures	52,075
Appropriation to Reserve	<u>(71,025)</u>
DEBT SERVICE - TIF 4 FUND BALANCE	<u><u>0</u></u>

DEBT SERVICE - CITY HALL

Revenues	15,000
Expenditures	351,854
Transfer in Sales Tax Fund	<u>336,854</u>
DEBT SERVICE - CITY HALL FUND BALANCE	<u><u>0</u></u>

CAPITAL PROJECTS FUNDS

CAPITAL PROJECTS FUND - SPECIAL ASSESSMENT

Revenues	216,000
Expenditures	200,000
Transfer to General Fund	(4,800)
Appropriation to Reserve	<u>(11,200)</u>
CP SPECIAL ASSESSMENT FUND BALANCE	<u><u>0</u></u>

CAPITAL PROJECTS FUND - BIKE PATH

Revenues	186,846
Expenditures	228,000
Transfer from Second Cent Sales Tax	<u>41,154</u>
CP BIKE PATH FUND BALANCE	<u><u>0</u></u>

CAPITAL PROJECTS FUND - STANFORD ROAD

Revenues	748,000
Expenditures	1,198,000
Transfer from Second Cent Sales Tax	<u>450,000</u>
CP STANFORD ROAD FUND BALANCE	<u><u>0</u></u>

CAPITAL PROJECTS FUND - AIRPORT

Revenues	421,400
Expenditures	430,000
Transfer from Second Cent Sales Tax	<u>8,600</u>
CP AIRPORT FUND BALANCE	<u><u>0</u></u>

CAPITAL PROJECTS FUND - LIBRARY

Revenues	201,500
Expenditures	1,961,486
Appropriation from Reserve	269,986
Transfer from Sales Tax	1,400,000
Transfer from Library SR Fund	<u>90,000</u>
CP LIBRARY FUND BALANCE	<u><u>0</u></u>

INTERNAL SERVICE FUNDS (Information Only)

	Unemployment <u>Fund</u>	Copier - Fax- Postage <u>Fund</u>	Custodial <u>Fund</u>	Equipment Replacement <u>Fund</u>
<u>Revenues</u>				
Internal Dept Charges		20,800	72,000	359,535
Interest on Investments	300			3,000
Other Revenues				42,000
Total Revenues	<u>300</u>	<u>20,800</u>	<u>72,000</u>	<u>404,535</u>
<u>Expenditures</u>				
Personnel			70,266	
Operating Expenses	300	19,400	2,367	
Capital				277,500
Total Expenditures	<u>300</u>	<u>19,400</u>	<u>72,633</u>	<u>277,500</u>
Transfer Out (In) (To) From Reserve		<u>(1,400)</u>	<u>633</u>	<u>(127,035)</u>
Fund Balance	<u><u>0</u></u>	<u><u>0</u></u>	<u><u>0</u></u>	<u><u>0</u></u>

UTILITY AND ENTERPRISE FUNDS (Information Only)

	Electric Fund	Water Fund	Wastewater Fund	Joint Powers Fund	Liquor Fund	Golf Course Fund	Curbside Recycling Fund
<u>Revenues</u>							
Sales	5,415,000	1,240,800	1,370,000	893,120	1,242,000	692,730	96,500
Surcharge	719,000	260,000	304,000				
Other Revenue	75,000	49,700	7,000	402,000	2,200	51,600	18,000
Interest	228,900	19,290	14,164	10,000		3,600	
Grants				100			
Tax Increment						519,990	
Total Revenues	<u>6,437,900</u>	<u>1,569,790</u>	<u>1,695,164</u>	<u>1,305,220</u>	<u>1,244,200</u>	<u>1,267,920</u>	<u>114,500</u>
<u>Expenditures</u>							
Personnel	920,493	552,856	451,625	471,860		349,828	84,480
Operating Expenses	3,477,073	577,807	599,584	791,175	1,060,258	409,697	16,900
Capital	893,698	194,392	290,280	460,500	2,000	105,000	28,500
Debt Service		174,853	275,873				
Debt Service Surcha	574,485	235,669	276,217	123,655		468,550	8,408
Total Expenditures	<u>5,865,749</u>	<u>1,735,577</u>	<u>1,893,579</u>	<u>1,847,190</u>	<u>1,062,258</u>	<u>1,333,075</u>	<u>138,288</u>
Transfers Out	(884,950)	(38,583)	(28,679)		(194,200)		
Transfers In	9,000					200,000	
(To) From Reserve	303,799	204,370	227,094	541,970	12,258	(134,845)	23,788
Fund Balance	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>

The City Manager is directed to certify the following dollar amount of tax levies in ordinance to the Clay County Auditor: \$1,724,000.

Dated at Vermillion, South Dakota this 19th day of September, 2011.

THE GOVERNING BODY OF THE CITY OF
VERMILLION, SOUTH DAKOTA

by _____
John E. (Jack) Powell, Mayor

ATTEST:

BY _____
Michael D. Carlson, Finance Officer

First Reading: September 6, 2011
Second Reading: September 19, 2011
Publish: September 30, 2011
Effective: October 19, 2011

ORDINANCE NO. 1260
 2011 REVISED APPROPRIATION ORDINANCE

AN ORDINANCE ADOPTING the 2011 Revised Appropriations Ordinance for the City of Vermillion, South Dakota.

BE IT ORDAINED BY THE GOVERNING BODY of the City of Vermillion that the following sums are appropriated to meet the obligations of the municipality.

	<u>2011 Revised Budget</u>	
GENERAL FUND		
<u>REVENUES:</u>		
General Property Taxes	1,642,160	
Sales Tax	1,530,000	
Penalties & Interest	4,000	
Licenses & Permits	114,225	
Cable TV Franchise	112,000	
State Intergovernmental	262,931	
County Intergovernmental	90,400	
County Payment Emergency Communications	229,781	
Charges for Goods & Services	483,525	
Fines & Forfeits	44,050	
Miscellaneous Revenues	120,424	
TOTAL GENERAL FUND REVENUES	4,633,496	4,633,496
<u>EXPENDITURES:</u>		
<u>Policy & Administration:</u>		
General Government	502,762	
Finance Office	156,783	
Engineering	320,701	
Code Compliance	185,049	
Community Promotion	58,203	
Total Policy & Administration	1,223,498	1,223,498
<u>Public Safety & Security:</u>		
Police Administration & Invest.	397,854	
Police Patrol	1,084,159	
Emergency Communications	459,562	
Fire & Rescue	172,993	
Civil Defense	3,000	
Ambulance	259,177	
Total Public Safety & Security	2,376,745	2,376,745
<u>Maintenance & Transportation:</u>		
Municipal Garage	124,286	
Municipal Service Center	26,350	
Street Department	647,818	
Snow Removal	75,947	
Sweeping & Mowing	101,493	
Carpentry	30,506	
City Hall Maintenance	63,650	
Old Library Maintenance	0	
Old Landfill Maintenance	12,000	



Council Agenda Memo

From: Mike Carlson, Finance Officer

Meeting: September 19, 2011

Subject: Second reading Ordinance No. 1260 – 2011 Revised Appropriations

Presenter: Andy Colvin, Assistant to the City Manager

Background: In order for the City Council to make changes to the 2011 budget, adopted in September 2010, a revised or supplemental appropriations ordinance is required. The proposed changes were presented to the City Council during the budget meetings on August 16th and 17th, 2011. The City Council approved first reading of this ordinance at the September 6 meeting.

Discussion: The revised appropriations ordinance includes changes and adjustments made to the 2011 budget based upon actual financial information obtained thus far in 2011. Revenues and expenses are different in some instances vs. what was anticipated last September. In some cases projects arise after the budget was adopted. In September 2010, the paving of E. Clark Street east of Anderson Street was not anticipated or included in the budget. The timing of project can also impact the budget. When the 2011 budget was being developed, it was anticipated and hoped that the Library addition would be underway by this time so expenditure of the 2nd Penny funds for this project were budgeted. While the Library addition and renovation project is now nearly completely funded, the timing is such that the 2nd Penny funds will not be expended in the 2011 budget year. The General Fund is being revised down \$42,600 as sales tax collections and some expenses have been reduced.

Financial Consideration: For the revisions to become effective, the City Council will need to adopt the revised appropriations ordinance.

Conclusion/Recommendations: Administration recommends that the City Council approve the first reading of the 2011 Revised Appropriations Ordinance. A roll call vote is required with the second reading of any ordinance.

ORDINANCE NO. 1260
 2011 REVISED APPROPRIATION ORDINANCE

AN ORDINANCE ADOPTING the 2011 Revised Appropriations Ordinance for the City of Vermillion, South Dakota.

BE IT ORDAINED BY THE GOVERNING BODY of the City of Vermillion that the following sums are appropriated to meet the obligations of the municipality.

	<u>2011 Revised Budget</u>	
GENERAL FUND		
<u>REVENUES:</u>		
General Property Taxes	1,642,160	
Sales Tax	1,530,000	
Penalties & Interest	4,000	
Licenses & Permits	114,225	
Cable TV Franchise	112,000	
State Intergovernmental	262,931	
County Intergovernmental	90,400	
County Payment Emergency Communications	229,781	
Charges for Goods & Services	483,525	
Fines & Forfeits	44,050	
Miscellaneous Revenues	120,424	
TOTAL GENERAL FUND REVENUES	4,633,496	4,633,496
<u>EXPENDITURES:</u>		
<u>Policy & Administration:</u>		
General Government	502,762	
Finance Office	156,783	
Engineering	320,701	
Code Compliance	185,049	
Community Promotion	58,203	
Total Policy & Administration	1,223,498	1,223,498
<u>Public Safety & Security:</u>		
Police Administration & Invest.	397,854	
Police Patrol	1,084,159	
Emergency Communications	459,562	
Fire & Rescue	172,993	
Civil Defense	3,000	
Ambulance	259,177	
Total Public Safety & Security	2,376,745	2,376,745
<u>Maintenance & Transportation:</u>		
Municipal Garage	124,286	
Municipal Service Center	26,350	
Street Department	647,818	
Snow Removal	75,947	
Sweeping & Mowing	101,493	
Carpentry	30,506	
City Hall Maintenance	63,650	
Old Library Maintenance	0	
Old Landfill Maintenance	12,000	

Airport	116,533	
Total Maintenance & Transportation		1,198,583
<u>Human Development & Leisure Services:</u>		
Library	507,477	
Parks & Forestry	260,466	
Swimming Pool	96,809	
Recreation	162,216	
Mosquito Control	24,062	
National Guard Armory Center	57,991	
Total Human Development & Leisure		1,109,021
TOTAL GENERAL FUND EXPENDITURES		<u>5,907,847</u>
GENERAL FUND NEEDS		(1,274,351)
Transfer from Electric Fund		803,117
Transfer from Water Fund		2,306
Transfer from Sewer Fund		1,402
Transfer from Liquor Fund		194,200
Transfer from Capital Projects		2,629
Transfer from Utilities Engineering Fees		136,387
Appropriation from Reserve		<u>134,310</u>
GENERAL FUND BALANCE		<u><u>0</u></u>
SPECIAL REVENUE FUNDS		
<u>SECOND CENT SALES TAX FUND</u>		
Revenues		1,558,700
Expenditures - Second Cent Sales Tax		434,050
Transfer to Bike Path Capital Projects		(23,700)
Transfer to Bluff Enterprise Fund		(200,000)
Transfer to Equipment Replacement		(12,894)
Transfer to Airport Capital Projects		(1,100)
Transfer to City Hall Debt Service Fund		(338,884)
Appropriation to Reserve		<u>(548,072)</u>
SECOND CENT SALES TAX FUND BALANCE		<u><u>0</u></u>
<u>PARKS IMPROVEMENT FUND</u>		
Revenues-Recreation Fees		22,050
Expenditures - Parks Improvements		12,550
Appropriation to Reserve		<u>(9,500)</u>
PARKS IMPROVEMENT FUND BALANCE		<u><u>0</u></u>

BBB SALES TAX FUND

Revenues	276,425
Expenditures	264,950
Appropriation to Reserve	<u>(11,475)</u>
BBB SALES TAX FUND BALANCE	<u><u>0</u></u>

STORMWATER MAINTENANCE FUND

Revenues - Stormwater Fees	174,712
Expenditures:	25,000
Appropriation to Reserve	<u>(149,712)</u>
STORMWATER FEE FUND BALANCE	<u><u>0</u></u>

LIBRARY FINE AND GIFT FUND

Revenues- Library Fine & Gifts	44,675
Expenditures - Library	13,600
Transfer to Capital Projects - Library	<u>(31,075)</u>
LIBRARY FINE AND GIFT FUND BALANCE	<u><u>0</u></u>

STREETSCAPE FUND

Revenues	0
Expenditures	1,749
Appropriation from Reserve	<u>1,749</u>
STREETSCAPE FUND BALANCE	<u><u>0</u></u>

DEBT SERVICE FUNDS

DEBT SERVICE--SPECIAL ASSESSMENT FUND

Revenues	144,107
Expenditures	136,807
Interfund Loan	64,800
Transfer to Capital Projects	(64,800)
Appropriation to Reserve	<u>(7,300)</u>
SPECIAL ASSESSMENT FUND BALANCE	<u><u>0</u></u>

DEBT SERVICE-- TIF District No. 3

Revenues	128,657
Expenditures	356,368
Loan from Electric Fund	58,696
Appropriation from Reserve	<u>169,015</u>
DEBT SERVICE - TIF 3 FUND BALANCE	<u><u>0</u></u>

DEBT SERVICE - TIF District No. 4

Revenues	110,296
Expenditures	48,350
Appropriation to Reserve	<u>(61,946)</u>
DEBT SERVICE - TIF 4 FUND BALANCE	<u><u>0</u></u>

DEBT SERVICE - City Hall

Revenues	15,000
Expenditures	353,884
Transfer In Sales Tax Fund	<u>338,884</u>
DEBT SERVICE - CITY HALL FUND BALANCE	<u><u>0</u></u>

CAPITAL PROJECTS FUNDS

CAPITAL PROJECTS FUND - SPECIAL ASSESSMENT

Revenues	59,949
Expenditures	60,000
Transfer to General Fund	(2,629)
Transfer from Debt Service	64,800
Appropriation to Reserve	<u>(62,120)</u>
CP SPECIAL ASSESSMENT FUND BALANCE	<u><u>0</u></u>

CAPITAL PROJECTS FUND - BIKE PATH

Revenues	0
Expenditures	23,700
Transfer from Second Cent Sales Tax	<u>23,700</u>
CP BIKE PATH FUND BALANCE	<u><u>0</u></u>

CAPITAL PROJECTS FUND - AIRPORT

Revenues	53,900
Expenditures	55,000
Transfer From Second Cent Sales Tax	<u>1,100</u>
CP AIRPORT FUND BALANCE	<u><u>0</u></u>

CAPITAL PROJECTS FUND - LIBRARY

Revenues	1,005,222
Expenditures	766,311
Appropriation to Reserve	(269,986)
Transfer From Library SR Fund	<u>31,075</u>
CP LIBRARY FUND BALANCE	<u><u>0</u></u>

INTERNAL SERVICE FUNDS (Information Only)

	Unemployment Fund	Copier - Fax- Postage Fund	Custodial Fund	Equipment Replacement Fund
<u>Revenues</u>				
Internal Dept Charges		20,700	80,200	335,896
Interest on Investments	300			3,000
Other Revenues				109,400
Total Revenues	<u>300</u>	<u>20,700</u>	<u>80,200</u>	<u>448,296</u>
<u>Expenditures</u>				
Personnel			71,258	
Operating Expenses	4,000	19,400	12,077	
Capital				410,600
Total Expenditures	<u>4,000</u>	<u>19,400</u>	<u>83,335</u>	<u>410,600</u>
Transfer (Out) In				12,769
(To) From Reserve	<u>3,700</u>	<u>(1,300)</u>	<u>3,135</u>	<u>(50,465)</u>
Fund Balance	<u><u>0</u></u>	<u><u>0</u></u>	<u><u>0</u></u>	<u><u>0</u></u>

UTILITY AND ENTERPRISE FUNDS (Information Only)

	Electric Fund	Water Fund	Wastewater Fund	Joint Powers Fund	Liquor Fund	Golf Course Fund	Curbside Recycling Fund
Revenues							
Sales	5,291,000	1,236,000	1,354,200	827,420	1,223,000	676,800	96,500
Surcharge	715,000	260,000	287,000				
Other Revenue	75,000	50,500	7,000	411,000	2,500	51,600	18,000
Interest	233,900	19,598	14,279	11,600		3,300	
Bond Proceeds			620,000				
Grants				100			
Tax Increment						505,710	
Total Revenues	6,314,900	1,566,098	2,282,479	1,250,120	1,225,500	1,237,410	114,500
Expenditures							
Personnel	888,628	527,132	433,497	454,258		342,104	81,956
Operating Expenses	3,436,169	555,505	652,322	793,175	1,043,623	406,463	15,775
Capital	597,567	105,053	449,520	649,500	2,000	93,500	
Debt Service		175,162	275,987				
Surcharge Debt Serv	573,798	235,669	260,738	128,048		466,675	8,408
Total Expenditures	5,496,162	1,598,521	2,072,064	2,024,981	1,045,623	1,308,742	106,139
Transfers Out	(884,950)	(38,583)	(28,679)		(194,200)		
Transfers In	9,000					200,000	
(To) From Reserve	57,212	71,006	(181,736)	774,861	14,323	(128,668)	(8,361)
Fund Balance	0	0	0	0	0	0	0

Dated at Vermillion, South Dakota this 19th day of September, 2011.

THE GOVERNING BODY OF THE CITY OF
VERMILLION, SOUTH DAKOTA

by _____
John E. (Jack) Powell, Mayor

ATTEST:

BY _____
Michael D. Carlson, Finance Officer

First Reading: September 6, 2011
Second Reading: September 19, 2011
Publish: September 30, 2011
Effective: October 19, 2011



Council Agenda Memo

From: Andy Colvin, Assistant to the City Manager
Meeting: September 19, 2011
Subject: Street Closure Request – Portion of Dakota Street for the Susan G. Komen Race for the Cure on September 25, 2011.
Presenter: Andy Colvin

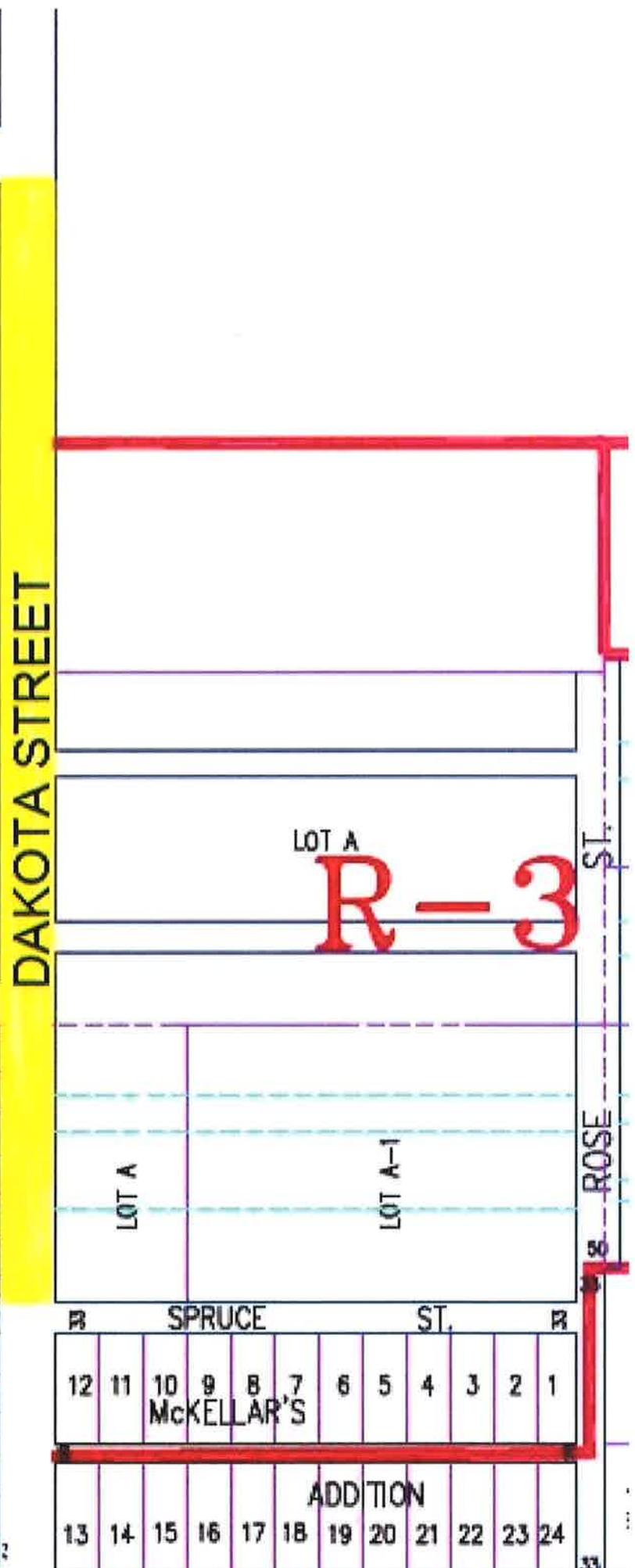
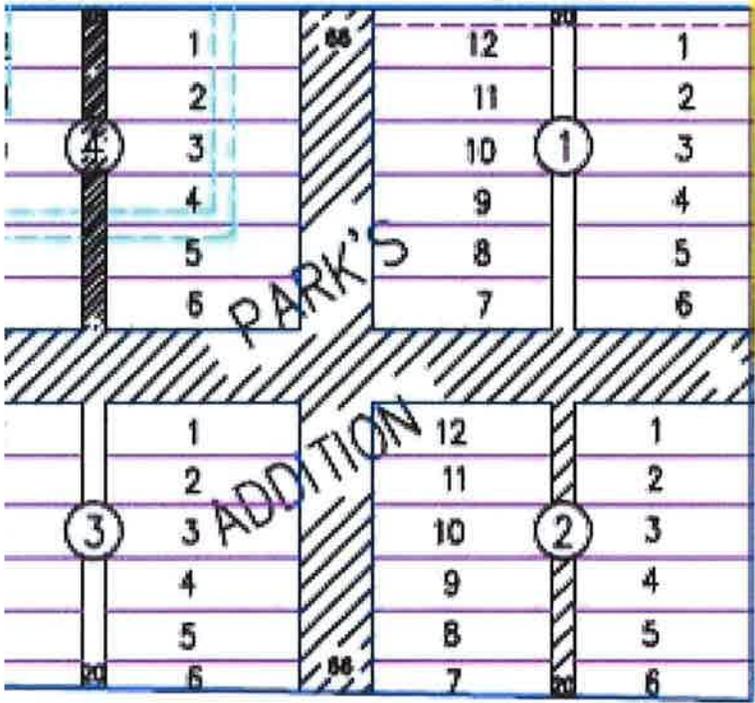
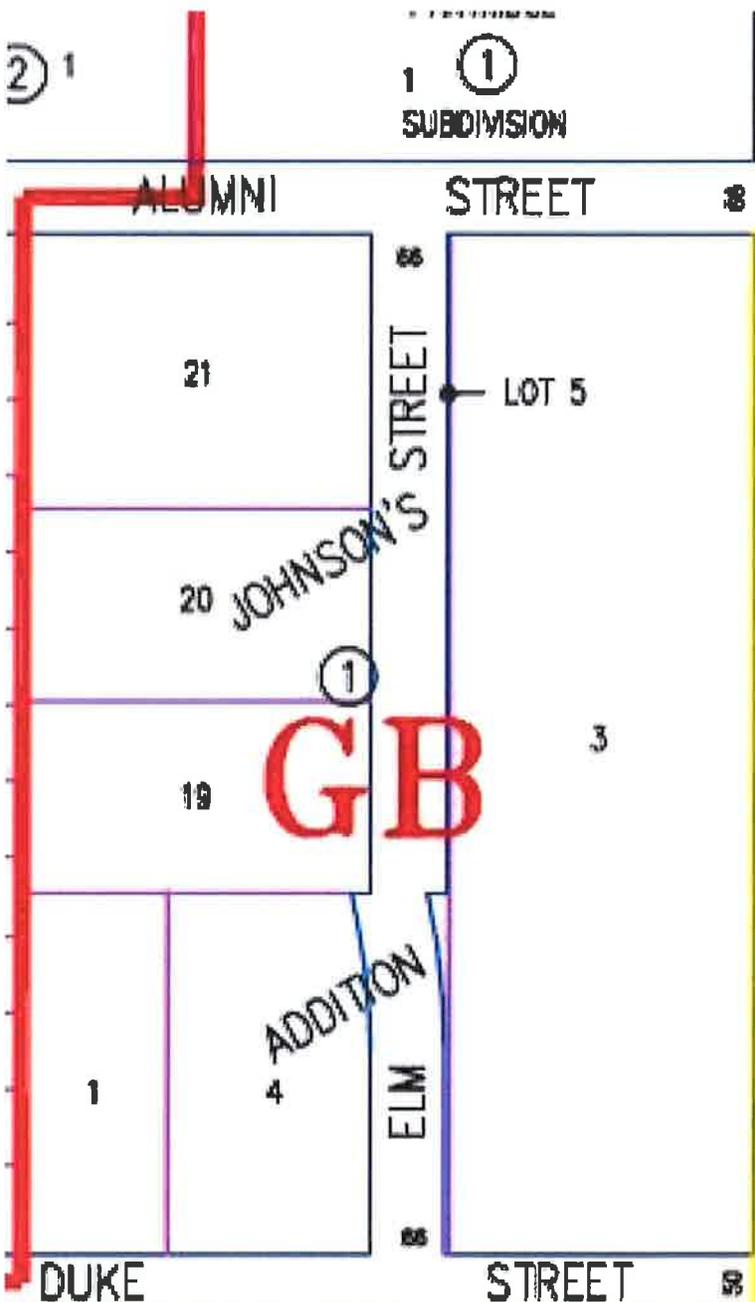
Background: On Sunday, September 25, 2011 Vermillion will again host the Susan G. Komen Race for the Cure. Vermillion was host to the inaugural South Dakota race in 2008, has hosted the race in 2009 and 2010. The purpose of the race is to benefit breast cancer awareness and research. Race planning staff consulted the City in the spring during the route planning stage.

Discussion: The race will begin at 9 a.m. at the Dakota Dome and conclude at approximately Noon at the Dakota Dome. Runners will utilize temporarily closed parking areas for much of the route; however, the path runs along Dakota Street and Clark Street, which, because of the potential volume of runners, will need to be closed temporarily. The closed section includes Dakota Street from Alumni Street to Spruce Street. The Cherry/Dakota Street intersection will remain open during the race with the Vermillion Police Department providing traffic control services. The VPD will also provide traffic control at all other major intersections on Clark and Main Streets. A map of the complete route is attached, in addition to a map indicating the proposed portion of Dakota Street to be closed. Event planners have indicated that they intend to contact property owners along the entire race path and handle traffic control at minor, low-traffic intersections not covered by the VPD.

The Police, Fire, and EMS Departments have been consulted during the race planning stages and have found the proposed route to make the most sense. The EMS Department will be on-call during the race.

Financial Consideration: The temporary closing does not impact the budget.

Conclusion/Recommendations: Administration recommends approval of the request to close portions of Dakota and Clark Streets for the Susan G. Komen Race for the Cure on Sunday, September 25, 2011.





Council Agenda Memo

From: Jose Dominguez, City Engineer

Meeting: September 19, 2011

Subject: Resolution Annexing Lots 1 through 5, and R-1, Block 1, Bliss Second Addition

Presenter: Jose Dominguez

Background: In March 2011, the City Council approved a plat for lots 1-5 and R-1, Block 1 of Bliss Second Addition. The land is located immediately west of the City limits on the south side of West Main Street.

Discussion: State Law gives municipalities the ability to extend boundaries:

9-4-1. Annexation of territory on petition by voters and landowners. The governing body of a municipality, upon receipt of a written petition describing the boundaries of any territory contiguous to that municipality sought to be annexed to that municipality, may by resolution include such territory or any part thereof within such municipality if the petition is signed by not less than three-fourths of the registered voters and by the owners of not less than three-fourths of the value of the territory sought to be annexed to the municipality.

The owners have submitted their petition to annex the above mentioned lots into municipal boundaries. The intent of the owners is to have the currently vacant lots available for residential construction in the future. The City will be able to service all lots with utilities. The land will enter City limits zoned NRC, Natural Resource Conservation, which is the most restrictive classification and allows farming operations within the City. Rezoning of the property will follow at a later meeting.

Financial Consideration: Since the land will be located within City limits, the annexation will increase the City's property tax base. The Winery will also collect City sales tax with the annexation.

Conclusion/Recommendations: Administration recommends approving the resolution to annex Lots 1 through 5, and R-1, Block 1, Bliss Second Addition.

PETITION TO ANNEX CONTIGUOUS TERRITORY
TO THE CITY OF VERMILLION

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

We, the undersigned, acting pursuant to SDCL 9-4-1, hereby petition your honorable body, by a duly adopted resolution, to change the boundaries of the City of Vermillion, South Dakota, so as to include therein the following described real property in the County of Clay and State of South Dakota:

Auditors Tract No. 4 South of the West Main Street R.O.W. and North of the State of South Dakota Railroad R.O.W. of SW $\frac{1}{4}$, SE $\frac{1}{2}$, Section 14, T.92N, R.52W of 5th P.M., including Tract 1 of Gran's Addition, Clay County, South Dakota.

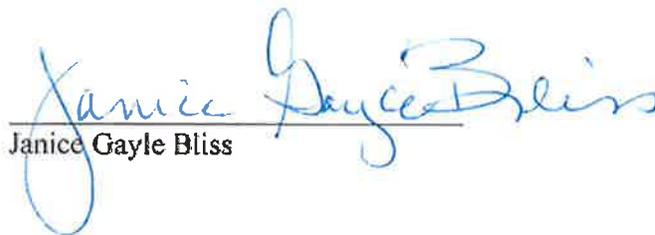
We, the undersigned petitioners, hereby represent that all of the territory within the above described boundary is contiguous to the City of Vermillion, are the owners of not less than three-fourths of the value of the territory to be annexed to the City of Vermillion, and that no registered voter is a resident of the territory to be annexed.

By virtue of SDCL 9-4-1, the undersigned petitioners do hereby petition the Governing Body of the City of Vermillion that the City extend its boundaries by annexation to include the real estate described above.

Dated at Vermillion, South Dakota this 28th day of April 2011.



Paul D. Bliss



Janice Gayle Bliss

Valiant Vineyards, Inc.



STATE OF SOUTH DAKOTA
filed for record this 5th day of Dec 19 99
At 1:30 o'clock PM and Recorded in Book 45 Page 0017
of Miss Betty McLambidge on Page 217 Register of Deeds
Deputy James A. Olson
Fee: \$16.00 pd.

THIS AGREEMENT made and entered into this 8th day of December, 1999, by and between the City of Vermillion, South Dakota, and **Eldon and Sherry Nygaard** owners, witnesseth:

In consideration of the mutual covenants herein contained and the benefits to be derived therefrom, the parties agree as follows:

The property owners intend to develop 1 lot presently described as:

Tract 1 of Gran's Addition, in the SW 1/4 SE 1/4 and SE 1/4 SW 1/4 Sec 14, T92N, R52W Clay County, South Dakota

1. City Ordinance requires the property owner or developer to construct sidewalks, grading, curb and gutter, street surfacing, street lights, water and sewer improvements, in accordance with City of Vermillion standard specifications along all streets or alleys abutting the property to be developed.
2. The property owner desires to begin construction before all the improvements listed above, are in place.
3. The grading and partial street surfacing improvements on West Main Street have been installed. Sidewalk across the proposed driveway shall be installed before occupancy of the building.
4. City of Vermillion public sanitary sewer and water main shall be installed by the property owner at their expense. The public sanitary sewer will terminate at the westerly manhole. The property owner is responsible for obtaining the necessary easements for the sanitary sewer, water main and electric lines.
5. Contracts for curb and gutter, additional street surfacing and streetlight improvements along West Main Street will be let when deemed necessary by the City Council. A Resolution of Necessity will be required before these improvements can be made. The costs will be assessed to the property owner after improvements are installed. The property owner will not remonstrate against the proposed improvements.
6. Additional sidewalk may be ordered by the City Council when they deem it necessary.
7. When the owner of the property to the east desires to annex to the City, the property owner of said Tract 1 shall also agree to annexation and sign an annexation petition. The property owner will not remonstrate against the proposed annexation.
8. The property owner shall provide to the City of Vermillion a **PERFORMANCE BOND** for the improvements described in this agreement.
9. This **AGREEMENT** and **PERFORMANCE BOND** shall be binding on the parties and their successors and assigns and may be recorded in the office of the Register of Deeds of Clay County, South Dakota.

Dated at Vermillion, South Dakota on the date first above written.

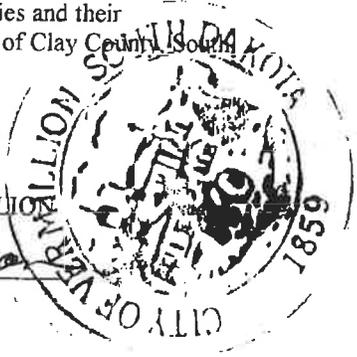
OWNER(s)

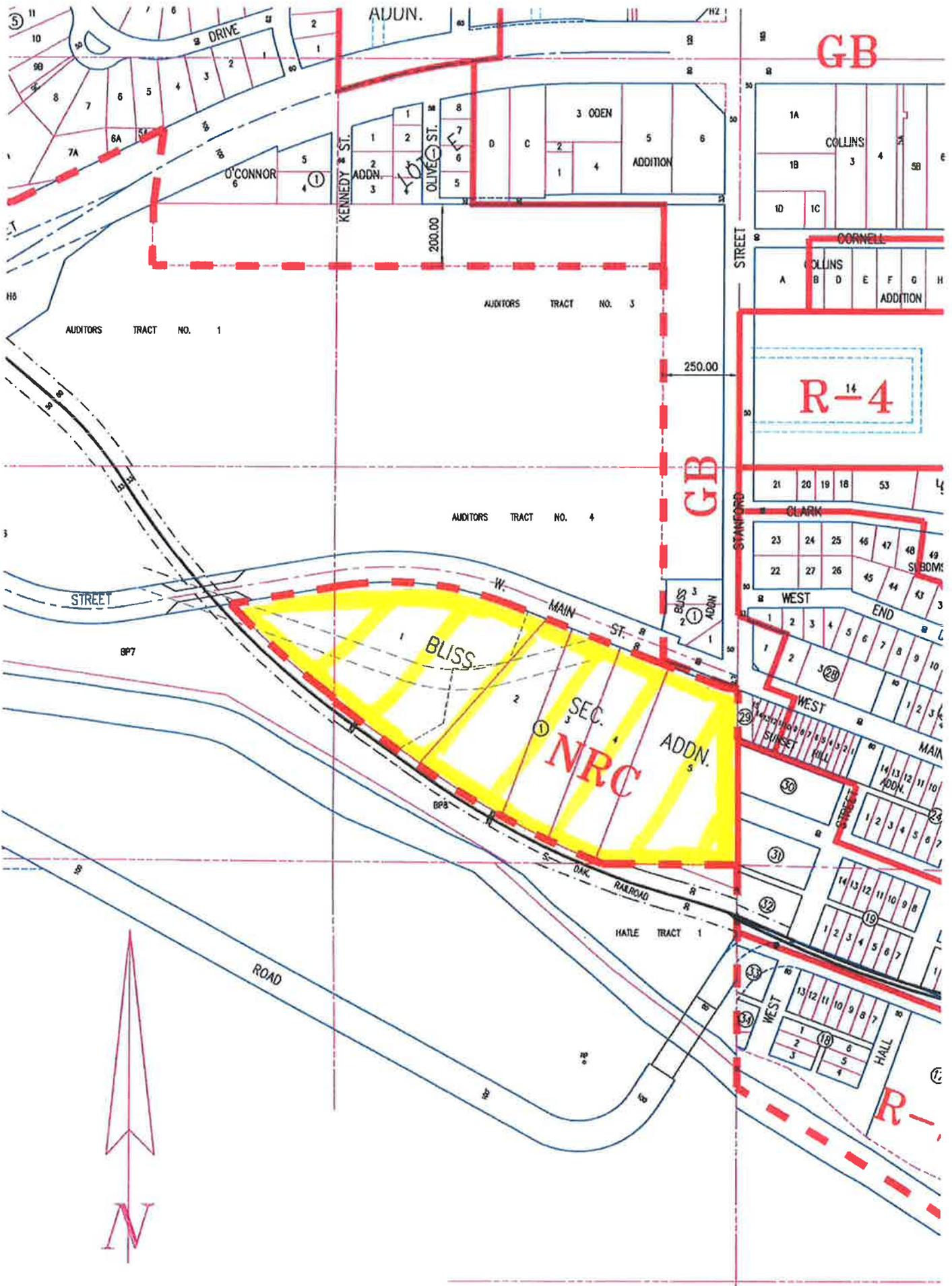
Eldon Nygaard
Eldon Nygaard

Sherry Nygaard
Sherry Nygaard

FOR THE CITY OF VERMILLION

William J. Radigan
William J. Radigan, Mayor





A RESOLUTION ANNEXING CERTAIN CONTIGUOUS TERRITORY
TO THE CITY OF VERMILLION,
CLAY COUNTY, SOUTH DAKOTA

WHEREAS, there has been presented to the Governing Body of the City of Vermillion, and filed with the City Finance Officer, a petition to annex contiguous territory into the corporate limits of the City of Vermillion; and

WHEREAS, said petition was signed by the owners of Lots 2 through 5, Block 1 Bliss Second Addition and represent all the registered voters residing within the boundaries of the territory to be annexed; and

WHEREAS, the owners of Lot 1, Block 1 Bliss Second Addition (formerly Tract 1 Gran's) in an agreement adopted December, 1999 with the City of Vermillion, agreed to at which time the property to the east desires to annex into the City the property owners of said Tract 1 (now platted as Lot 1) shall agree to annexation and would not remonstrate against the proposed annexation; and

WHEREAS, these owners of more than three-fourths of the value of the territory to be annexed and represent all the registered voters residing within the boundaries of the territory to be annexed have requested that their property be included within the boundary of the City of Vermillion; and

WHEREAS, such annexation is provided for in SDCL 9-4-1 upon resolution of the Governing Body.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Vermillion that the following territory described as:

LOTS 1 THROUGH 5, AND R-1, BLOCK 1, BLISS SECOND ADDITION TO THE CITY OF
VERMILLION, CLAY COUNTY, SOUTH DAKOTA.

(formerly known as Auditors Tract No. 4 South of the West Main Street R.O.W. and North of
the State of South Dakota Railroad R.O.W. of SW ¼, SE ½, of Section 14-92-52, including Tract
1 of Gran's Addition, Clay County, South Dakota)

is hereby included within the corporate limits of the City of Vermillion and the boundary of the City of Vermillion is hereby extended to include such territory.

Adopted by the Vermillion City Council this 19th day of September, 2011.

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

John E. (Jack) Powell, Mayor

ATTEST:

Michael D. Carlson, Finance Officer
(SEAL)



Council Agenda Memo

From: Mike Carlson, Finance Officer
Meeting: September 19, 2011
Subject: Resolution to Change Stormdrainage Fee
Presenter: Mike Carlson

Background: The storm drainage fund was created in 1992 whereby all real property within the city is charged an annual fee for the operation, maintenance, and capital improvements of the storm sewer and drainage system. The fee is based on the lot area, a runoff-weighting factor, and the unit financial charge. The fee is collected as part of the property tax collection process.

Discussion: In 2011, the City is projected to receive approximately \$169,400 from this fee. With the proposed increase, the City would collect \$174,800 in 2012. Due to the cost of the projects, and the rate of collection, the City has historically collected storm drainage fees for a couple of years before funding a project. In 2011, the City budgeted for \$25,000 for storm sewer repairs. For 2012, the projects budgeted are \$70,000 for a drainage study and \$25,000 for storm sewer repairs.

During the budget review, an increase in the fee was discussed and was included in the recently adopted 2012 budget. Increasing the fee will help generate revenue to pay the increasing costs of projects related to storm drainage.

Financial Consideration: The proposed increase in the fee is less than 4%. Increasing the fee this amount will generate just over \$5,400 in additional revenue for 2012. A single-family home, on a lot of 10,000 square feet, would see their annual fee change from \$23.25 to \$24.00 with this proposal.

Conclusion/Recommendations: Administration recommends adoption of the resolution to increase the storm drainage fee.

RESOLUTION TO CHANGE STORMDRAINAGE FEE

WHEREAS, Section 53-135 of the 2008 Revised Ordinances of the City of Vermillion allows the City Council to change the city wide property drainage fee.

AND WHEREAS, during the annual budget it was determined there were not sufficient revenues in the stormdrainage fee fund.

BE IT HEREBY RESOLVED, by the Governing body of the City of Vermillion, South Dakota, at a regular meeting thereof of said City at 7:00 p.m. on the 19th day of September, 2011 that the fee be changed as follows:

The unit financial charge shall be ~~\$0.00031~~ \$0.00032.

Dated at Vermillion, South Dakota this 19th day of September, 2011.

THE GOVERNING BODY OF THE CITY
OF VERMILLION, SOUTH DAKOTA

BY _____
John E. (Jack) Powell, Mayor

ATTEST:

BY _____
Michael D Carlson, Finance Officer

Approved: September 19, 2011
Published: September 30, 2011
Effective: October 19, 2011



Council Agenda Memo

From: Mike Carlson, Finance Officer
Meeting: September 19, 2011
Subject Fireworks Public Display Permit
Presenter: Mike Carlson

Background: The Vermillion School District is requesting City Council approval for a fireworks display to be held during Tanager Week (homecoming), in the practice field south of the High School, after the coronation on September 22, 2011. Tom Taylor will be conducting the show, which will begin around 8:30 p.m.

Discussion: State law requires approval from the governing board of the municipality where the public display is to be fired.

SDCL: 34-37-13. Public display of fireworks. Nothing in this chapter prohibits the use of public display of fireworks. However, any person, association, organization, municipality, county, firm, partnership, or corporation, before making such public display of fireworks shall secure a written permit from the governing board of the municipality, township, or county where the public display is to be fired, and shall have purchased fireworks for the display from a licensed wholesaler under this chapter. Any public display shall comply with the National Fire Protection Association Standard 1123, 1995 edition.

A letter from High School Principal, Curt Cameron, requesting the permit is attached.

John sent emails to the local Veterans groups last Thursday to inform them of the permit date and time.

Financial Consideration: None

Conclusion/Recommendations: Administration recommends the City Council authorize the Mayor to sign the Fireworks Public Display permit submitted by Vermillion Public Schools for the field south of the Vermillion High School on September 22, 2011 at 8:30 p.m.



VERMILLION SCHOOL DISTRICT NO. 13-1

"To Empower All Students To Maximize Their Success In Our Global Community"

Vermillion High School

Curt Cameron, Principal

Jason Huska, Dean of Students

1001 East Main Street • Vermillion, SD 57069

Phone: 605-677-7035

Fax: 605-677-7042

www.vermillion.k12.sd.us

To: Vermillion City Council

Re: Fireworks after Homecoming Coronation

Dear City Council,

The Vermillion High School Administration is asking your permission to have Tom Taylor discharge fireworks on the practice field east of Vermillion High School after Coronation September 22, 2011. The fireworks display will take place at approximately 8:30 p.m.

Thank you for your consideration,

Curt Cameron

Principal

Vermillion High School

1001 East Main

FIREWORKS PUBLIC DISPLAY PERMIT
A PERMIT TO OPERATE A DISPLAY OF FIREWORKS

Name of Applicant Vermillion High School Phone 605-677-7035
Address 1001 East Main St. City Vermillion State SD Zip 57069

PERSONS ACTUALLY IN CHARGE OF FIRING THE DISPLAY:

Name Tom Taylor Address 703 Valley View City Vermillion State SD Zip 57069

Name Jim Taylor Address _____ City _____ State _____ Zip _____

Date of Display 9-22-11 Time of Day 8:30 pm

Exact Location of Display

field southwest of Vermillion High School by tennis courts.

TYPES OF FIREWORKS: U.S. Consumer Product Safety Commission CFR Title 16-1507-1998
American Pyrotechnics Association STD 87-1-1993

- Display Fireworks
- Consumer Fireworks

I, Thomas J. Taylor, declare and affirm under the penalty of perjury that this
Fireworks Display Permit has been examined by me and to the best of my knowledge and belief is true and correct.

Date this 12 day of SEPT, 2011

Thomas J. Taylor
Signature of Applicant

Subscribed and sworn to (or affirmed)

Before me this 12 day of
September, 2011

Michael Stahl
Notary Public

My Commission Expires 7-5, 2017

Permit Authorized By: _____

Title _____

Location of Issuing Authority _____

Date _____

Issued subject to all applicable laws and regulations, SDCL 34-36, SDCL 34-37 and National Fire Protection Association Pamphlet #1123 (1995 Edition). This permit may not be reassigned or transferred.

COPIES: WHITE-Permit Holder: YELLOW-Fireworks Wholesaler: PINK-Issuing Authority



Council Agenda Memo

From: Mike Carlson, Finance Officer
Meeting: September 19, 2011
Subject: Fireworks Public Display Permit USD
Presenter: Mike Carlson

Background: USD Student Life is requesting City Council approval for a public fireworks display permit, to be held as part of the Royalty Reveal and pep rally activities. Tom Taylor will be conducting the show, which will begin around 8:00 p.m. on Tuesday, October 4, 2011 in the USD parking lot close to the corner of University and Cherry Streets (behind the Burr House).

Discussion: State law requires approval from the governing body of the municipality where the public display is to be fired.

SDCL: 34-37-13. Public display of fireworks. Nothing in this chapter prohibits the use of public display of fireworks. However, any person, association, organization, municipality, county, firm, partnership, or corporation, before making such public display of fireworks shall secure a written permit from the governing board of the municipality, township, or county where the public display is to be fired, and shall have purchased fireworks for the display from a licensed wholesaler under this chapter. Any public display shall comply with the National Fire Protection Association Standard 1123, 1995 edition.

Tom Taylor provided the application and the following is an e-mail received from USD Student Life Office on the event:

Hi Mike!

It is so great to hear from you! Yes, the fireworks will be part of our "Royalty Reveal" and pep rally on the evening of October 4th.

Please feel free to let me know if you have any additional questions. Have a great day!

Carly Heard
Assistant Director of Student Life
The University of South Dakota

John sent emails to the local Veterans groups last Thursday to inform them of the permit date and time.

Financial Consideration: None

Conclusion/Recommendations: Administration recommends the City Council authorize the Mayor to sign the Fireworks Public Display permit for October 4, 2011 as submitted on behalf of the USD Student Life for the display in the USD parking lot close to the corner of N. University and E. Cherry Streets.

FIREWORKS PUBLIC DISPLAY PERMIT
A PERMIT TO OPERATE A DISPLAY OF FIREWORKS

Name of Applicant USD Phone (605) 677-5663
Address 414 E. Clark St. City Vermillion State SD Zip _____

PERSONS ACTUALLY IN CHARGE OF FIRING THE DISPLAY:

Name Tom Taylor Address 703 Valley View City Vermillion State SD Zip 57069
Name Dennis Andersen Address _____ City _____ State _____ Zip _____

Date of Display OCT. 4, 2011 Time of Day 8:00

Exact Location of Display
parking lot across the street from Patterson Hall, corner of university and cherry st.

TYPES OF FIREWORKS: U.S. Consumer Product Safety Commission CFR Title 16-1507-1998
American Pyrotechnics Association STD 87-1-1993

- Display Fireworks
- Consumer Fireworks

I, Thomas J. Taylor, declare and affirm under the penalty of perjury that this fireworks Display Permit has been examined by me and to the best of my knowledge and belief is true and correct.

Date this 12th day of sept., 20 11
Signature of Applicant Thomas J. Taylor

Subscribed and sworn to (or affirmed)
Before me this 12 day of September, 20 11
Michael Hallin
Notary Public

My Commission Expires 7-5, 20 10

Permit Authorized By: _____
Title _____
Location of Issuing Authority _____
Date _____

Issued subject to all applicable laws and regulations. SDCL 34-36, SDCL 34-37 and National Fire Protection Association Pamphlet #1123 (1995 Edition). This permit may not be reassigned or transferred.

COPIES: WHITE-Permit Holder; YELLOW-Fireworks Wholesaler; PINK-Issuing Authority



Council Agenda Memo

From: John Prescott, City Manager

Meeting: September 19, 2011

Subject: City staff report on proposal to share cost of Pictometry software purchase with Clay County

Presenter: Andy Colvin, Assistant to the City Manager

Background: In August, while the City Council was meeting to review the proposed 2012 budget proposal, Clay County Director of Equalization, Gene Lunn, submitted a request to the City to help fund Pictometry software. Mr. Lunn made a presentation on Pictometry to the City Council at the August 29th Special City Council meeting. A representative from the Pictometry software company made a presentation to City Department heads at a meeting on September 7.

Discussion: The Pictometry software would provide a high resolution image of properties inside Vermillion and a good, but not as high as the City, resolution photo of property in rural Clay County. The current plan is to fly the entire county in spring 2012 with the images being delivered to Clay County in July 2012. The images would first be loaded onto the County computer system and then the City's server and other public computers owned by the City. The company would provide a training session on how to use the software.

The image program has a lot of potential uses. City Council and Planning Commission presentations could utilize the images as they would be higher resolution than images currently available. As the on-line County version will be linked to the most updated property records, access to property information records and identification of property ownership should be quicker and easier to determine. The images may also be used by emergency communications and law enforcement to aid in a response to a call, preplanning for community events, such as a parade route, augment crime reports, or be utilized as part of a search warrant application.

There is also the possibility to utilize the software for a number of utility Department applications, such as measuring distances between manholes with very good accuracy and assisting with locates by reviewing utilities noted on the

system. Like any software, there are many possibilities of what can take place. The user needs to understand the applications and make use of them to benefit from the software.

While the software has a number of very good features, site visits and field measurements will still be needed. In some instances, a department is dealing with inches in making a determination. At a minimum, Pictometry will provide a level of aerial images that the City has not had updated since 1999.

Financial Consideration: Mr. Lunn has requested \$4,413 of funding per year for three years beginning in 2012. The exact source of City funds has not yet been determined but any City contribution will likely be a mix of General Fund and Utility Fund dollars. Once the expenditure is made next summer after the images are delivered, the exact amounts by Departments can be accounted for when the 2012 budget is revised in September 2012.

Conclusion/Recommendations: If the City Council concurs that partnering with Clay County to purchase the Pictometry images is a good idea, Administration suggests providing direction to develop a Memorandum of Understanding for consideration at a future City Council meeting.

MEMO

To: City Council
From: John Prescott
Date: September 15, 2011
Re: City contribution to the Pictometry purchase

In August, County Director of Equalization, Gene Lunn, submitted a request for the City to help fund the County purchase of Pictometry software. The County will be adding software called Beacon, which will provide for on-line access of property ownership records. Acquisition of the Pictometry software would enhance the Beacon software by providing enhanced pictures to correspond to the legal description information. Gene felt there would be a definite interest by the City in the pictures provided by the Pictometry software.

If the County enters into a six year arrangement with Pictometry, the cost for the first flight in 2012 is \$36,421.50, while the cost for the second flight in 2015 is \$43,020.50. With a three year agreement, the cost for the 2012 flight is \$50,465.50. According to Gene, the County plans to enter into the six year agreement and exercise the no cost option to not complete the final three years of the six year term and cost of second flyover. The proposed contract the County would enter into, with the payment schedule, will be provided with the Council Agenda memo. Gene has requested the City contribute \$4,413.44 per year for three years.

City Departments had the opportunity to review the software with the Pictometry representative on September 7. Department Heads were asked to provide feedback on if they would utilize the software and how. Reviews were mixed. In some instances, departments didn't feel they would use the software or that first-hand observations would be more beneficial vs. the pictures provided by Pictometry. In other instances, there were opportunities for Departments to tap into the research to more quickly locate property owners or City infrastructure.

None of the City Departments felt the software offers such significant benefit that staff would recommend purchasing the software on our own. If the City didn't contribute to the purchase of the software, a couple of Departments would have an interest in subscription access equal to what real estate or other companies might purchase.

The City of Brookings and Brookings County have entered into a similar arrangement for Pictometry services. A couple of Vermillion City Departments have checked with Brookings city staff members on their use of the system. It appears that the primary use of the system is as an enhanced aerial photo image of the community. The last aerial photos of Vermillion, used by the City, were taken in 1999 at a cost of \$58,650. It is time to update our aerial photos with a better image than Google Earth can provide.

Administration will be recommending, on Monday night, that the City Council provide \$4,400.00 in annual funding to Clay County for three years starting in 2012.

CITY OF VERMILLION
 INVOICES PAYABLE-SEPTEMBER 19, 2011

1 ARCHITECTURE INCORPORATED	PROFESSIONAL SERVICES	20,000.00
2 AT&T	POLICE COMMUNICATION	166.30
3 BROADCASTER PRESS	ADVERTISING	1,547.45
4 BUREAU OF ADMINISTRATION	TELEPHONE	256.40
5 CITY OF VERMILLION	LANDFILL VOUCHERS	685.00
6 CLAY CO REGISTER OF DEED	FILING FEE	26.00
7 CLAY-UNION ELECTRIC CORP	ELECTRICITY	980.10
8 DEPT. ENVIRONMENT NATL RES	LANDFILL OPERATIONS FEE	3,325.81
9 GREGG PETERS	MANAGERS FEE	5,375.00
10 HDR ENGINEERING, INC	PROFESSIONAL SERVICES	47,572.78
11 LOREN FISCHER DISPOSAL	HAUL CARDBOARD	140.00
12 MATHESON TRI-GAS, INC	SUPPLIES	314.70
13 MIDAMERICAN	GAS USAGE	393.78
14 MIDCONTINENT COMMUNICATION	CABLE/INTERNET SERVICE	95.95
15 MIDWAY SERVICE, INC	FUEL	2,481.59
16 PITNEY BOWES	POSTAGE FOR METER	419.99
17 RESERVE ACCOUNT	POSTAGE FOR METER	650.00
18 SPRINT	CELL PHONES	970.83
19 STERN OIL CO.	FUEL USAGE	18,835.55
20 THE EQUALIZER	ADVERTISING	709.20
21 UNITED PARCEL SERVICE	SHIPPING	30.96
22 US POSTMASTER	POSTAGE FOR UTILITY BILLS	975.00
23 VISA/FIRST BANK & TRUST	FUEL/SUPPLIES	89.20
24 WOODY HOUSER	BRIGHT ENERGY REBATE	15.00
25 DUANE MEHLHAF	BRIGHT ENERGY REBATE	200.00
26 RICHARD STENSAAS	BRIGHT ENERGY REBATE	10.00
27 EMOGENE PAULSON	BRIGHT ENERGY REBATE	50.00
28 MONTY MUNKVOLD	BRIGHT ENERGY REBATE	100.00
29 MEXICO VIEJO MEXICAN RESTAURANT	BRIGHT ENERGY REBATE	300.00
30 ASIAN BUFFET	BRIGHT ENERGY REBATE	400.00
	GRAND TOTALS	\$107,116.59

Unapproved Minutes
Vermillion Planning Commission
Monday September 12, 2011 Regular Meeting

The regular meeting of the Vermillion Planning Commission was called to order in the conference room at City Hall on September 12, 2011 at 5:30 p.m.

1. Roll Call

Present: Fairholm, Forseth, Gruhn, Howe, Manning, Muenster, Reasoner, Tuve, and Iverson.

Also present were José Dominguez, City Engineer, Farrel Christensen, Building Official, and Andy Colvin, Assistant to the City Manager.

2. Minutes

a. July 25, 2011 Regular Meeting.

Moved by Howe to approve the July 25, 2011 Regular Meeting Minutes, seconded by Tuve. Motion carried 9-0.

3. Adoption of the Agenda

Moved by Tuve to adopt the agenda as printed, seconded by Gruhn. Motion carried 9-0.

4. Visitors to be Heard

5. Public Hearing

a. Conditional Use Permit to allow General Manufacturing at 1212 Norbeck St., legally described as Lot 1, Block 3, Brooks Industrial Park.

Farrel reported that the VCDC has submitted an application for a conditional use permit to permit manufacturing in the former PEM building. Farrel reported that the use will fit within the existing building with no site changes except for the addition of an extra overhead door. Farrel said that staff recommend approval of the application with no conditions, but that the Planning Commission may add conditions if necessary.

The Planning Commission discussed the purpose for requiring manufacturing uses to obtain a special permit in a heavy industrial district. Concerns were raised that requiring a prospective business to obtain a special permit creates an unnecessary barrier to development. It was recommended that staff study an amendment to make the process easier for light manufacturing uses and come back at a later date with an ordinance change.

Moved by Manning to approve the conditional use permit application as submitted, seconded by Fairholm. Motion carried 9-0.

b. Petition to re-zone Lots 7 & 8, Block 1, Potters Addition, from NC Neighborhood Commercial to R-2 Residential.

Farrel reported that an application has been submitted by Bob Hanson to rezone two lots north of Hanson Funeral Home from Neighborhood

Commercial to R-2 Residential. Farrel stated that the lots are adjacent to an existing R-2 district and the neighborhood will not be impacted.

The Planning Commission asked about adjacent lots currently in the Neighborhood Commercial district and if it is a good idea to rezone only two lots. Discussion followed.

Moved by Howe to recommend approval of the zone change to the City Council, seconded by Forseth. Motion carried 9-0.

c. Adoption of the Vermillion 2000 - 2020 Comprehensive Plan for the Joint City of Vermillion and Clay County planning area.

Toby Brown, SECOG, reported that the City and County are in the process of adopting a joint jurisdictional zoning ordinance. Toby said that the City's Comprehensive Plan will serve as the plan for the joint jurisdictional area once adopted.

Cindy Aden, Clay County Zoning Administrator, stated that the City's plan has been amended to include a future land use map, but that the map is not a zoning map and will not serve as the map for the joint jurisdictional area. Cindy also reviewed several sections of the Comprehensive Plan, pointing to cooperation between the City and County and the fact that agriculture will remain the best use of the land outside of the City's growth areas.

Moved by Tuve to adopt the City of Vermillion 2000-2020 Comprehensive Plan as the planning document for joint jurisdictional planning area, seconded by Muenster. Motion carried 9-0.

6. Old Business

7. New Business

Reasoner requested to give a brief presentation to the Planning Commission. Due to Technical issues, it was decided to have the presentation at a future meeting.

8. Adjourn

Moved by Howe to adjourn, seconded by Reasoner. Motion carried 9-0.

Chairman Iverson declared the meeting adjourned 6:00 p.m.