



City of Vermillion Council Agenda

12:00 p.m. (noon) Special Meeting
Friday, September 27, 2013
City Hall Large Conference Room
25 Center Street
Vermillion, South Dakota 57069

1. Roll Call

2. Pledge of Allegiance

3. Adoption of the Agenda

4. Public Hearings

- a. Resolution adopting Resolution of Necessity for Construction of Concrete Surfacing on Kennedy Street from West Cherry Street to Cornell Street.

5. New Business

- a. Declaration of surplus digger derrick truck.

6. Adjourn

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

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

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

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

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

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

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

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

Vermillion City Council's Values and Vision

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



Council Agenda Memo

From Jose Dominguez, City Engineer

Meeting: September 27, 2013

Subject: Resolution of Necessity for construction of concrete surfacing on Kennedy Street from West Cherry Street to Cornell Street

Presenter: Jose Dominguez

Background: Kennedy Street immediately south of W. Cherry Street is currently one of the few gravel streets in the City. The paving will eliminate maintaining the gravel road, and the spread of gravel onto W. Cherry Street and driveways. Additionally, this road will serve as one of the entrances to Bliss Pointe Addition. The increase in traffic from the new development will require that the road be paved.

The City Council passed a Resolution of Necessity and Notice of Hearing on September 3, 2013 for the construction of concrete paving along this stretch of Kennedy Street. The Resolution of Necessity set September 27, 2013 as the day for the public hearing.

Discussion: Typically, a property owner is assessed for improvements based on frontage. However, the State allows for an assessment to be based on benefit. In this case, all of the property owners fronting Kennedy Street will be responsible for the intersection cost. Also, the three existing owners along the street would only be assessed for the concrete pavement and not for the curb and gutter, gravel, and grading. The remaining property owner, the VCDC, will be assessed for the paving, curb and gutter, gravel and grading. Also, the amount that the property owners would be assessed is capped with the City having to front the difference if the contract amount comes in higher than the estimate. The benefits are explained in detail within the body of the Resolution.

The property owners have been notified and the notice of hearing has been published in the Plain Talk. Following the construction, the City Council will adopt a resolution approving the special assessment roll with any added adjustments in the amounts.

Financial Consideration: Using 2012 prices, the cost for the project was estimated at \$75,853.65. This estimate includes the paving, curb and gutter, gravel, grading and the 8% fiscal fee.

Once the project was completed it would be placed on the tax rolls and the property owner given ten years at 10% 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 for the construction of Kennedy Street.

**RESOLUTION ADOPTING RESOLUTION OF NECESSITY FOR CONSTRUCTION
OF CONCRETE SURFACING ON KENNEDY STREET FROM WEST CHERRY
STREET TO CORNELL STREET IN THE CITY OF VERMILLION, SD**

BE IT HEREBY RESOLVED, by the Governing Body of the City of Vermillion, South Dakota, at a regular called meeting thereof, in the Council Chambers of said City, at 12:00 p.m. on the 27th day of September 2013, that the convenience and necessity has arisen for the construction of concrete surfacing on the portion of the public street and in front or abutting the lot or parcel of land hereinafter named:

Lot 1, 2, & 3, Block 1, O'Connor Addition
Lot 4, Block 1, O'Connor Addition
Lot 5, Exc. W. 10', Block 1, O'Connor Addition
Block 1, Bliss Pointe Addition
Block 3, Bliss Pointe Addition

BE IT FURTHER RESOLVED, that in addition to the construction cost an eight percent (8%) fiscal fee will be added to the final cost to be assessed to the abutting properties.

In the City of Vermillion, South Dakota, all as mentioned in a Resolution of Necessity adopted by the Governing Body on the 3rd day of September 2013 is approved and that the Engineer shall proceed with the work in the manner provided by law.

Dated at Vermillion, South Dakota this 27th day of September 2013.

THE GOVERNING BODY OF THE CITY
OF VERMILLION, SOUTH DAKOTA

By _____
John E. (Jack) Powell, Mayor

ATTEST:

By _____
Michael D. Carlson, Finance Officer

Publish: October 4, 2013

Council Agenda Memo

From: Jason Anderson, Asst. City Engineer
Meeting: September 27, 2013
Subject: Declaration of Surplus Digger Derrick Truck
Presenter: Jason Anderson

Background: The new digger derrick truck has been received and placed in service. The 1998 Terex Commander C5048 digger derrick truck is now ready to be declared surplus and sold.

Discussion: To sell this truck the City Council will need to declare the item surplus and have the Surplus Property Appraisal Committee appraise the item. Staff recommends appraising the item at \$15,000. The item will be advertised and sold by sealed bids with a proposed bid opening date of October 29, 2013.

Financial Consideration: The revenue from the sale of the surplus wheel loader will go to the Equipment Replacement Fund.

Conclusion/Recommendations: Administration recommends declaring the digger derrick truck surplus and authorizing the appraisal by the Surplus Property Committee to be sold by sealed bids.