



**Special Meeting Agenda  
City Council**

12: 00 pm. (noon) Special Meeting  
Monday, November 16, 2015  
Large Conference Room-City Hall  
25 Center Street  
Vermillion, South Dakota 57069

1. **Roll Call**
2. **Educational Session – Prentis Park pool plans – Park and Recreation Director Jim Goblirsch.**
3. **Educational Session – Changes to ambulance billing prices and categories – Matt Callahan.**
4. **Briefing on the November 16, 2015 City Council Regular Meeting** - Briefings are intended to be informational only and no deliberation or decision will occur on this item.
5. **Adjourn**

**Access the City Council Agenda on the web – [www.vermillion.us](http://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, November 16, 2015  
City Council Chambers  
25 Center Street  
Vermillion, South Dakota 57069

1. **Roll Call**
2. **Pledge of Allegiance**
3. **Minutes**
  - a. November 2, 2015 Special Meeting, November 2, 2015 Regular Meeting.
4. **Adoption of the Agenda**
5. **Visitors To Be Heard**
6. **Public Hearings**
  - a. Resolution Adopting a Resolution of Necessity for Sidewalk Repairs (Northeast Quadrant).
7. **Old Business**
  - a. Second reading of Ordinance 1333 amending Chapter 90, Trees, Plants, and Shrubs, Section 90.75 and adding Section 90.86.
8. **New Business**
  - a. Business Improvement District #1 reappointments.
  - b. Resolution relating to the issuance of refunding certificates of participation - City Hall certificates of participation.
9. **Bid Openings**
10. **City Manager's Report**
11. **Invoices Payable**
12. **Consensus Agenda**
  - a. Set a public hearing date of December 7, 2015 for annual liquor and wine license renewals.
13. **Adjourn**

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**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  
November 2, 2015  
Monday 12:00 noon

The special session of the City Council, City of Vermillion, South Dakota was held on Monday, November 2, 2015 at 12:00 noon at the City Hall large conference room.

1. Roll Call

Present: Holland, Clarene Meins, Price, Willson, Mayor Powell

Absent: Collier-Wise, Erickson, Holly Meins, Ward

2. Education Session - City Hall bond refinancing, Tom Grimmond, Dougherty & Company, LLC

Mike Carlson, Finance Officer, introduced Tom Grimmond with Dougherty & Company, LLC who has assisted the City with most of our bond issues. Tom provided background on the Dougherty & Company, LLC firm along with information on their association with the City. Tom handed out information on projections for the advance refunding of the City Hall bond issue. Tom reviewed the information noting that the projected savings over the remaining life of the bond is estimated at \$137,550 at a net present value of \$116,844. Tom noted that an advance refunding can only be done once before the call date of December 2017. Tom stated that the variable is the interest rates and if the City felt the rates would be going down we should wait and if we think rates are going up we can do the refunding now to lock in the current rates. Tom stated that, if the City wanted to proceed with the refunding, bond counsel would need to prepare a resolution authorizing the refunding for City Council adoption and 20 days after publication we could move forward with the refunding. Tom answered questions of the City Council on the advance refunding option.

Mike Carlson, Finance Officer, stated that on tonight's agenda there is an action item to authorize staff to work with Dorsey & Whitney, bond counsel and Dougherty & Company to prepare the necessary documents for consideration at a future meeting.

3. Briefing on the November 2, 2015 City Council Regular Meeting

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

4. Adjourn

328-15

Alderman Holland moved to adjourn the Council special session at 12:37 p.m. Alderman Price seconded the motion. Motion carried 5 to 0. Mayor Powell declared the motion adopted.

Dated at Vermillion, South Dakota this 2<sup>nd</sup> day of November, 2015.

THE GOVERNING BODY OF THE CITY  
OF VERMILLION, SOUTH DAKOTA  
BY \_\_\_\_\_

John E. (Jack) Powell, Mayor

ATTEST:

BY \_\_\_\_\_

Michael D. Carlson, Finance Officer

Unapproved Minutes  
City Council Regular Session  
November 2, 2015  
Monday 7:00 p.m.

The regular session of the City Council, City of Vermillion, South Dakota was called to order on November 2, 2015 at 7:00 p.m. by Mayor Powell.

1. Roll Call

Present: Collier-Wise, Erickson, Holland, Clarene Meins, Holly Meins, Price, Willson, Mayor Powell, Student Representative Ireland

Absent: Ward

2. Pledge of Allegiance

3. Minutes

A. Minutes of October 19, 2015 Special Meeting, October 19, 2015 Regular Meeting

329-15

Alderman Collier-Wise moved approval of the October 19, 2015 Special Meeting and October 19, 2015 Regular Meeting minutes. Alderman Holland seconded the motion. Motion carried 8 to 0. Mayor Powell declared the motion adopted.

#### 4. Adoption of Agenda

330-15

Alderman Price moved approval of the agenda. Alderman Willson seconded the motion. Motion carried 8 to 0. Mayor Powell declared the motion adopted.

#### 5. Visitors to be Heard

##### A. Small Business Saturday proclamation

Alderman Price read the proclamation for Small Business Saturday proclaiming Saturday, November 28, 2015 as Small Business Saturday in Vermillion. Mayor Powell asked John Prescott, City Manager, to distribute the proclamation.

#### 6. Public Hearings

##### A. Special daily malt beverage and wine license for the Vermillion Area Arts Council on or about November 14, 2015 at 202 Washington Street.

Mike Carlson, Finance Officer, reported that an application was received from the Vermillion Area Arts Council for a special daily malt beverage and wine license on or about November 14, 2015 at 202 Washington Street for their Chili Blues event. The notice of hearing and Police Chief's report are included in the packet. Jim Wilson, representing the Vermillion Area Arts Council, invited the Mayor and City Council, along with the community, to the Chili Blues event on November 14<sup>th</sup> between 6:00 p.m. and 9:00 p.m.

331-15

Alderman Willson moved approval of the special daily malt beverage and wine license for the Vermillion Area Arts Council on or about November 14, 2015 at 202 Washington Street. Alderman Holland seconded the motion. Motion carried 8 to 0. Mayor Powell declared the motion adopted.

##### B. Lease for approximately 232 acres of farmland east of Vermillion

Mike Carlson, Finance Officer, reported that State statute requires a public hearing before leasing municipally owned property for more than 120 days and an amount in excess of \$500. Mike stated the City received approximately 232 acres of farmland from Kenneth Mockler in 1994. Mike noted the statute does not require bidding but, to determine the most advantage price, the City advertised for bids which were opened October 29<sup>th</sup> with nine bids received. The listing of bids is included in the packet. The high bid for the three year lease was from Brent Beaulieu

for at \$66,251 due April 1<sup>st</sup> of 2016, 2017 and 2018. Mike recommended authorizing the lease to Brent Beaulieu, the high bidder, unless additional information is presented at the public hearing. Following the public hearing, the City council can authorize the farmland lease.

EJ Mollet stated that he was the second highest bidder and questioned if the Council would consider leasing the land to him instead of the high bidder. Discussion followed.

332-15

Alderman Willson moved approval of the 3 year farmland lease with Brent Beaulieu for approximately 232 acres of farmland east of Vermillion at \$66,251 per year for 2016, 2017 and 2018. Alderman Holland seconded the motion. Motion carried 8 to 0. Mayor Powell declared the motion adopted.

7. Old Business - None

8. New Business

A. First reading of Ordinance 1333 amending Chapter 90, Trees, Plants, and Shrubs, Section 90.75 and adding Section 90.86

Jim Goblirsch, Parks and Recreation Director, reported that in May 2014 the Tree Board recommended several changes to the tree ordinance section that were adopted by the City Council. Jim noted that it became apparent that the changes adopted in the ordinance prevented plantings from taking place in the public right-of-way in the downtown area which was not the intent of the revised ordinance. Jim stated that the suggestion was to revise Section 90.75 - Distance from Curb and Sidewalk and add section 90.86 to allow the City Tree specialist to interpret and, if in the best interest of the community, make exceptions based on certain circumstances if the distance from the sidewalk to the curb is less than five feet. Jim stated that section 90.75 has had new language inserted to clarify right-of-way. Jim noted that section 90.86 permits the Tree Specialist to reduce or extend the minimum width if circumstances warrant, based on policies identified in the tree manual. Jim noted that this ordinance will allow flexibility to look at some special circumstances, while at the same time outlining a solid policy of tree planting, care and maintenance. Jim recommended first reading of the ordinance change. Discussion followed.

333-15

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

BE IT RESOLVED that the minutes of this meeting shall show that the title to proposed Ordinance No. 1333 entitled An Ordinance Amending Chapter 90, Trees, Plants and Shrubs, Section 90.75 and adding Section 90.86 interpretations and exemptions 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 2<sup>nd</sup> day of November, 2015 at the Council Chambers in City Hall in the manner prescribed by SDCL 9-19-7 as amended.

The motion was seconded by Alderman Erickson. 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.

B. Resolution adjusting curbside recycling fee

John Prescott, City Manager, reported that the City Council adopted Ordinance No. 1184 implementing curbside recycling for qualifying residential properties and the mandatory fee in April 2008. John noted that the ordinance was referred to a vote and upheld by voters with the November 2008 election. John stated that curbside recycling began in September 2009. John stated that in 2008 the fee for mandatory curbside residential recycling collection was established at \$3.30 per month and has remained unchanged. John stated that the 2016 budget anticipates the purchase of replacement equipment that will have a cost of approximately \$36,000. John noted that the replacement of equipment has been pushed back at least two years to minimize the impact on the budget while servicing the original debt. John noted that additional equipment is anticipated to be replaced in the subsequent years. John stated that staff has worked to minimize increases in the budget but several expenses have increased since 2008. John stated that a 20 cent increase per qualifying residence per month is estimated to generate an additional \$6,200 per year for the curbside recycling fund. Discussion followed on the rate increase that would become effective with billing after January 1, 2016.

334-15

After reading the same once, Alderman Collier-Wise moved adoption of the following:

RESOLUTION REVISING  
CURBSIDE RECYCLING COLLECTION RATES

WHEREAS, Ordinance No. 1184 establishing mandatory curbside recycling for qualifying residences was adopted by the Vermillion City Council in April 2008 and upheld via a municipal election in November 2008; and

WHEREAS, Section 52 of the Vermillion City Code provides the policies and procedures for curbside recycling collection; and

WHEREAS, the City Council desires to provide curbside recycling on a self-sustaining user fee basis; and,

WHEREAS, Section 52.32 of the 2008 Revised Ordinance of the City of Vermillion allows the City Council to establish the monthly mandatory fee for residential curbside collection via a resolution.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the City of Vermillion, South Dakota, at a regular meeting thereof, in the Council Chambers of said City, at 7:00 p.m., on the 2<sup>nd</sup> day of November, 2015, to amend the mandatory curbside recycling fee for utility billing after January 1, 2016 to be \$3.50 per month plus sales tax.

BE IT FURTHER RESOLVED that the City Manager of the City of Vermillion, South Dakota is authorized to establish rates for collection of recyclable materials from locations not mandated by the ordinance at a flat fee that shall cover the collection costs.

The effective date of this resolution shall be January 1, 2016.

Dated at Vermillion, South Dakota this 2<sup>nd</sup> day of November, 2015.

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 Holland. 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. Annual write off of old accounts receivable

Mike Carlson, Finance Officer, reported that annually the City Council needs to remove the old accounts receivable from the accounting records with collection efforts to continue on these accounts. Mike stated that the request is to remove 117 utility accounts totaling \$24,667.72, 37 general accounts receivable totaling \$10,730.63 and 60 ambulance

accounts totaling \$34,791.80 from the accounting records. Discussion followed.

335-15

Alderman Willson moved approval of the removal from the accounting records of utility accounts totaling \$24,667.72, general accounts totaling \$10,730.63 and ambulance accounts totaling \$34,791.80. Alderman Collier-Wise seconded the motion. Discussion followed. Motion carried 8 to 0. Mayor Powell declared the motion adopted.

D. Resolution authorizing professional services for preparation of documents necessary for the advance refunding of City Hall certificates of participation

Mike Carlson, Finance Officer, reported that in 2007 the City Council issued \$4,475,000 of Certificates of Participation in a Lease-Purchase Agreement to finance the building of City Hall. Mike noted that the certificates interest rate ranged from 3.7% to 4.4% with maturity in December 2026. Mike stated that there is a call provision on the certificates that can be exercised anytime after December 15, 2017. Mike stated that Tom Grimmond of Dougherty & Company, LLC was present at the noon meeting explaining the potential savings from advance refunding of the 2007 certificates of participation estimated at \$137,550. Mike stated that the resolution will authorize staff to work with Dougherty & Company, LLC and Dorsey & Whitney, LLP to prepare the documents necessary for the City Council to take action on the advance refunding at the next meeting. Discussion followed.

336-15

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

RESOLUTION AUTHORIZING PROFESSIONAL SERVICES  
FOR PREPARATION OF DOCUMENTS NECESSARY FOR THE  
ADVANCE REFUNDING OF CITY HALL CERTIFICATES OF PARTICIPATION

WHEREAS, the City of Vermillion issued \$4,475,000 of certificates of participation in a lease-purchase agreement to finance the construction of city hall in 2007, and

WHEREAS, the certificates of participation in a lease-purchase agreement provide that they bonds may be called anytime after December 31, 2017, and

WHEREAS, the firm of Dougherty & Company, LLC has projected that the advance refunding of the certificates of participation in a lease-

purchase agreement at this time will save the city \$137,550 over the remaining life of the certificates, and

WHEREAS, to proceed with the advance refunding of the certificates of participation in a lease-purchase agreement will require the City Council to appoint Bond Counsel and Underwriter to prepare the necessary resolution and related documents, and

NOW THEREFORE BE IT RESOLVED by the City Council of the City of Vermillion that the law firm of Dorsey & Whitney, LLP is appointed as bond counsel and the firm of Dougherty & Company, LLC is appointed for the purpose of underwriting for the preparation of necessary documents for the advance refunding of the city hall certificates of participation in a lease-purchase agreement for consideration at a future city council meeting.

Dated at Vermillion, South Dakota this 2<sup>nd</sup> day of November, 2015.

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 Erickson. 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.

E. Request to close Main Street from Elm Street to High Street on December 4, 2015 for the VCDC Parade of Lights

John Prescott, City Manager, reported that the Vermillion Chamber and Development Company, in planning for their annual Parade of Lights, with a street closure for the event. John stated the Parade of Lights will take place on Friday, December 4th from 6:30 p.m. to 6:45 p.m. The request is to close Main Street from Elm Street to High Street on December 4, 2015 from 6:15 p.m. to 7:00 p.m. City staff will open intersections as the parade passes, similar to what has been done in prior years. Alderman Clarene Meins questioned why the parade route excluded a block of businesses on the east and west end of the route. Discussion followed noting the parade route has been kept short due to the weather noting that it was cancelled one year due to the weather. It was also noted that on the west end the parade stops at the Ratingen

Platz as that is where Santa lights the Christmas Tree. Discussion followed on what it would take to expand the route. Nate Welch, VCDC Executive Director, stated that he would need to defer to the parade committee about expanding the route but the weather is the main reason to keep it short as many that attend are at the west end. Nate stated that this can be discussed in the planning for next year's event. Discussion followed on the proposed route.

337-15

Alderman Collier-Wise moved approval of the closing of Main Street from Elm Street to High Street on December 4, 2015 from 6:15 p.m. to 7:00 p.m. for the VCDC Parade of Lights event. Alderman Holland seconded the motion. A roll call vote of the Governing Body was as follows: Collier-Wise-Y, Erickson-N, Holland-Y, Clarene Meins-N, Holly Meins-N, Price-Y, Willson-Y, Mayor Powell-Y. Motion carried 5 to 3. Mayor Powell declared the motion adopted.

## 9. Bid Openings

### A. Fuel quotes

Mike Carlson, Finance Officer, read the monthly fuel quotes and recommended the low quote of Stern Oil on Item 1 and Brunick's Service on Item 2 and 3.

Item 1 - 4,350 gal unleaded 10% ethanol: Stern Oil \$1.9760, Brunick's Service \$2.00; Item 2 - 3,000 gal No. 1&2 Diesel fuel dyed: Stern Oil \$2.0069, Brunick's Service \$2.00; Item 3 - 1,000 gal No. 1&2 diesel fuel-clear: Stern Oil \$2.2849, Brunick's Service \$2.28

338-15

Alderman Willson moved approval of the low quote of Stern Oil on Item 1 and Brunick's Service on Item 2 and 3. Alderman Price seconded the motion. Discussion followed. Motion carried 8 to 0. President Powell declared the motion adopted.

## 10. City Manager's Report

A. John reported that City offices will be closed on Wednesday, November 11th for Veterans Day. John noted that the curbside recycling pickup scheduled for Wednesday, November 11th will be on Monday, November 16.

B. John reported that the landfill has begun their winter hours and, as such, is no longer open on Saturday mornings until April 2016.

C. John reported that the Prentis Park pool plans will be previewed at the November 16<sup>th</sup> noon meeting. John stated that the bid documents would be presented to the City Council for consideration at the December 7<sup>th</sup> evening meeting.

D. John wanted to thank all the members of the community who made time to meet with the ICMA Fellows that have been visiting our community for the past three weeks.

PAYROLL ADDITIONS AND CHANGES

Police: Bryan Beringer \$22.76/hr, Joe Ostrem \$20.11/hr; Ambulance: Jarrett Fowler \$8.50/call-\$6.00/1st-\$6.00/2nd, Shea Soderlin \$8.50/call-\$6.00/1st-\$6.00/2nd; Library:Linda Calleja \$14.87/hr, Matthew Skinner \$8.50/hr; Landfill: Jennifer Holthe \$12.60/hr

11. Invoices Payable

339-15

Alderman Collier-Wise moved approval of the following invoices:

A & A Refrigeration	repairs	210.50
Accent Wire Products	baler bags	80,370.00
Action Battery Wholesales	maintenance	1,450.00
Allied Insurance	notary bond	100.00
Alyssala Framboise	meal reimbursement	15.00
Apco International	membership dues	575.00
Appera	supplies	110.49
Aqua-Pure Inc	chemicals	4,400.00
Aramark Uniform Services	uniform cleaning	271.15
Avera Occupational Medicine	testing	279.60
Baker & Taylor Books	books	1,435.35
Banner Associates, Inc	professional services	3,304.18
Barkley Asphalt	asphalt mix	601.61
Becca Jordre	refund co-ed volleyball fee	245.00
Bierschbach Eqpt & Supply	supplies	106.00
Bike Plus	repairs	38.11
Blackstone Audio Inc	books	250.00
Blick Art Materials	supplies	100.86
Border States Elec Supply	supplies	2,708.04
Bound Tree Medical, LLC	supplies	2,790.21
Broadcaster Press	advertising	243.52
Brookings Fire Department	vehicle/bus extrication course	877.60
Builders Choice	Prentis park bathroom	49,995.00
Butler Machinery Co.	parts	1,967.16

Campbell Supply	supplies	1,189.85
Cask & Cork	merchandise	352.50
Celebrate The Season	books	35.94
Century Business Leasing	copier contract	138.25
Centurylink	telephone	743.31
Chesterman Co	merchandise	136.90
Christmas From The Heart	books	35.94
City Of Vermillion	copies/postage	1,190.50
City Of Vermillion	utility bills	39,738.05
Class C Solutions Group	supplies	168.05
Clay County Ems Association	CPR cards	40.00
Codington County Search & Rescue	travel reimbursements	134.81
Coffee King, Inc	supplies	62.75
Colonial Life Acc Ins.	insurance	3,276.43
Concrete Materials	golf sand	874.14
Coyote Convenience	fuel	21.01
Culligan Water	repairs	192.00
Dakota Beverage	merchandise	14,128.95
Dakota PC Warehouse	computer	1,291.00
Danko Emergency Equipment	fire fighter equipment	5,307.19
Delta Dental Plan	insurance	6,489.58
Demco	supplies	402.56
Dennis Martens	maintenance	833.34
Dept Of Revenue	testing	862.00
Detco	supplies	736.20
DGR Engineering	professional services	13,636.83
Dust Tex	mats	80.00
E.A Sween Company	supplies	124.83
Earthgrains Baking Co's Inc	supplies	80.73
Ebsco	book	3.30
Echo Electric Supply	supplies	448.94
Ed M. Feld Eqpt Co	repairs	151.54
Electronic Engineering	repairs	353.85
Energy Laboratories	testing	1,202.00
Far From Normal	supplies	530.90
Farmer Brothers Co.	supplies	110.80
Fedex.	shipping	11.88
Flint Trading Inc	supplies	689.39
Foreman Media	council mtg	100.00
Frame Aligners, Inc	repairs	482.37
Gary & Francis Rasmussen	water heater rebates	300.00
Graham Tire Co.	tires	1,177.00
Grainger	supplies	631.25

Great Northern Environment	parts	435.24
Gregg Peters	freight/advertising	1,745.60
Gregg Peters	rent	937.50
Guarantee Oil Co Inc	supplies	430.95
Hach Co	parts	1,446.85
Harold K Schultz	substation improvements	232,423.26
Hartington Tree LLC	stump removal	307.00
Hauger Lawn Service	mowing	85.20
HD Supply Waterworks	supplies	3,448.55
Heine Electric & Irrigation	repairs	2,255.00
Herren-Schempp Building	supplies	30.94
Hy Vee Food Store	supplies	629.14
In Control, Inc	repairs	999.34
Independence Waste	waste hauling/rental	1,358.45
Ingram	books	4,506.66
Interstate All Battery Center	batteries	168.75
Jacks Uniform & Eqpt	uniform	1,319.55
Jay's Plumbing	repairs	82.35
Jerry's Chevrolet Buick Gm	parts	20.63
John A Conkling Dist.	merchandise	6,327.65
John Henry Foster	filters	31.88
Johnson Brothers Famous Brands	merchandise	24,188.84
Johnson Feed, Inc	mud flaps	39.86
Johnstone Supply	supplies	438.94
Jones Food Center	supplies	362.64
Jones Food Center	open house meals	1,016.00
Junior Library Guild	books	984.00
Karsten Mfg Corp	merchandise	230.70
Koble's Electric	install controllers	250.00
L.G Everist, Inc	ice sand	497.92
Lakeside Equipment	parts	8,074.00
Lawson Products Inc	supplies	569.65
Leggette, Brashears & Graham	professional services	3,024.45
Leisure Lawn Care	treatment	85.75
Life-Assist, Inc	supplies	108.00
M & M Construction LLC	concrete work	20,171.71
M.W Bevins Co	repairs	106.60
Mart Auto Body	towing	925.00
Matheson Tri-Gas, Inc	supplies	571.22
McCulloch Law Office	professional services	1,385.48
Mead Lumber	supplies	107.65
Medico Life & Health Insurance	insurance	489.20
Michael Frederick	books	70.00

Michael Todd	supplies	922.89
Micro Marketing LLC	books	503.85
Midwest Alarm Co	alarm monitoring	132.00
Midwest Building Maintenance	mat svc	466.70
Midwest Turf & Irrigation	parts	1,868.30
Minn Municipal Utility Assoc.	4th qtr safety program	6,000.00
Moore Welding & Mfg	repairs	100.00
National Arbor Day Foundation	dues	15.00
NCL Of Wisconsin, Inc	chemicals	510.76
Netsys+	professional services	487.50
New York Life	whole life insurance	84.02
Northern Truck Eqpt Corp	parts	1,279.70
Office Systems Co	copier contract/copies	468.10
Okoboji Wines-SD	merchandise	999.90
Overhead Door Of Sioux City	repairs	231.50
PCC, Inc	commission	2,042.63
Penguin Random House LLC	books	114.00
Pet Waste Eliminator	supplies	222.99
Pete Lien & Sons, Inc	chemicals	7,388.43
Pomps Tire Service, Inc.	tires	1,542.60
Powerphone, Inc	training	129.00
Prairie Berry Winery	merchandise	288.00
Pressing Matters	supplies	395.00
Presto-X-Company	inspection/treatment	51.36
Print Source	printing	68.52
Pump N Pak	fuel	166.05
Quality Books Inc.	books	483.19
Queen City Wholesale	supplies	291.96
Quill	supplies	850.69
Racom Corporation	maintenance	447.85
Recorded Books, Inc	books	198.00
Recovery Systems Co, Inc	parts	392.46
Reeves Co, Inc	supplies	72.56
Regent Book Co.	books	43.00
Republic National Dist.	merchandise	10,531.79
Rick Johns	underground reimbursement	555.00
Roy Johnson Roofing, Inc	repairs	263.52
Runge Enterprises, Inc	hyd. deposit less water usage	411.35
Sanford Health Plan	participation fees	57.00
Sanitation Products	parts	120.00
SD Library Network	member fees	2,349.63
SD One Call	locates	515.55
SD Public Assurance Alliance	liability/officials/vehic ins	112,636.12

SD Retirement System	contributions	52,252.26
Security Shredding Service	shredding service	35.00
Sioux Empire Safety Village	simulator	200.00
Sioux Equipment	supplies	45.50
Sioux Falls Two Way Radio	radio/repairs	730.41
Siouxland Humane Society	fees	148.00
Sooland Bobcat	repairs	1,522.52
Steffen	parts	99.27
Stern Oil Co.	supplies	181.20
Stewart Oil-Tire Co	fuel	149.95
Stuart C. Irby Co.	supplies	1,253.96
Sturdevants Auto Parts	parts	1,541.92
Supplyworks	supplies	296.05
Taylor Made	merchandise	767.80
Team Golf	merchandise	1,228.06
Tennant Sales & Services Co.	parts	303.80
The Growler Station, Inc	licensing fee/maintenance	749.97
Tri County Propane Inc	propane	1,567.96
True Value	supplies	519.39
Turner Plumbing	parts	35.00
Twin City Hardware	supplies	670.00
Tyler Technologies	maintenance	547.60
United Way	contributions	522.50
Univar USA Inc	soda ash	7,515.12
USA Bluebook	parts	93.67
Valiant Vineyards	merchandise	176.00
Van Diest Supply Co	chemicals	1,345.13
Vast Broadband	911 circuit/dialup service	1,415.45
Veolia Environmental Service	household hazardous waste	29,950.63
Verizon Wireless	cell phones/tablet access	1,749.09
Vermillion Ace Hardware	supplies	353.13
Vermillion Auto Works	repairs	725.00
Vermillion Chamber Of Commerce	3rd qtr B.I.D contribution	14,893.70
Vermillion Food Pantry	contribution	2,500.00
Vermillion Ford	parts	122.42
Vermillion Rotary Club	dues/meals	140.75
Vessco, Inc	supplies	67.36
Visa/First Bank & Trust	fuel/lodging/supplies	9,599.56
Wal-Mart Community	supplies	875.27
Walker Construction	concrete wall	5,916.00
Walt's Homestyle Foods, Inc	supplies	347.40
Wesco Distribution, Inc	supplies	2,100.12
Yamaha Golf & Utility	golf car lease	3,772.97

Yankton Fire & Safety	inspection	1,506.00
Yankton Janitorial Supply	supplies	130.40
Yankton Medical Clinic	employment exam	72.00
Zimco Supply Co	supplies	6,150.00
Zuercher Technologies LLC	maintenance	5,343.00
Michelle Tuohy	Bright Energy Rebate	425.00
Grigory Sereda	Bright Energy Rebate	36.00
Doug Martin	Bright Energy Rebate	175.00
Todd Halverson	Bright Energy Rebate	25.00

Alderman Price seconded the motion. Motion carried 8 to 0. Mayor Powell declared the motion adopted.

12. Consensus Agenda - None

13. Adjourn

340-15

Alderman Willson moved to adjourn the Council Meeting at 7:44 p.m. Alderman Erickson seconded the motion. Motion carried 8 to 0. Mayor Powell declared the motion adopted.

Dated at Vermillion, South Dakota this 2nd day of November, 2015.

THE GOVERNING BODY OF THE CITY  
OF VERMILLION, SOUTH DAKOTA

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

ATTEST:

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

Published once at the approximate cost of \_\_\_\_\_.

## *Council Agenda Memo*

**From:** Jose Dominguez, City Engineer

**Meeting:** November 16, 2015

**Subject:** Resolution Adopting a Resolution of Necessity for Sidewalk Repairs  
(Northeast Quadrant)

**Presenter:** Jose Dominguez

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

The new Sidewalk Inspection Program was first presented to the City Council in 2010 and comments and discussion helped create the program used today. The program divided the City into four quadrants with the northeast (north of Main Street and east of Dakota Street) quadrant being inspected in 2015. During City inspections, staff looks for a couple of deficiencies; trippers and surface conditions. In addition, sidewalk tiles were inspected more closely to verify that they were functioning as originally constructed. If the panels were found to be deficient, they were also marked for replacement.

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

The property owners will be given until June 30, 2016 to demonstrate they have the work under contract to be completed by the end of 2016. If the property owners do not demonstrate that they either have the work under contract or that the work has been completed, then the work will be completed by the City.

Following the completion of repairs completed by a City-hired contractor, the City Council will adopt a resolution approving the special assessment roll with any added

adjustments in the amounts. Some property owners have already responded to the notification mailing that they prefer to have the City hire the contractor and assess them for repairs.

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

Using 2015 prices, the cost for all of the repairs was estimated at \$60,695. In addition to the construction cost, an administration fee of either eight (8%) percent or \$50.00, whichever is greater, will be added to the project. The assessment would be placed on the tax rolls and the property owner given two years at ten (10%) percent interest to pay the cost. The owner has the option to pay the entire assessment before it's placed on the tax rolls without any interest accrual.

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

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

**BE IT HEREBY RESOLVED**, by the Governing Body of the City of Vermillion, South Dakota, at a regularly called meeting thereof, in the Council Chambers of said City Hall at 7:00 p.m. on the 16<sup>th</sup> day of November, 2015, that the necessity has arisen for sidewalk repairs along the parcels of land hereinafter named, viz:

VIOLATION ADDRESS	VIOLATION LEGAL DESCRIPTION	VIOLATION PARCEL NUMBER
447 N. PLUM	LOT D & E & S 20' OF E 280' OF LOT C, LOT 1 OF NE 1/4 SW 1/4 18-92-5~1 EXC PLUM ST MISC~	15880-09251-183-08
419 ADAMS	LOT 10 THRU 13 EXC S 33' OF LOT 10 BLK 2 REPLAT OF BLESSING	15080-00200-100-03
519 ADAMS	LOTS 7 & 8 BLK 2 REPLAT OF SAMMELSONS 2ND ADDN	15690-00200-080-00
520 PRENTIS	LOTS 1 & 2 BLK 2 REPLAT OF SAMMELSONS 2ND ADDN	15690-00200-020-00
502 PRENTIS	S 8' OF LOT 3 & N 44' OF LOT 4 BLK 2 REPLAT OF SAMMELSONS 2ND	15690-00200-040-00
438 PRENTIS	LOT 1 EXC S 13' OF 1 BLK 2 REPLAT OF BLESSING	15080-00200-010-00
422 PRENTIS	LOT 3 BLK 2 REPLAT OF BLESSING	15080-00200-030-00
416 PRENTIS	LOT 4 BLK 2 REPLAT OF BLESSING	15080-00200-040-00
410 PRENTIS	LOT 5 BLK 2 REPLAT OF BLESSING	15080-00200-050-00
918 MADISON	W 72' OF 8 & S 15' OF 9 BLK 2 REPLAT OF BLESSING	15080-00200-090-00
922 CLARK	E 50' OF LOT HM-1 SW 1/4 18-92-51 MISC	15880-09251-182-43
206 N. PLUM	LOTS 5, 6 & 7 BLK 9 BIGELOW'S UNIVERSITY	15060-00900-070-00
214 N. PLUM	LOTS 3 & 4 BLK 9 BIGELOW'S UNIVERSITY ADDN	15060-00900-040-00
701 E. CLARK	LOT 14 BLK 9 BIGELOW'S UNIVERSITY	15060-00900-140-00
323 N. PINE	LOT 17 & S 1/2 OF 18 BLK 10 BIGELOW'S UNIVERSITY	15060-01000-180-00
334 N. PLUM	LOT 3 & N 1/2 OF 4 BLK 10 BIGELOW'S UNIVERSITY ADDN	15060-01000-040-00
338 N. PLUM	LOTS 1 & 2 BLK 10 BIGELOW'S UNIVERSITY	15060-01000-020-00
326 N. PLUM	S 1/2 OF 4 & ALL OF 5 BLK 10 BIGELOW'S UNIVERSITY ADDN	15060-01000-050-00
320 N. PLUM	LOT 6 & N 1/2 OF LOT 7 BLK 10 BIGELOW'S UNIVERSITY	15060-01000-070-00
314 N. PLUM	S 1/2 OF 7 & ALL OF 8 BLK 10 BIGELOW'S UNIVERSITY	15060-01000-080-00
720 E. CLARK	E 1/2 OF 9 & 10 & 11 BLK 10 BIGELOW'S UNIVERSITY	15060-01000-110-03
430 N. PLUM	S 1/2 OF 4 & ALL OF 5 BLK 13 BIGELOW'S UNIVERSITY	15060-01300-050-00
423 N. PINE	LOT 18 & 19 BLK 13 BIGELOW'S UNIVERSITY	15060-01300-190-00
723 E. CHERRY	E 92' OF LOTS 1 & 2 BLK 16 BIGELOW'S UNIVERSITY W 203' OF LOTS A & B OF LOT 1 SW 1/4 18-92-51 EXC CHERRY & PLUM ST &~EXC S 2' OF N 35' OF W 42' OF LOT A GOV LOT 1 & EXC LOT H1 NE 1/4~SW 1/4 MISC~	15060-01600-020-00
801 E. CHERRY		15880-09251-183-02
825 E. CHERRY	LOT 1 BLK 1 EXC E 2' ARNOLD ADDN	15013-00100-010-00
929 E. CHERRY	E 100' OF LOT B-1 NE 1/4 SW 1/4 18-92-51 MISC	15880-09251-183-10
440 ADAMS	LOT 2 MICHELS	15440-00000-020-00
856 MADISON	LOT 3A MICHELS	15440-00000-030-00
403 N. PLUM	LOT L-1 IN NE 1/4 SW 1/4 MISC	15880-09251-183-19
407 N. PLUM	S 2' OF 5 & ALL OF 6 BLK 1 LARSONS	15380-00100-060-00
19 N. HARVARD	LOT 7 & S 1/2 OF LOT 8 BLK 62 BIGELOW'S ADDN	15050-06200-080-00
23 N. HARVARD	W 71' OF N 1/2 OF LOT 8 & W 71' OF LOT 9 BLK 62 BIGELOW'S ADDN	15050-06200-090-00
210 E. MAIN	LOT 5 BLK 61 BIGELOW'S ADDN	15050-06100-050-00
17 N. DAKOTA	W 107' OF LOT 8 & W 107' OF S 10' OF LOT 9 BLK 61 BIGELOW'S ADDN	15050-06100-090-03
222 N. YALE	LOTS 8 & 9 BLK 68 BIGELOW'S	15050-06800-090-00
110 N. YALE	LOT 12 BLK 65 BIGELOW'S ADDN	15050-06500-120-00
105 N. YALE	LOTS 1 & 2 BLK 64 BIGELOW'S	15050-06400-020-00
124 N. UNIVERSITY	E 120' OF LOTS 8 & 9 BLK 64 BIGELOW'S	15050-06400-090-00
114 N. UNIVERSITY	LOTS 10,11 & N 1/2 OF 12 BLK 64 BIGELOW'S	15050-06400-120-00

26 N. UNIVERSITY	E 165' OF 11 & E 165' OF N 37' OF LOT 12 BLK 63 BIGELOW'S	15050-06300-120-03
18 N. UNIVERSITY	E 165' OF S 10' OF 12 & E 170' OF LOT 13 BLK 63 BIGELOW'S	15050-06300-130-03
424 E. MAIN	LOT 1 & E 10' OF 2 BLK 63 BIGELOW'S ADDN	15050-06300-020-00
408 E. MAIN	LOT 5 & E 1/2 OF LOT 6 & W 1/2 VAC ALLEY BLK 63 BIGELOW'S ADDN	15050-06300-060-00
21 N. YALE	LOT 8 & S 12' OF LOT 9 & W 1/2 VAC ALLEY BLK 63 BIGELOW'S ADDN	15050-06300-090-00
204 N. UNIVERSITY	E 125' OF LOTS 13 & 14 BLK 69 BIGELOW'S	15050-06900-140-06
411 E. CLARK	LOT A REPLAT OF 6 & 7 BLK 69 BIGELOW'S	15050-06900-070-00
219 N. YALE	N 1/2 OF 4 & ALL OF 5 BLK 69 BIGELOW'S	15050-06900-050-00
209 N. YALE	LOT 3 & S 1/2 OF LOT 4 BLK 69 BIGELOW'S	15050-06900-040-00
201 N. YALE	W 100' OF 1 & 2 BLK 69 BIGELOW'S	15050-06900-020-00
412 E. CEDAR	W 50' OF LOTS 13 & 14 BLK 69 BIGELOW'S	15050-06900-140-00
520 E. MAIN	E 104' OF S 126' OF 1 BLK 1 BIGELOW'S UNIVERSITY AUD TRACT C OF LOT 2 SW 1/4 18-92-51 AUD TRACT BIGELOW'S	15060-00100-010-03
5 N. UNIVERSITY	UNIVERSITY	15070-09251-180-03
100 WILLOW	S 10' OF 6 & ALL OF 7 BLK 6 BIGELOW'S UNIVERSITY	15060-00600-070-00
110 WILLOW	S 1/2 OF 5 & N 34' OF 6 BLK 6 BIGELOW'S UNIVERSITY	15060-00600-060-00
124 WILLOW	LOTS 1 & 2 BLK 6 BIGELOW'S UNIVERSITY ADDN	15060-00600-020-00
206 WILLOW	LOT 6 BLK 7 BIGELOW'S UNIVERSITY	15060-00700-060-00
210 WILLOW	LOTS 4 & 5 BLK 7 BIGELOW'S UNIVERSITY	15060-00700-050-00
225 N. UNIVERSITY	W 86' OF LOTS 13 & 14 BLK 7 BIGELOW'S UNIVERSITY	15060-00700-140-00
217 N. UNIVERSITY	LOTS 11 & 12 BLK 7 BIGELOW'S UNIVERSITY	15060-00700-120-00
208 N. PINE	LOT 5 & N 1/2 OF 6 BLK 8 BIGELOW'S UNIVERSITY	15060-00800-060-00
222 N. PINE	LOTS 1, 2 & N 1/2 OF 3 BLK 8 BIGELOW'S UNIVERSITY	15060-00800-030-00
216 N. PINE	S 1/2 OF 3 & ALL OF LOT 4 BLK 8 BIGELOW'S UNIVERSITY	15060-00800-040-00
708 E. MAIN	LOT 7 & E 25' OF LOT 8 BLK 3 BIGELOW'S UNIVERSITY	15060-00300-080-00
20 N. PLUM	S 34' OF E 103' OF LOT 2 & ALL OF LOT 3 BLK 3 BIGELOW'S UNIVERSITY	15060-00300-030-00
102 N. PLUM	LOTS 6 & 7 BLK 4 BIGELOW'S UNIVERSITY	15060-00400-070-00
118 N. PLUM	LOTS 1, 2 & 3 BLK 4 BIGELOW'S UNIVERSITY	15060-00400-030-00
1317 MADISON	LOT 9A BLK 2 DAKOTA ADDN	15206-00200-090-00
1309 MADISON	LOT 8A BLK 2 DAKOTA ADDN	15206-00200-080-00
1301 MADISON	LOT 7A BLK 2 DAKOTA ADDN	15206-00200-070-00
1326 MADISON	LOT 13A BLK 1 DAKOTA ADDN	15206-00100-130-00
1321 ROOSEVELT	LOT 15 BLK 1 DAKOTA ADDN	15206-00100-150-00
1305 LINCOLN	LOT B BLK 2 OUELLETES ADDN	15540-00200-130-00
1115 LINCOLN	LOTS 12 THRU 19 BLK 2 OUELLETES	15540-00200-130-17
507 JEFFERSON	S 275' OF LOT 2-S NE 1/4 SW 1/4 18-92-51 MISC	15880-09251-183-29
1320 LINCOLN	LOT 15 BLK 1 OUELLETES	15540-00100-150-00
1326 LINCOLN	LOT 16 BLK 1 OUELLETES	15540-00100-160-00
612 N. NORBECK	S 90' OF E 173.2' OF LOT 17 BLK 1 OUELLETES	15540-00100-170-03
1325 E. CHERRY	E 173.2' OF LOT 17 BLK 1 EXC S 90' & EXC LOT H1 OUELLETES	15540-00100-170-02
1407 E. CHERRY	LOT 12 BLK 1 MEISENHOLDER EAST	15450-00100-120-00
427 PRENTIS	LOT 2 BLK 1 REPLAT OF BLESSING	15080-00100-020-00
503 PRENTIS	LOT 1 BLK 1 REPLAT OF SAMMELSONS 2ND	15690-00100-010-00
515 PRENTIS	LOT 3 BLK 1 REPLAT OF SAMMELSONS 2ND	15690-00100-030-00
1011 LINCOLN	LOT 3-S EXC S 144' NE 1/4 SW 1/4 18-92-51 MISC	15880-09251-183-35
506 JEFFERSON	S 144' OF LOT 3-S NE 1/4 SW 1/4 18-92-51 MISC	15880-09251-183-38
432 JEFFERSON	N 66.26' OF LOT 10 BLK 1 BRECHTELS	15100-00100-100-00
426 JEFFERSON	N 47' OF LOT 9 & S 19' OF LOT 10 BLK 1 BRECHTELS	15100-00100-100-02
420 JEFFERSON	N 33' OF LOT 8 & S 33' OF LOT 9 BLK 1 BRECHTELS	15100-00100-090-00
314 JEFFERSON	S 78' OF LOT 3 BLK 1 BRECHTELS	15100-00100-030-00
139 PRENTIS	LOT 2 BLK 1 SAMMELSONS	15680-00100-020-00
11 PRENTIS	S 1/2 OF LOT 4 & LOT 5 BLK 2 SAMMELSONS	15680-00200-050-00
954 E. MAIN	E 102' OF W 198' OF LOT HD-1 IN SE 1/4 SW 1/4 18-92-51 MISC	15880-09251-183-72

105 ANDERSON	LOT 4 BLK 2 POTTERS	15580-00200-040-00
1120 E. MAIN	LOT 1A BLK 1 POTTERS ADDN	15580-00100-010-00
1209 MADISON	LOT 6 BLK 2 DAKOTA ADDN	15206-00200-060-00
1117 MADISON	LOT 5 BLK 2 DAKOTA ADDN	15206-00200-050-00
333 JEFFERSON	LOT 4 BLK 2 DAKOTA ADDN	15206-00200-040-00
1106 E. CLARK	LOT 1 BLK 5 POTTERS	15580-00500-010-00
1116 E. CLARK	LOT 2 BLK 5 POTTERS	15580-00500-020-00
1202 E. CLARK	LOTS 3 & 4 BLK 5 POTTERS	15580-00500-030-00
1214 E. CLARK	LOT 5 BLK 5 POTTERS	15580-00500-050-00
1220 E. CLARK	LOT 6 BLK 5 POTTERS	15580-00500-060-00
1322 E. CLARK	LOT 1 BLK 2 MEHLHAF ADDN	15435-00200-010-00
928 E. CHERRY	E 20' OF LOT A & W 75' OF LOT B OF GOVT LOT 1 NW 1/4 18-92-51 MISC~	15880-09251-182-20
713 N. PLUM	URUP TRACT A OF LOT 2 GOV'T LOT 1 SE 1/4 NW 1/4 18-92-51 MISC	15880-09251-182-01
1110 E. CHERRY	LOT 2A FIRST DAKOTA ADDN	15291-00000-020-00
1122 E. CHERRY	W 150' OF LOT 1 W 1/2 SW 1/4 NE 1/4 18-92-51 MISC	15880-09251-181-11
720 N. UNIVERSITY	BLK 1 URUPS UNIVERSITY ADDN	15790-00100-000-00
440 E. CHERRY	E 81.3' OF S 213' OF SE 1/4 NE 1/4 13-92-52 MISC	15880-09252-131-26
320 E. CHERRY	LOTS T-1, W-1, W-2 & W-3 IN NE 1/4 EXC LOT H1 13-92-52 MISC	15880-09252-131-08
202 E. CHERRY	LOT 13 EXC LOT H1 & H2 MCKELLARS	15430-00000-130-00
833 E. DUKE	URUP TRACT C OF LOT 2 OF GOV'T LOT 1 SE 1/4 NW 1/4 18-92-51 MISC	15880-09251-182-05
833 E. DUKE	URUP TRACT C OF LOT 2 OF GOV'T LOT 1 SE 1/4 NW 1/4 18-92-51 MISC	15880-09251-182-05
911 E. DUKE	LOT 2 BLK 1 EXC N 56' OF E 95.5 OF LOT 2 & EXC W 8' OF S 99.7' OF LO~T 2 SUMMERSET~	15750-00100-020-00
911 E. DUKE	LOT 2 BLK 1 EXC N 56' OF E 95.5 OF LOT 2 & EXC W 8' OF S 99.7' OF LO~T 2 SUMMERSET~	15750-00100-020-00
816 JEFFERSON	N 56' OF E 95.5 OF LOT 2 BLK 1 SUMMERSET	15750-00100-020-05
816 E. CLARK	LOTS SL-1 & SL-2 SW 1/4 18-92-51 MISC	15880-09251-183-20

In the City of Vermillion, South Dakota, all as mentioned in a Resolution of Necessity adopted by the Governing Body on the 19<sup>th</sup> day of October, 2015 was approved and that the Engineer shall proceed with the work in the manner provided by law.

**BE IT FURTHER RESOLVED**, that the property owner shall, at their own expense, repair the sidewalk according to the specifications filed in the office of the City Engineer. The repairs must be under contract by the 30<sup>th</sup> day of June 2016 for completion by December 31, 2016.

Dated at Vermillion, South Dakota this 16<sup>th</sup> day of November, 2015.

THE GOVERNING BODY OF THE CITY  
OF VERMILLION, SOUTH DAKOTA

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

ATTEST:

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

## *Council Agenda Memo*

**From:** Jim Goblirsch, Park and Recreation Director

**Meeting:** November 16, 2015

**Subject:** Second reading of Ordinance 1333 amending Chapter 90, Trees, Plants, and Shrubs, Section 90.75 and adding Section 90.86.

**Presenter:** Jim Goblirsch

**Background:** In May 2014 after several months of review and discussion, the City Council approved second reading of Ordinance 1313. The Tree Board had developed the proposal and recommended approval to the City Council. Ordinance 1313 rewrote several sections of Chapter 90 dealing with trees, plants and shrubs of City Code. This section is often referred to as the tree ordinance.

**Discussion:** While recently reviewing Section 90, it became apparent that the changes adopted in 2014 prevented plantings from taking place in the public right-of-way in the downtown area. Preventing plantings downtown was not the intent of the tree ordinance revision. City staff looked at a couple ways to approach the issue. Ultimately, the suggestion was to revise Section 90.75 – Distance from Curb and Sidewalk and add section 90.86 to allow the City Tree specialist to interpret and, if in the best interest of the community, make exceptions based on certain circumstances. There was some confusion with respect to the distance in Section 90.75 at the November 2<sup>nd</sup> meeting. The document presented to the City Council referenced a 7-foot right of way. Based on staff comments and recommendation at the meeting, the Council revised Section 90.75 of proposed Ordinance 1333 to reference a 5-foot right-of-way. Since the last City Council meeting, staff has reviewed this matter and would request maintaining the 7-foot curb-to-sidewalk distance, which is currently in Section 90.75.

Depending on the type of tree and surrounding features, a tree could be planted in a narrow boulevard. Section 90.86 permits the Tree Specialist to reduce or extend the minimum width if circumstances warrant, based on policies identified in the tree manual. Staff feels that this ordinance will allow flexibility to look at some special circumstances, while at the same time outlining a solid policy of tree planting, care and maintenance. The City Council approved first reading of Ordinance 1333 at the November 2<sup>nd</sup> meeting.

**Financial Consideration:** None other than the cost of publication.

**Conclusion/Recommendations:** Administration recommends approval of Ordinance 1333 to modify the tree ordinance to clarify the right-of-way area between the curb and sidewalk for planting a tree, and allow the City Tree Specialist to make exceptions when necessary. A roll call vote is required for the second reading of an ordinance.

ORDINANCE 1333

AN ORDINANCE AMENDING TITLE IX GENERAL REGULATIONS CHAPTER 90 TREES, PLANTS AND SHRUBS SECTION 90.75, DISTANCE FROM CURB AND SIDEWALK, AND ADDING SECTION 90.86, INTERPRETATION, EXCEPTIONS, OF THE REVISED ORDINANCES OF THE CITY OF VERMILLION, SOUTH DAKOTA.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF VERMILLION, SOUTH DAKOTA that Title IX, Chapter 90 be amended as follows:

§ 90.75 DISTANCE FROM CURB AND SIDEWALK.

In general, No tree shall be planted in a ~~parking-right of way~~ where the distance between the curb and sidewalk is less than seven (7) feet.

§ 90.86 INTERPRETATION; EXCEPTIONS.

The City Tree Specialist or designated official may interpret and if necessary make exception to these regulations if in the interest of the public.

Dated at Vermillion, South Dakota this 16<sup>th</sup> day of November, 2015.

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: November 2, 2015  
Second Reading: November 16, 2015  
Publish: November 21, 2015  
Effective Date: December 7, 2015

## *Council Agenda Memo*

**From:** John Prescott, City Manager

**Meeting:** November 16, 2015

**Subject:** Appointments to Business Improvement District #1 Board

**Presenter:** Mayor Jack Powell

**Background:** By State Statute, the Mayor with the approval of the governing body is charged with appointing members of a Business Improvement District Board.

9-55-5. Appointment of business improvement board--Designation of boundaries of district--Duties of board--Proposal of more than one district as part of same development plan. The mayor shall, with the approval of the governing body, appoint a business improvement board consisting of property owners, residents, business operators or users of space within the business area to be improved. The governing body shall, by resolution, designate the boundaries of the business area prior to the time of the appointment of the board. The board shall make recommendations to the governing body for the establishment of a plan or plans for improvements in the business area. If the improvements to be included in one business area offer benefits that cannot be equitably assessed together under this chapter, more than one business improvement district as part of the same development plan for that business area may be proposed. The board may make recommendations to the municipality as to the use of any revenue collected pursuant to § 9-55-2.

The City Council on September 16, 2013 adopted a resolution establishing that the Board of Directors for Business Improvement District #1 would be comprised of five people. The terms of office are for three years. With the initial appointment of a Board in 2013, two people were appointed to a one-year term expiring in 2014, two people were appointed to a two-year term expiring in 2015, and one person to be appointed to a three-year term expiring in 2016.

**Discussion:** The current members of the BID Board and term expiration year are: Dan Kenton (2017), Jim Peterson (2017), Amy Christensen (2015), David Herbster (2015), and Joe Eckert (2016). Mike Carlson serves as the City's ex-officio member and Nate Welch serves as the VCDC's ex-officio member.

**Financial Consideration:** Per the by-laws, the members of the BID Board are not compensated for their service.

**Conclusion/Recommendations:** Administration recommends appointing David Herbster and Amy Christensen to full three year terms on the BID #1 Board.

## *Council Agenda Memo*

**From:** Mike Carlson

**Meeting:** November 16, 2015

**Subject:** Resolution relating to the issuance of refunding certificates of participation  
- City Hall certificates of participation

**Presenter:** Mike Carlson

**Background:** In 2007 the City Council issued \$4,475,000 of Certificates of Participation in a Lease-Purchase Agreement to finance the building of city hall. The certificates interest rate ranged from 3.7% to 4.4% with maturity in December 2026. There was a call provision on the certificates that can be exercised anytime after December 15, 2017.

**Discussion:** Tom Grimmond with Dougherty & Company, LLC presented information at the November 2<sup>nd</sup> noon meeting on projected savings by advance refunding of the 2007 Certificates. Tom stated the advance refunding projections would issue \$2,700,000 of new certificates that will be held in escrow to pay the outstanding principal on the original certificates at the call date of December 15, 2017 of \$2,565,000, the interest on the refunding certificates until the call date net of interest earned and costs if issuance for new certificates. Tom reported the new certificates are estimated to have an interest rate of 1.25% to 2.65% and would mature on December 2026 like the original issue. Tom stated the lower interest rate is projected to save \$137,550 over the remaining nine years of the issue life or just over \$15,000 per year. Tom stated the net present value of these savings is \$116,844.

At the November 2<sup>nd</sup> evening meeting the City Council approved a resolution to authorize staff to work with Dorsey & Whitney, LLP, as bond counsel, and Dougherty & Company, LLC to prepare the necessary resolution to move forward with the advance refunding of the city hall certificates of participation. The resolution included in the packet was prepared by Dorsey & Whitney, LLP which will authorize the advance refunding of the 2007 certificates of participation as well as the first amendment to the lease purchase and first supplement to the trust agreement all dealing with the city hall certificates.

**Financial Consideration:** The current cost will be the publication of the resolution. Twenty (20) days after publication the city can move forward with the documents necessary for the advance refunding, first amendment to the lease purchase agreement

and supplement to the trust agreement.

**Conclusion/Recommendations:** Administration recommends approval of the Resolution relating to the issuance of refunding certificates of participation - City Hall certificates of participation.

RESOLUTION RELATING TO THE ISSUANCE OF  
REFUNDING CERTIFICATES OF PARTICIPATION;  
AUTHORIZING THE EXECUTION AND DELIVERY OF A  
FIRST AMENDMENT TO LEASE-PURCHASE AGREEMENT  
AND FIRST SUPPLEMENTAL DECLARATION OF TRUST  
AND APPROVING AND AUTHORIZING EXECUTION OF  
RELATED DOCUMENTS

BE IT RESOLVED by the City Council of the City of Vermillion, South Dakota (the City), as follows:

Section 1. Recitals and Authorization.

1.01. The City is a political subdivision of the State of South Dakota and a body corporate and politic. Under the laws of the State of South Dakota, the City is possessed of all powers which are necessary, requisite or proper for the government and administration of its local and municipal matters, and all rights and powers that now or hereafter may be granted to municipalities by the laws of the State of South Dakota.

1.02. The City is authorized by Chapter 10-52, South Dakota Codified Laws (the Act) to levy a “non-ad valorem tax” (as defined by the Act) on the sale, use, storage and consumption of items taxed under Sections 10-45 and 10-46, South Dakota Codified Laws, subject to certain exceptions; and the City has adopted and enacted Chapter 34 , Title III, Vermillion Code of Ordinances (the Ordinance) pursuant to the Act imposing the sales taxes authorized by the Act within the City (the Sales Tax).

1.03. The City is authorized by South Dakota Codified Laws, Chapters 9-12, 9-38 and 9-40, as amended, to acquire real and personal property by lease or purchase that the governing body finds it is necessary and appropriate to carry out its governmental and proprietary functions.

1.04. The City has previously entered into a Ground Lease and Easement Agreement with The First National Bank of Sioux Falls, South Dakota (the Trustee), dated as of September 15, 2007 (the Ground Lease), whereby the Trustee acquired certain interests in real property (the Land) from the City and the Trustee has leased its interest in the Land and has leased and agreed to sell the Facilities (as hereafter defined) acquired, renovated, constructed and equipped thereon to the City pursuant to a Lease-Purchase Agreement, dated as of September 15, 2007 (the Original Lease).

1.05. The Trustee has executed and delivered a Declaration of Trust, dated as of September 15, 2007 (the Original Trust Agreement), joined in by the City, pursuant to which the Trustee has (i) issued Certificates of Participation in the lease payments to be made by the City under the Original Lease (the Series 2007 Certificates) for the purpose of financing the construction and equipping of improvements on the Land, consisting of a new city hall (the Facilities) described in the Lease (as hereinafter defined).

1.06. The City has determined it to be advantageous to refinance the lease payments payable under the Original Lease by refunding in advance of maturity the Series 2007

Certificates maturing in years 2021 and later (the Refunded Certificates), currently outstanding in the aggregate principal amount of \$2,565,000, in an advance crossover refunding (the Refunding).

1.07. The City and the Trustee, acting in the capacity of escrow agent (the Escrow Agent), will execute and deliver an escrow agreement, to be dated as of the date of closing (the Escrow Agreement), under which the Escrow Agent will receive, hold and disburse that portion of the proceeds of the Series 2015 Certificates, as hereinafter defined, to be used for payment of the interest on the Series 2015 Certificates through and including December 15, 2017 (the Crossover Date) and principal of the Refunded Certificates on the Crossover Date.

1.08. The City will accomplish the Refunding by entering into a First Amendment to Lease-Purchase Agreement (the First Amendment to Lease, together with the Original Lease, the Lease) and a First Supplemental Declaration of Trust (the First Supplemental Trust Agreement, together with the Original Trust Agreement, the Trust Agreement) with the Trustee, pursuant to which the Trustee will issue Certificates of Participation, Series 2015 (the Series 2015 Certificates) in the Lease and the payments to be made by the City thereunder. The Series 2015 Certificates shall be issued in the principal amount not to exceed the sum of (i) the amount necessary to refund the Series 2007 Certificates, (ii) an amount necessary to pay the costs of issuance of the Series 2015 Certificates, including underwriter's discount and (iii) original issue discount (not to exceed 2% of the principal amount of the Series 2015 Certificates) on the Series 2015 Certificates.

1.09. The City has determined that the issuance of Series 2015 Certificates complies with the terms and conditions for the issuance of refunding Obligations set forth in Section 11.2 of the Original Lease.

## Section 2. Approvals.

2.01. Authorization and Approval of the Documents. The financing described above is found to be favorable and is hereby approved. The Mayor and Finance Officer are authorized to approve the execution and delivery of the First Amendment to Lease and the Series 2015 Certificates, in a principal amount not to exceed the amount determined in Section 1.08, the Series 2015 Certificates to be dated as of the date of delivery, to bear interest at an average yield not to exceed 2.72% and to mature no later than December 15, 2026. The Mayor and Finance Officer are directed to enter into a purchase agreement (the Certificate Purchase Agreement) with Dougherty & Company LLC (the Underwriter) whereby the Underwriter will agree to purchase the Series 2015 Certificates; the execution of the Certificate Purchase Agreement by the Mayor and Finance Officer shall be conclusive evidence of their approval of the principal amount, purchase price, interest rates and other terms set forth therein. The Mayor, Finance Officer and City Attorney are authorized to approve the final forms of the First Amendment to Lease, the First Supplemental Trust Agreement, the Certificate Purchase Agreement, the Escrow Agreement and the Official Statement by which the Underwriter will offer the Series 2015 Certificates for sale to the public (collectively, the Documents) and the Mayor and Finance Officer are directed to execute the Documents. Copies of all Documents shall be delivered, filed and recorded as provided therein. The Mayor, Finance Officer and City Attorney are also authorized and directed to execute such other instruments as may be required to give effect to the

transactions herein contemplated. The City will cooperate in the issuance of the Series 2015 Certificates and the Mayor, Finance Officer and the City Attorney shall execute such other instruments as are necessary to the issuance of the Series 2015 Certificates.

2.02. Appointment of Bond Counsel. The law firm of Dorsey & Whitney LLP, Minneapolis, Minnesota, is hereby appointed as bond counsel and disclosure counsel with respect to the issuance of the Series 2015 Certificates.

2.03. Additional Obligations. The City acknowledges that the Lease will contain provisions limiting the City's ability to issue or incur Additional Obligations (as defined in the Lease) while the Lease is in force and the Series 2007 Certificates, the Series 2015 Certificates and any additional certificates prepared and delivered by the Trustee pursuant to the Trust Agreement (the Certificates) are Outstanding. The City will not approve or participate in the issuance of any Additional Obligations unless the conditions set forth in the Lease for issuance of Additional Obligations have been satisfied.

2.04. Reserve Account. The Reserve Account has previously been established as a separate account within the Trust Fund (as defined in the Trust Agreement). If the balance on hand in the Lease Payment Account (as defined in the Trust Agreement) is not sufficient to pay principal and interest on the Series 2007 Certificates, Series 2015 Certificates and any additional parity certificates payable therefrom, the Trustee shall transfer from the Reserve Account to the Lease Payment Account an amount equal to such deficiency. Moneys credited to the Reserve Account may be used only for the payment of principal of and interest on the outstanding Certificates and shall be used only in the event that there are insufficient moneys on hand to meet such principal and interest payments promptly when due. The interest from any investment of the Reserve Account shall be transferred from time to time to the Lease Payment Account, provided that no transfer of investment income shall be made from the Reserve Account at any time when the balance therein is less than the Reserve Requirement. Such investments shall be subject to the limitations of South Dakota law.

2.05. Pledged Revenues. So long as the Lease is in effect, the amount of Sales Tax received in excess of the first 1% (the Pledged Revenues) are (subject to any subsequent pledge to Additional Obligations) expected to be applied to Lease Payments.

Section 3. Modifications, Absence of Officers. The approval hereby given to the Documents includes an approval of such additional details therein as may be necessary and appropriate and such modifications thereto, deletions therefrom and additions thereto as may be necessary and appropriate and approved by the City Attorney prior to the execution of the Documents. The execution of any instrument by the appropriate officer or officers of the City herein authorized shall be conclusive evidence of the approval of such documents in accordance with the terms hereof. In the absence of the Mayor or the Finance Officer, any of the Documents authorized by this resolution to be executed may be executed by such officers as, in the opinion of the City Attorney, may execute documents in their stead, including the acting Mayor, City Manager or acting Finance Officer.

Section 4. Payment of Lease Payments. The City will pay to the Trustee promptly when due, all of the Lease Payments (as defined in the Lease) and other amounts required by the

Lease. To provide moneys to make such payments, the City will include in its annual budget, for each fiscal year during the term of the Lease, moneys sufficient to pay and for the purpose of paying all Lease Payments and other amounts payable under the Lease, and will take all other actions necessary to provide moneys for the payment of the obligations of the City under the Lease from sources of the City lawfully available for this purpose. The agreements of the City in this section are subject to the provisions for termination set forth in the Lease, which shall provide that the Lease will be subject to termination by the City, without penalty, at the end of any fiscal year of the City, if the City Council notifies the Trustee, not later than July 1 of that fiscal year that it will not budget or appropriate money for the payment of the City's obligations under the Lease for the succeeding fiscal year.

#### Section 5. Tax and Arbitrage Matters.

5.01. Covenant. The City covenants and agrees with the owners from time to time of the Series 2015 Certificates, that it will not take, or permit to be taken by any of its officers, employees or agents, any action which would cause the interest component of the Lease Payment to become subject to taxation under the Internal Revenue Code of 1986, as amended (the Code) and any regulations issued thereunder (the Treasury Regulations), in effect at the time of such action, and that it will take, or it will cause its officers, employees or agents to take, all affirmative actions within its powers which may be necessary to insure that the interest component of the Lease Payment will not become subject to taxation under the Code and the Treasury Regulations, as presently existing or as hereafter amended and made applicable to the Series 2015 Certificates. The City represents and covenants that the City is or will be the owner of the Facilities and uses them for its municipal functions. So long as the Series 2015 Certificates are outstanding, the City will not enter into any lease, use agreement or other contract or agreement respecting the Facilities which would cause the Lease or the Series 2015 Certificates to be considered "private activity bonds" or "private loan bonds" pursuant to the provisions of Section 141 of the Code.

5.02. Arbitrage Certification. The Mayor and Finance Officer being the officers of the City charged with the responsibility for issuing the Series 2015 Certificates pursuant to this resolution, are authorized and directed to execute and deliver to the Purchaser a certificate in accordance with the provisions of Section 148 of the Code, and Section 1.148-2(b) of the Treasury Regulations, stating the facts, estimates and circumstances in existence on the date of issue and delivery of the Series 2015 Certificates which make it reasonable to expect that the proceeds of the Certificates will not be used in a manner that would cause the Lease and the Series 2015 Certificates to be arbitrage bonds within the meaning of the Code and Treasury Regulations.

5.03. Arbitrage Rebate Exemption. (a) It is hereby found that the City has general taxing powers, that no Certificate is a "private activity bond" within the meaning of Section 141 of the Code, that 95% or more of the net proceeds of the Series 2015 Certificates are to be used for local governmental activities of the City, and that the aggregate face amount of all tax-exempt obligations (other than private activity bonds) issued by the City and all subordinate entities thereof during the year 2015 is not reasonably expected to exceed \$5,000,000. Therefore, pursuant to Section 148(f)(4)(D) of the Code, the City shall not be required to comply with the arbitrage rebate requirements of paragraphs (2) and (3) of Section 148(f) of the Code.

(b) Notwithstanding the provisions of paragraph (a) of this Section 5.03, if the arbitrage rebate provisions of Section 148(f) of the Code apply to the Series 2015 Certificates, the City hereby covenants and agrees to make the determinations, retain records and rebate to the United States the amounts at the times and in the manner required by said Section 148(f) and applicable Regulations.

Section 6. Continuing Disclosure. The City acknowledges that the Series 2015 Certificates are subject to the continuing disclosure requirements of Rule 15c2-12 promulgated by the Securities and Exchange Commission under the Securities Exchange Act of 1934 (17 C.F.R. § 240.15c2-12) (as in effect and interpreted from time to time, the “Rule”). The Rule governs the obligations of certain underwriters to require that issuers of municipal obligations enter into agreements for the benefit of the holders of the obligations to provide continuing disclosure with respect to the obligations. To provide for the public availability of certain information relating to the Series 2015 Certificates and the security therefor and to permit participating underwriters in the primary offering of the Series 2015 Certificates to comply with the Rule, which will enhance the marketability of the Series 2015 Certificates, the Mayor and the Finance Officer are hereby authorized and directed to execute a Continuing Disclosure Undertaking, by which the City agrees to provide such information, either directly or through a disclosure agent, and the City hereby covenants and agrees to observe and perform the covenants and agreements contained therein, unless amended or terminated in accordance with the provisions thereof, for the benefit of the registered owners or beneficial owners from time to time of the Outstanding Certificates as therein provided.

Section 7. Qualified Tax-Exempt Obligations. The City hereby designates the Series 2015 Certificates as “qualified tax-exempt obligations” for purposes of Section 265(b)(3) of the Code relating to the disallowance of interest expense for financial institutions, and hereby finds that the reasonably anticipated amount of qualified tax-exempt obligations (within the meaning of Section 265(b)(3) of the Code) which will be issued by the City and all subordinate entities during calendar year 2015 does not exceed \$10,000,000.

Section 8. Redemption of Series 2007 Certificates. The Finance Officer is hereby authorized and directed forthwith to call, or to cause the Escrow Agent to call, for redemption on the Crossover Date all Refunded Certificates. Notice of redemption of the Refunded Certificates shall be given in accordance with the terms of the Trust Agreement.

Section 9. Amendment. This resolution may be amended from time to time, prior to the issuance of the Series 2015 Certificates, by an administrative resolution adopted by this Council.

Adopted this 16<sup>th</sup> day of November, 2015.

THE GOVERNING BODY OF THE CITY  
OF VERMILLION, SOUTH DAKOTA

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

ATTEST:

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

Adopted: November 16, 2015.  
Published: November 21, 2015.  
Effective Date: December 11, 2015.

CERTIFICATE

The undersigned, being the duly qualified and acting Finance Officer of the City of Vermillion, South Dakota, hereby certifies that the above resolution is a true and correct copy of the resolution as adopted by the City Council on November 16, 2015.

WITNESS my hand officially as such Finance Officer and seal this \_\_\_\_ day of November, 2015.

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Finance Officer

(SEAL)

CITY OF VERMILLION  
 INVOICES PAYABLE-NOVEMBER 16, 2015

1 BROADCASTER PRESS	ADVERTISING	391.50
2 BUREAU OF ADMINISTRATION	LONG DISTANCE	251.00
3 CENTURYLINK	TELEPHONE	1,494.51
4 CITY OF VERMILLION	LANDFILL VOUCHERS	300.00
5 CLAY RURAL WATER SYSTEM	WATER USAGE	58.50
6 CLAY-UNION ELECTRIC CORP	ELECTRICITY	1,572.12
7 CLERK OF COURTS	REFUND PARKING TICKET	45.00
8 DAKOTA ROCK FARMS	WASTEWATER SLUDGE HAULING	14,546.86
9 DEPT OF ENVIRONMENT & NATURAL RESOURCES	LOAN PAYMENTS	66,031.47
10 DEPT. ENVIRONMENT NATL RES	LANDFILL OPERATIONS FEE	3,248.49
11 GRAHAM TIRE CO.	TIRES	518.76
12 GREGG PETERS	MANAGERS FEE	6,000.00
13 INDEPENDENCE WASTE	WASTE HAULING-EXTRA PICKUPS	31.50
14 JOHN C. PRESCOTT	TRAVEL REIMBURSEMENTS	144.00
15 LOREN FISCHER DISPOSAL	HAUL CARDBOARD	210.00
16 MIDAMERICAN	GAS USAGE	915.18
17 MIDCONTINENT COMMUNICATION	INTERNET/CABLE SERVICE	118.68
18 NORIDIAN	REFUND AMBULANCE OVERPAYMENT	100.00
19 REPUBLIC NATIONAL DISTRIBUTING	MERCHANDISE	26,020.52
20 RESERVE ACCOUNT	POSTAGE FOR METER	950.00
21 SD DEPT OF REVENUE	TRANSPORTER LICENSE	25.00
22 STERN OIL CO.	FUEL	13,174.27
23 THE EQUALIZER	ADVERTISING	1,598.31
24 UNITED PARCEL SERVICE	SHIPPING	45.91
25 US POSTMASTER	POSTAGE FOR UTILITY BILLS	1,100.00
26 VERMILLION TAEKWONDO	ONLINE REGISTRATION	160.61
27 KALINS INDOOR COMFORT	BRIGHT ENERGY REBATE	500.00
28 TROY GREGOIRE	BRIGHT ENERGY REBATE	3,570.00
29 MASABA	BRIGHT ENERGY REBATE	683.59
	GRAND TOTAL	\$143,805.78