



Special Meeting Agenda

City Council

12:00 p.m. (noon) Special Meeting
Monday, June 20, 2016
Large Conference Room – City Hall
25 Center Street
Vermillion, South Dakota 57069

1. **Roll Call**
2. **Informational Item – Discussion of Rental Housing Re-inspection proposal – Farrel Christensen and Shannon Draper.**
3. **Briefing on the June 20, 2016 City Council Regular Meeting** - 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, June 20, 2016
City Council Chambers
25 Center Street
Vermillion, South Dakota 57069

1. Roll Call

2. Pledge of Allegiance

3. Minutes

- a. June 6, 2016 Special Meeting, June 6, 2016 Regular Meeting, June 13, 2016 Special Meeting.

4. Adoption of the Agenda

5. Visitors To Be Heard

6. Public Hearings

- a. Special permit to exceed permissible sound levels by no more than 50% for the Vermillion Fire & EMS Department at Barstow Park on July 4, 2016 from 3:00 p.m. to 10 p.m.
- b. First reading of Ordinance 1343 – Amending Title XV Land Usage, Chapter 155 modifying Applicable Standards for the Permitted Use of an electrical substation and adding a provision to the landscaping standards required for electrical substations.

7. Old Business

8. New Business

- a. First reading of Ordinance 1344 - Amending Appendix A, 2012 Joint Zoning Regulations for Clay County and the City of Vermillion, Chapter 2, Section 2.03(A) Zoning Map, by including certain real property in the Aquifer Protection Overlay Zone A – Aquifer Critical Impact Zones.
- b. Request to close N. Plum Street, from E. Cherry Street to SD Highway 50, on Friday, August 19, 2016 from 5:00 a.m. to 4:00 p.m. for USD's Move-In Day.
- c. Request to close Rose Street, from Coyote Village to the Dakota Dome, on Friday, August 19, 2016 from 5:00 a.m. to 4:00 p.m. for USD's Move-In Day.
- d. Vermillion Housing Authority member appointment.
- e. Authorization to prepay a portion of the 2015 Special Assessment Bond Series B.
- f. Request from Vermillion Chamber of Commerce and Development Company for funding to support 2016 South Dakota High School All-Star Football game.
- g. Request to amend BID #1 Budget to support VCDC Sports Authority Committee.

9. Bid Openings

- a. Burbank Road Storm Drainage Improvements.
- b. Miscellaneous Concrete Projects.

10. City Manager's Report

11. Invoices Payable

12. Consensus Agenda

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
June 6, 2016
Monday 12:00 noon

The special session of the City Council, City of Vermillion, South Dakota was held on Monday, June 6, 2016 at 12:00 noon at the City Hall large conference room.

1. Roll Call

Present: Collier-Wise, Erickson, Holland, Clarene Meins, Price, Willson, Mayor Powell

Absent: Holly Meins, Ward

2. Informational Item - DENR Secretary's Award for Drinking Excellence - Tom Kruse.

Mayor Powell read a letter received from the DENR recognizing the City Water Department for 15 years of supplying safe drinking water to the citizens. Mayor Powell presented the DENR Secretary's Award to Tom Kruse on behalf of the water department as well as for each of the water department operators.

3. Informational Item - Police Department Community Service Award - Matt Betzen.

Matt Betzen, Police Chief, presented the Community Service Award to Officer Ben Nelson for the ALICE Training he has provided to over 250 citizens in the community. Mayor Powell on behalf of the City congratulated Officer Nelson.

4. Educational Item - South Dakota Sculpture Trail project - Larry Schou.

Larry Schou reported that Sculpture Walk Sioux Falls has proposed expanding the program to the South Dakota Sculpture Trail project and that the State of South Dakota has agreed to assist with funding. Larry reviewed the program proposed for the South Dakota Sculpture Trail project that consists of advertising and promotion in addition to web site and social media to promote the sculptures across the state. Larry stated the state sees this as arts economic development with the supporting communities seeing the tourism dollars spent locally. Larry stated that he is requesting \$3,000 to match the \$2,000 from the VCDC to provide \$5,000 from Vermillion. Discussion followed with Larry answering questions from the City Council. The consensus of the City Council was to include \$3,000 for the South Dakota Sculpture Trail

project for 2016 from the BBB sales tax fund for approval at the June 20 Council meeting with the list of bills and to amend the 2016 budget for the expenditure.

5. Educational Item - Sanitary Sewer System studies - Shane Griese.

Shane Griese, Utility Manager, reported on the sanitary lift station studies completed for Tom Street and Prentis Street this past year noting the need to have a study completed on the remainder of the lift stations in the city. Shane stated that this review could be completed in three phases with Phase I being the study and reports on the remaining lift stations at a total cost of \$35,000. Shane stated Phase II would include modeling the collection system serving each of the lift stations to determine the capacity of each at a total cost of \$50,000. Shane noted that Phase III would include the modeling of Phase I & II to determine the future ability of each lift station and the sewer mains to manage the capacity of additional users for each lift station. Shane noted that the funds budgeted for improvements to main lift II in the 2016 budget were not all needed and as such requested the reallocation of the remaining funds to fund Phase I for 2016. Shane explained the benefits of each phase of the study to the system as a whole and answered questions from City Council on the proposal. The consensus of the City Council was to allow the reallocation of the funds for the sewer system lift station study.

6. Briefing on the June 6, 2016 City Council Regular Meeting agenda.

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

7. Adjourn

166-16

Alderman Erickson moved to adjourn the Council special session at 12:49 p.m. Alderman Holland seconded the motion. Motion carried 7 to 0. Mayor Powell declared the motion adopted.

Dated at Vermillion, South Dakota this 6th day of June, 2016.

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
June 6, 2016
Monday 7:00 p.m.

The regular session of the City Council, City of Vermillion, South Dakota was called to order on June 6, 2016 at 7:00 p.m. by Mayor Powell.

1. Roll Call

Present: Collier-Wise, Erickson (arrived 7:06), Holland, Clarene Meins, Holly Meins, Price, Ward, Willson, Mayor Powell, Student Representative Ireland

2. Pledge of Allegiance

3. Minutes

A. Minutes of May 16, 2016 Special Meeting, May 16, 2016 Regular Meeting

167-16

Alderman Willson moved approval of the May 16, 2016 Special Meeting and May 16, 2016 Regular Meeting minutes. Alderman Collier-Wise seconded the motion. Motion carried 8 to 0. Mayor Powell declared the motion adopted.

4. Adoption of Agenda

168-16

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

5. Visitors to be Heard - None

6. Public Hearings

A. Special permit to exceed permissible sound levels for Vermillion Area Chamber of Commerce and Development Company for "Thursdays on the Platz" live music from 5:30 p.m. to 8:00 p.m. on or about July 21, August 4, August 18, and September 1, 2016 with rain dates of July 28, August 11, August 25 and September 8, 2016 on Ratingen Platz and the half block of Market Street south of W. Main Street.

Mike Carlson, Finance Officer, reported that an application was received for a special permit to exceed permissible sound levels by no more than 50% for the Thursdays on the Platz events scheduled July 21, August 4, August 18, and September 1, 2016 with rain dates of July 28, August 11, August 25 and September 8, 2016 from 5:30 p.m. to 8:00 p.m. on the Ratingen Platz at the corner of Market and Main Streets and the half block of Market Street south of W. Main Street. Mike noted that the notice of hearing and application are included in the packet. Elijah Bonde, representing the VCDC, noted the event brings a group of people to downtown and offered to answer any questions.

169-16

Alderman Collier-Wise moved approval of the special permit to exceed permissible sound levels by no more than 50% for the Thursdays on the Platz events on July 21, August 4, August 18, and September 1, 2016 with rain dates of July 28, August 11, August 25 and September 8, 2016 from 5:30 p.m. to 8:00 p.m. on the Ratingen Platz. Alderman Willson seconded the motion. Motion carried 8 to 0. Mayor Powell declared the motion adopted.

Alderman Erickson arrived at 7:06.

B. Special daily malt beverage and wine license for the Vermillion Area Chamber of Commerce and Development Company, Inc. for "Thursdays on the Platz" events on or about July 21, August 4, August 18, and September 1 with rain dates of July 28, August 11, August 25 and September 8, 2016 on Ratingen Platz and the half block of Market Street south of W. Main Street.

Mike Carlson, Finance Officer, reported that an application for a special daily malt beverage and wine license was received from the Vermillion Area Chamber and Development Company for the Thursdays on the Platz events on or about July 21, August 4, August 18, and September 1 with rain dates of July 28, August 11, August 25 and September 8, 2016 from 5:30 p.m. to 8:00 p.m. at Ratingen Platz and adjoining portion of Market Street. Mike stated that the notice of hearing and the report of the Police Chief are included in the packet. The VCDC has provided the City with a certificate of insurance and the release and indemnification for the events. Mike noted that the events will be similar to previous years. The location is on the Ratingen Platz and the abutting portion of Market Street and, if approved, should include the use of the Ratingen Platz. The street closing request is later on the agenda.

170-16

Alderman Willson moved approval of the special daily malt beverage and wine license for the Vermillion Area Chamber of Commerce and

Development Company on or about July 21, August 4, August 18, and September 1 with rain dates of July 28, August 11, August 25 and September 8, 2016 from 5:30 p.m. to 8:00 p.m. on Ratingen Platz and adjoining portion of Market Street including the use of the Ratingen Platz for the events. Alderman Collier-Wise seconded the motion. Motion carried 9 to 0. Mayor Powell declared the motion adopted.

7. Old Business

A. Chip Seal bids.

Jose Dominguez, City Engineer, reported that as the bids were considerably higher than last year staff requested the bids be tabled at the June 6 Council meeting to allow time to work with the low bidder to determine the reason. Jose stated that due to bids already accepted, the contractor's schedule was full with projects that were several hours away increasing the mobilization costs. Jose reported the low bidder agreed to reduce the base bid to \$68,328.72 and the alternate to \$10,890.36 with the completion date being extended but will not conflict with public school. Jose reviewed the budget for chip seal noting that to include the additional streets will require a budget adjustment. Discussion followed.

Bids: TOPKOTE, Inc. 1. 39,762 sy, \$1.73/sy \$68,788.26; 2. mobilization \$6,500.00, 3. traffic control \$500.00, total; \$75,788.26 4. add alternate 6,981 sy, \$2.25/sy \$15,707.25; total with alternate \$91,495.51; The Road Guy Construction Co. 1. 39,762 sy, \$1.75/sy \$69,583.50, 2. mobilization \$5,000.00, 3. traffic control \$2,000.00, total; \$76,583.50 4. add alternate 6,981 sy \$1.75/sy \$12,216.75; total with alternate \$88,800.25; TOPKOTE, Inc. negotiated price 1. 39,762 sy, \$1.56 sy \$62,028.72; 2. mobilization \$5,850.00, 3. traffic control \$450.00, total; \$68,328.72 4. add alternate 6,981 sy, \$1.56/sy \$10,890.36; total with alternate \$79,219.08

171-16

Alderman Collier-Wise moved approval of the low negotiated bid from TOPKOTE, Inc including the add alternate for a total of \$79,219.08 for chip seals. Alderman Willson seconded the motion. Motion carried 9 to 0. Mayor Powell declared the motion adopted.

8. New Business

A. Request to close Market Street from W. Main Street south to the east/west alley located between W. Main Street and Kidder Street from 5:30 p.m. to 8:00 p.m. on July 21, August 4, August 18, and September 1, 2016 with rain dates of July 28, August 11, August 25 and September 8, 2016 for the "Thursdays on the Platz" events.

Derek Chancellor, City Manager Intern, indicated that, with the earlier items on the agenda, the Thursdays on the Platz group are again planning to hold several events in downtown Vermillion on the Platz. This summer's events are scheduled for July 21, August 4, August 18, and September 1, 2016 with rain dates of July 28, August 11, August 25 and September 8, 2016. Derek stated the events will host local and regional musical entertainment. Derek stated the group will utilize Ratingen Platz at the corner of W. Main and Market Streets for the events. Derek noted that due to the number of anticipated attendees, a street closure request has again been submitted for Market Street from W. Main Street to the East/West alley between Main Street and Kidder Street. Derek stated the closing is from 5:30 p.m. to 8:00 p.m. Discussion followed.

172-16

Alderman Erickson moved approval of the street closing request for Market Street from W. Main Street to the East/West alley between Main Street and Kidder Street on July 21, August 4, August 18, and September 1, 2016 with rain dates of July 28, August 11, August 25 and September 8, 2016 from 5:30 p.m. to 8:00 p.m., for the "Thursdays on the Platz" events. Alderman Willson seconded the motion. Motion carried 9 to 0. Mayor Powell declared the motion adopted.

B. Agreement with Clay Union Electric for cost of electrical conversion at the airport.

Shane Griese, Utility Manager, reported the City Council approved annexation of the airport property into City limits on February 16, 2016. Shane stated state law gives municipalities the right to provide utility services to annexed properties within a year of the annexation and the City Council approved a Notice of Intent to Purchase Service Territory, which was sent to Clay-Union Electric. Shane stated since the February meeting City staff has worked closely with Clay-Union Electric staff to come up with an agreement to transfer service territory, including the purchase of electrical distribution properties and lost revenue payments. Shane stated the transfer of service date has been set for June 30, 2016. Shane reported the cost to purchase the Clay-Union distribution properties is \$6,361.98. Shane noted that in addition to the purchase of the electric service area, the City will also be responsible for paying annual lost revenue fees in the amount of 25% of all sales for a period of seven years for all existing properties. Shane reported there will also be lost revenue fees for any new property that is served within the annexed property during an 11-year period. Shane stated all of the lost revenue charges are based on the City's electric rate at the time of transfer. Shane recommended approval of the agreement to transfer electric service territory.

Discussion followed with Chris Larson, General Manager for Clay Union, reporting on the number of customers and estimated total billing.

173-16

Alderman Willson moved approval of the Agreement to Transfer Service Territory with Clay Union Electric Cooperative for the airport property at the terms stated above. Alderman Collier-Wise seconded the motion. Motion carried 9 to 0. Mayor Powell declared the motion adopted.

C. Fireworks public display permit for the Vermillion Chamber of Commerce and Development Company for July 4, 2016 events.

Mike Carlson, Finance Officer, reported that a fireworks public display permit was received for the Vermillion Chamber of Commerce and Development Company for a 4th of July event. Mike stated that the Vermillion Chamber of Commerce and Development Company is requesting City Council approval for a fireworks display to be held on Monday, July 4, 2016. Mike noted the display is planned to begin at about 10:00 p.m. and would be discharged from the field east of Polaris and north of Bower Street. Tom Taylor and James Taylor will be conducting the show. Mike stated that a copy of the permit application, site plan and diagram are included in the packet. Mike noted that the Fire Chief has reviewed and approved the permit location.

174-16

Alderman Collier-Wise moved approval of the fireworks public display permit for the Vermillion Chamber of Commerce and Development Company, 4th of July event at about 10:00 p.m. from the field east of Polaris and north of Bower Street. Alderman Willson seconded the motion. Motion carried 9 to 0. Mayor Powell declared the motion adopted.

D. Resolution maintaining financial position for Joint Powers with Yankton single stream recycling proposal.

John Prescott, City Manager, reported the cities of Vermillion and Yankton along with the counties of Clay and Yankton entered into a Joint Powers agreement in 1994. John noted the Joint Powers agreement provides for the operation of the Vermillion landfill and recycling center as well as the transfer station in Yankton. John stated that each governmental unit collects revenues and pays bills and the overall costs and expenses are shared. John stated there is a formula to calculate the transfer of funds to Vermillion on an annual basis as there are typically more expenses than revenues on the Vermillion side of the operation. John stated that both communities offer curbside recycling programs that are outside the Joint Powers operation. John noted that Vermillion started curbside collection in 2009 and that Yankton had been collecting curbside prior to that. John stated that

the Yankton City Manager reported some Yankton officials have expressed an interest in moving to a single-stream recycling program for their community. John stated that neither community has the staff, equipment or physical space to sort all of the material produced via a single-stream collection in order to sell the resulting product. John stated the concern of some Joint Powers members has been the potential impact on revenue. John stated that Yankton has not presented a specific plan to Joint Powers at this point in time as to the impact to Joint Powers of converting to single-stream. John noted that Joint Powers recycling expenses have exceeded revenues for most years over the last decade. John stated that any additional decrease in revenue to Joint Powers due to receiving little to no income from comingled recyclables needs to be offset by a reduction in costs as the overall financial position of Joint Powers is not strong. John stated the Yankton City Manager has indicated that the Yankton City Commission doesn't want a conversion to single-stream recycling to negatively impact the bottom line of the Joint Powers operation. John stated that the attached resolution is proposed stating that the City of Vermillion is not taking a position on the possible implementation of single-stream recycling in Yankton but stressing that maintaining the financial health of Joint Powers is important. Discussion followed on the impact to the combined Joint Powers operation of the loss of revenues from the sale of recyclable materials and if there will be an offsetting savings in expenses. Bob Iverson, Solid Waste Director, answered questions on the recycling operations in Vermillion and total tonnages recycled. Discussion followed noting the need to maintain the local recycling center and that there should not be any negative financial impact on the Joint Powers from the switch to single-stream by Yankton.

175-16

Alderman Collier-Wise moved approval of the Resolution Maintaining Financial Position in the Joint Powers with City of Yankton Single-Stream Recycling Proposal. Alderman Holland seconded the motion. Motion carried 9 to 0. Mayor Powell declared the motion adopted.

E. Set a special meeting date to canvass city election results.

Mike Carlson, Finance Officer, reported that State law requires the canvass of the election results by the Governing Body within seven days of the election. Mike noted that there is not a regular scheduled meeting during these seven days so a special meeting date and time will need to be set. The County will be canvassing the primary results on June 9th and Mike noted he will be attending Finance Officers School on Thursday and Friday thus a special meeting will need to be set for sometime on Monday June 13. Discussion followed.

176-16

Alderman Willson moved approval of calling a special meeting on June 13, 2016 at noon to canvass the June 7 City election results. Alderman Erickson seconded the motion. Motion carried 9 to 0. Mayor Powell declared the motion adopted.

F. Resolution Amending Resolution Authorizing the Purchase of a Toro Turf Sprayer.

Jose Dominguez, City Engineer, reported on March 7, 2016 the City Council approved a resolution to purchase a 2016 Toro Multipro 1750 turf sprayer from Midwest Turf & Irrigation for \$31,334 based upon National Joint Purchasing Agency bid with the City of Tucson. Jose stated that the 2005 turf sprayer was planned to be declared surplus and sold. Jose noted in talking with Midwest Turf & Irrigation about selling the 2005 turf sprayer they stated they would be willing to accept the sprayer on trade with a value of \$4,000. Jose stated that an amended resolution has been prepared for the purchase of the new turf sprayer for \$31,334 less the trade in of the 2005 turf sprayer for \$4,000 for a net purchase of \$27,334. Discussion followed.

177-16

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

RESOLUTION AMENDING THE RESOLUTION
AUTHORIZING THE PURCHASE OF
A GOLF COURSE TURF SPRAYER

WHEREAS, Midwest Turf & Irrigation is willing to take the City's 2005 Toro MultiPro 1200 turf sprayer as a trade-in on the City's purchase of the 2016 Toro MultiPro 1750 turf sprayer; and

WHEREAS, Midwest Turf & Irrigation will be deducting \$4,000 from the price of the 2016 Toro MultiPro 1750 turf sprayer listed on the resolution approved on March 7, 2016 lowering the net purchase price to \$27,334.

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of the City of Vermillion, that the City Finance Officer is hereby authorized to purchase a new 2016 Toro MultiPro 1750 turf sprayer from Midwest Turf & Irrigation of Omaha, Nebraska at \$31,334 and under the same terms as the City of Tucson, Arizona and that the City Council authorizes the trade-in of the 2005 Toro MultiPro 1200 turf sprayer for the above stated price.

Dated at Vermillion, South Dakota this 6th day of June, 2016.

THE GOVERNING BODY OF THE
CITY OF VERMILLION, SOUTH DAKOTA

By _____
John E. (Jack) Powell, Mayor

ATTEST:

By _____
Michael D. Carlson, Finance Officer

The motion was seconded by Alderman Collier-Wise. Discussion followed and the question of the adoption of the Resolution was presented for a vote of the Governing Body. 9 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. Bliss Pointe park playground equipment.

Jose Dominguez, City Engineer, reported that bids were opened on May 24 for playground equipment for Bliss Pointe Park. Jose stated that two bids were received with the low bid from Crouch Recreation of Omaha, Nebraska of \$58,471.24. The second bid was \$71,474.00. Jose stated the contract completion date is August 20, 2016. Discussion followed.

178-16

Alderman Ward moved approval of the low bid of Crouch recreation of Omaha, Nebraska of \$58,471.24 for the Bliss Pointe playground equipment. Alderman Willson seconded the motion. Motion carried 9 to 0. Mayor Powell declared the motion adopted.

B. Fuel Quotes.

Mike Carlson, Finance Officer, read the monthly fuel quotes and recommended the low quote of Stern Oil on items 1, 2 & 4 and Brunick's Service on item 3.

Item 1 - 4,350 gal unleaded 10% ethanol: Stern Oil \$1.9908, Brunick's Service \$2.01; Item 2 - 1,000 gal unleaded gasoline - regular: Stern Oil \$2.3223, Brunick's Service \$2.37; Item 3 - 3,000 gal Diesel fuel dyed: Stern Oil \$1.7091, Brunick's Service \$1.70; Item 4 - 1,000 gal diesel fuel-clear: Stern Oil \$2.0056, Brunick's Service \$2.03.

179-16

Alderman Price moved approval of the low quote of Stern Oil items 1, 2 & 4 and Brunick's Service on item 3. Alderman Ward seconded the motion. Motion carried 9 to 0. Mayor Powell declared the motion adopted.

10. City Manager's Report

a) John reported the Prentis Park pool is open as weather permits through July 31.

b) John reported that free tire disposal for Vermillion and Clay County residents (excluding businesses) is currently available at the landfill during normal business hours. John noted the program is being funded by a grant from the State to control the mosquito population. The free tire disposal may be ending in the next two weeks.

c) John reported that there is a term expiring on the Vermillion Housing Authority Board. John stated the terms of office are five years. John stated that Expressions of Interest forms are due by Friday, June 17th at noon as it is anticipated that the City Council will make an appointment at the June 20th meeting.

d) John reported that mosquito spraying will take place beginning Monday, June 13 and end on Friday, June 17. John stated that spraying takes place from 9:00 p.m. to 1:00 a.m. if weather permits. John asked if property owners would like the spraying not to take place as the equipment passes their property to please contact City Hall at 677-7050. John stated that the internal areas of Prentis and Lions Park will be sprayed on Wednesday, June 8 after 9:00 p.m. if weather permits.

e) John reminded citizens that E. Main Street will be closed between Plum Street and Sycamore on Thursday, June 9; Friday, June 10 and Saturday, June 11 from 7:00 p.m. to approximately 9:30 p.m. and on Sunday, June 12 from 4:00 p.m. to approximately 6:30 p.m. John stated the closings are for the Shakespeare Festival productions at Prentis Park. John stated that barricades will be staffed so that emergency vehicles can reach the hospital as needed.

f) John reported that the City Election is combined with the Primary Election with City of Vermillion registered voters voting at the National Guard Armory on Princeton Street with polls open from 7:00 a.m. to 7:00 p.m.

PAYROLL ADDITIONS AND CHANGES

Recreation: Cami Brenner \$8.75/hr; Delaney Clark \$8.75/hr; Shannon Fitzsimmons \$9.00/hr; Brittany Jessen \$8.75/hr; Joe Mazour \$8.75/hr; Connor Singhisen \$8.75/hr; Pool: Anna Hackener \$9.00/hr; Maria

Callegari \$9.00/hr; Dawn Bergeson \$12.50/hr; Victoria Callegari \$8.75/hr; Courtney Johnson \$9.75/hr; Ashley Mazankowski \$8.75/hr; Parks: Morgan Halverson \$8.75/hr; Audry Miiller \$8.75/hr; Tyler Williamson \$16.02/hr; Library: Wendy Nilson \$26.87/hr; Communications: Mary Ayala \$15.50/hr; Liv West \$21.73/hr; Wastewater: Rob Pickens \$19.17/hr; Landfill: Ryan Brunick \$10.00/hr; Curbside Recycling: Calle Anglin \$16.61/hr

11. Invoices Payable

180-16

Alderman Willson moved approval of the following invoices:

University Cleaners	tuxedo rentals/repairs	176.75
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Alderman Price seconded the motion. Alderman Clarene Meins requested to abstain. Motion carried 8 to 0. Mayor Powell declared the motion adopted.

181-16

Alderman Willson moved approval of the following invoices:

A-Ox Welding Supply Co	bulk co2	1,182.87
Advanced Weighing Systems	annual support	1,595.00
American Ramp Company	repairs	1,257.42
Appeara	supplies	54.56
Aramark Uniform Services	uniform cleaning	278.25
Argus Leader Media #1085	subscription	25.00
Arrow International, Inc	supplies	1,595.95
Avera Healthplans	refund ambulance payment	780.30
B&D Diamond Pro, Inc	clay bricks	662.00
Baker & Taylor Books	books	622.05
Banner Associates, Inc	professional services	5,985.50
Beacon Athletics	supplies	385.00
Bernan	books	94.00
Betsy Mortinsen	refund rec fees	30.00
Bhs Marketing, LLC	soda ash	6,822.86
Bierschbach Eqpt & Supply	supplies	144.50
Bill Brown	mowing	240.00
Blackstone Audio Inc	books	197.99
Bound Tree Medical, LLC	supplies	1,257.13
Broadcaster Press	advertising	126.00
BSN Sports Inc	supplies	1,056.28
Butler Machinery Co.	parts	256.80
Campbell Supply	supplies	2,374.77
Cask & Cork	merchandise	1,445.83

Century Business Products	copier contract/copies	217.57
Centurylink	telephone	743.82
Certified Laboratories	supplies	145.42
Chad Passick	meals reimbursement	52.00
Chesterman Co	merchandise	1,041.16
City Of Vermillion	postage/copies	1,288.43
City Of Vermillion	utility bills	36,314.20
Class C Solutions Group	supplies	260.04
Clay County Ems Assoc.	CPR cards	90.00
Coffee King, Inc	supplies	62.75
Colonial Life Acc Ins.	insurance	3,106.27
CorTrust Bank	TIF #6 interest payment	6,062.00
Crystal Brady	meals reimbursement	75.00
Culligan Water	repairs	559.00
Cummins Central Power, LLC	parts	122.25
Custom Conveyor Corp.	repairs	3,150.10
D-P Tools	supplies	226.04
Dakota Beverage	merchandise	8,204.20
Dakota Hospital Foundation	TIF #6 interest payment	6,062.00
Dakota Pc Warehouse	repairs	408.89
Dakota Riggers & Tool Supply	tools	64.55
Dakota Rock Farms	hauling	15,600.00
Danko Emergency Equipment	supplies	384.23
Deadperfect	merchandise	157.75
Delta Dental Plan	insurance	6,275.94
Demco	supplies	544.24
Dennis Martens	maintenance	833.34
Dept Of Revenue	testing	150.00
Dept. Environment Natl Res	drinking fee water	4,250.00
Diamond Vogel Paints	paint	2,040.25
Division Of Motor Vehicle	title/plates	21.20
Dust Tex	entry mats	80.00
E.A Sween Company	supplies	210.31
Earthgrains Baking Co's Inc	supplies	144.99
Echo Electric Supply	supplies	3,417.75
Electronic Engineering	supplies	544.00
Elite Electric, Inc	install wire	357.59
Elliott Equipment Co	supplies	132.29
Embroidery & Screen Works	t-shirts/embroidery	274.00
Emergency Services Marketing	subscription	800.00
Eric Birkeland	safety boots reimb	100.00
Farmer Brothers Co.	supplies	113.80
Fastenal Company	supplies	104.42

Fedex.	shipping	23.51
Filbertec	filters	501.59
First Bank & Trust	TIF #6 interest payment	6,062.00
First Dakota National Bank	TIF #6 interest payment	6,062.00
Foreman Media	council mtgs	100.00
Fred Balleweg	safety glasses reimb	150.00
Gale	books	226.37
Gina Forster	refund rec lessons	10.00
Global Dist.	merchandise	1,991.00
Graham Tire Co.	tires	1,854.40
Grainger	parts	85.15
Graymont Capital Inc	chemicals	7,997.78
Gregg Peters	freight	1,315.20
Gregg Peters	rent	937.50
Guarantee Oil Co Inc	supplies	122.11
Hach Co	parts	1,409.53
Hartington Tree LLC	tree	600.00
Hauff Mid-America Sports	supplies	149.95
Hauger Lawn Service	mowing	52.00
HD Supply Waterworks	supplies	500.98
Helmets R Us Inc.	helmets	401.90
Helms & Associates	airport improvements	17,988.02
Herren-Schempp Building	supplies	337.50
Hillyard Floor Care Supply	supplies	366.94
Hy Vee Food Store	supplies	261.86
Hydrotex	supplies	360.61
Independence Waste	waste hauling/toilet rent	1,559.70
Ingram	books	2,830.77
Insurance Benefits Inc.	airport insurance	1,322.00
Interstate Power Systems	repairs	324.00
Iowa Association Of Munis	advertising	70.00
J & L Harley-Davidson	repairs	131.91
Jacks Uniform & Eqpt	uniform shirts/pants	620.75
James Conway	safety boots reimb	100.00
Janitor's Closet, Ltd	supplies	262.78
Jarell Dillman	refund rec lessons	30.00
Jeri Engelking	refund duplicate payment	10.60
Jerry's Chevrolet Buick Gm	repairs	74.15
Jessica Newman	tuition reimbursement	1,951.50
John A Conkling Dist.	merchandise	1,840.90
Johnson Brothers Of SD	merchandise	10,785.17
Johnson Controls	service agreement	1,562.90
Jones Food Center	supplies	1,517.23

Karsten Mfg Corp	merchandise	1,677.24
Lawson Products Inc	supplies	416.02
Laynes World	community service award	57.56
Leggette, Brashears & Graham	professional services	6,937.79
Leisure Lawn Care	inspection/application	70.00
Lessman Elec. Supply Co	parts	480.00
Life-Assist, Inc	supplies	111.80
Locators And Supplies, Inc	supplies	637.95
Longs Propane Inc	propane	60.00
M.J Dalsin Co Of SD, Inc	roof repairs	27,036.00
Mainland Engraving LLC	ribbons	90.20
Malloy Electric	parts	4,284.30
Marks Machinery	parts	73.86
Mart Auto Body	towing	1,610.00
Matheson Tri-Gas, Inc	supplies	512.38
Matthew Betzen	tuition reimbursement	975.00
McCulloch Law Office	professional services	2,124.46
Mead Lumber	supplies	248.99
Medico Life & Health Insurance	insurance	461.07
Menards	supplies	35.43
Metropolitan Compounds, Inc	supplies	495.66
Michelle Koller	mileage reimbursement	10.58
Micro Marketing LLC	books	39.99
Mid-American Research Chem	supplies	538.22
Midwest Alarm Co	alarm monitoring	66.00
Midwest Building Maintenance	mat svc	474.90
Midwest Ready Mix & Equip.	rock	334.40
Midwest Turf & Irrigation	parts	794.73
Missouri River Energy Service	supplies	1,812.04
Missouri Valley Maintenance	repairs	444.65
Mobotrex Mobility & Traffic	repairs	141.88
Monty Munkvold	safety boots reimb	100.00
Moore Welding & Mfg	supplies	40.00
Motion Picture Licensing C	license renewal	173.07
Movie Licensing USA	compliance site license	369.00
NCL Of Wisconsin, Inc	supplies	757.12
Netsys+	professional services	2,657.50
New York Life	insurance	84.02
Nike Inc	merchandise	84.96
Northeast Nebraska News Co	advertising	93.12
Northwest Concrete Cutting	repairs	673.47
O'Reilly Auto Parts	parts	114.53
Office Of Rural Health/Ems	license fee	12.00

Office Systems Co	copier contract	776.60
Okoboji Wines-SD	merchandise	1,535.52
Olson Sod Farms	sod	193.75
Paul Conway Shields	supplies	54.49
Pauls Plumbing	repairs	86.27
PCC, Inc	commission	2,175.67
Penworthy Company	books	332.83
PGA Of America	membership dues	1,088.00
Potomac Aviation Technology	monitoring fees	500.00
Prairie Berry Winery	merchandise	720.00
Precision Lawn Care	mowing	628.13
Pressing Matters	supplies	276.00
Presto-X-Company	inspection/treatment	96.11
Print Source	supplies	773.00
Pump N Pak	fuel	62.96
Qt Pod	service agreement	995.00
Queen City Wholesale	merchandise	825.63
Quill	supplies	351.33
Racom Corporation	maintenance	447.85
Recorded Books, Inc	books	297.00
Recovery Systems Co, Inc	parts	2,736.86
Regent Book Co.	books	16.06
Reinhart Foodservice, LLC	supplies	1,547.32
Republic National Dist.	merchandise	7,374.51
Resco	supplies	59,309.00
Ricchio Inc.	pool contract	22,500.00
Richard Gregory	water heater rebate	150.00
Rob Pickens	meals reimbursement	96.00
Robin Hower	registration reimb	70.00
Rosewood Greenhouse	plants	151.47
Sabrina Schnack	safety boots reimb	100.00
Sanford Health Occupational	testing	25.00
Sanford Health Plan	participation fees	60.00
SD Public Assurance Alliance	property coverage	51,954.07
SD Retirement System	contributions	49,439.34
SEH, Inc	professional services	1,394.85
Servall Towel & Linen	shop towels	16.80
Shi International Corp.	office pro-plus	329.85
Sioux City Foundry Co	supplies	121.31
Sioux Falls Two Way Radio	parts	265.88
Siouxland Forklift, Ltd	parts	410.78
Siouxland Magazine	subscription	13.95
Siouxland Scale Service	repairs	795.61

Skarshaug Testing Lab.	repairs	1,683.52
Sooland Bobcat	repairs	26.69
South Dakota Open	bronze sponsorship	500.00
Southern Wine & Spirits	merchandise	1,772.88
Standard Ready Mix Concrete	supplies	237.32
Steffen	parts	2,032.64
Stern Oil Co.	aviation fuel	7,445.20
Stewart Oil-Tire Co	repairs	137.80
Still 173 LLC	merchandise	177.00
Strachan Sales, Inc	repairs	253.00
Strawbale Winery	merchandise	540.00
Stuart C. Irby Co.	supplies	7,745.40
Sturdevants Auto Parts	parts	890.37
T And R Electric	repairs	230.00
Taste Of Home Books	subscription	10.00
The Boulder Company	supplies	17.85
The Equalizer	advertising	892.00
Thompson Signs LLC	repairs	16.00
Tim Taggart	safety boots reimb	100.00
Titleist Drawer Cs	merchandise	638.37
Todds Electric Service	wire	265.20
Traf-O-Teria System, Inc	parking tickets	449.05
Tri County Propane Inc	propane	1,544.41
True Value	supplies	253.62
Turner Plumbing	repairs	4,638.00
Twin City Hardware	repairs	642.43
Ultramax	supplies	583.49
United Laboratories	chemicals	1,500.00
United Parcel Service	shipping	26.84
United Way	contributions	557.70
USA Bluebook	parts	248.91
USD Foundation Office	TIF #6 interest payment	6,062.00
Vast Broadband	e911 circuit/internet	1,415.45
Verizon Wireless	cell phones	1,666.27
Vermeer High Plains	supplies	608.16
Vermillion Ace Hardware	supplies	1,758.10
Vermillion Area Arts Council	online registration	187.92
Vermillion Chamber Of Commerce	4th of July celebration	3,500.00
Vermillion Community Theatre	online registration	706.08
Vermillion Ford	ford truck	27,918.00
Visa/First Bank & Trust	fuel/lodging/supplies	7,093.65
Wahltek	maintenance contract	2,330.00
Wal-Mart Community	supplies	1,457.65

Walker Construction	concrete pad	504.90
Walt's Homestyle Foods, Inc	supplies	228.80
Welfl Construction Co	pool contract	31,545.00
Wesco Distribution, Inc	supplies	1,213.00
Willson Florist	blooming plant	32.00
Yankton Daily Press & Dakota	advertising	181.27
Yankton Fire & Safety	extinguisher recharge	32.50
Yankton Janitorial Supply	supplies	196.95
Yankton Medical Clinic	testing	120.00
Zimco Supply Co	chemicals	2,784.00
Gerald Yutrzenka	Bright Energy Rebate	18.00
Marsha Martinson	Bright Energy Rebate	525.00
Susan Santo	Bright Energy Rebate	500.00
Doug Standley	Bright Energy Rebate	500.00
Kalins Indoor Comfort	Bright Energy Rebate	300.00

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

12. Consensus Agenda

A. Set a public hearing date of June 20, 2016 for a special permit to exceed permissible sound levels by no more than 50% for the Vermillion Fire & EMS Department at Barstow Park on July 4th from 3:00 p.m. to 10:00 p.m.

182-16

Alderman Price moved approval of the consensus agenda. Alderman Collier-Wise seconded the motion. Motion carried 9 to 0. Mayor Powell declared the motion adopted.

13. Adjourn

183-16

Alderman Ward moved to adjourn the Council Meeting at 7:45 p.m. Alderman Price seconded the motion. Motion carried 9 to 0. Mayor Powell declared the motion adopted.

Dated at Vermillion, South Dakota this 6th day of June, 2016.

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 _____.

Unapproved Minutes
Council Special Session
June 13, 2016
Monday 12:00 noon

The special session of the City Council, City of Vermillion, South Dakota was held on Monday, June 13, 2016 at 12:00 noon at the City Hall large conference room.

1. Roll Call

Present: Collier-Wise, Erickson, Holland, Clarene Meins, Mayor Powell

Absent: Holly Meins, Price, Ward, Willson

2. Pledge of Allegiance

3. Adoption of Agenda

184-16

Alderman Erickson moved approval of the agenda. Alderman Holland seconded the motion. Motion carried 5 to 0. Mayor Powell declared the motion adopted.

4. New Business

A. Canvass of June 7, 2016 Municipal Election Results

Mike Carlson, Finance Officer, stated that the duties of the Canvassing Board are to open the returns from each precinct, which are found in the poll book, determine that the returns are genuine and not forged, tabulate the returns from the precincts, declare the results and make an abstract of the results that is to be signed. Mike reported that the County Commission has canvassed the results for the primary election so the poll book envelopes have been opened, but were again sealed. Mike handed out the tabulation board results for each precinct to compare with the totals from the poll book. Mike noted that there were no provisional ballots in any of the City wards. The Mayor and City Council examined the poll books along with election results for each ward. Discussion followed.

185-16

Alderman Erickson moved approval of the official election results from the June 7th election as follows:

CITY OF VERMILLION
OFFICIAL CANVASS SHEET
JUNE 7, 2016 - MUNICIPAL ELECTION

	Central Ward	Northwest Ward	Southeast Ward	Total
Central Ward				
Kelsey Collier-Wise	185			185
Marty Gilbertson	96			96
Northwest Ward				
J. Howard Willson		140		140
Brian Humphrey		188		188
Southeast Ward				
Steve Ward			385	385
Wesley Christensen			234	234

STATE OF SOUTH DAKOTA)
COUNTY OF CLAY)

We, the undersigned, appointed as the Board of Canvassers because of our position on the governing body in the jurisdiction of the City of Vermillion for the municipal election held on the 7th day of June, 2016, hereby certify that the foregoing is a true abstract of the votes cast in the City of Vermillion at the election as shown by the returns certified to the person in charge of the election.

The Council members signed the election results and Alderman Clarene Meins seconded the motion. Motion carried 5 to 0. Mayor Powell declared the motion adopted.

5. Adjourn

186-16
Alderman Holland moved to adjourn the Council Meeting at 12:15 p.m. Alderman Collier-Wise seconded the motion. Motion carried 5 to 0. Mayor Powell declared the motion adopted.

Dated at Vermillion, South Dakota this 13th day of June, 2016.

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: Mike Carlson, Finance Officer

Meeting: June 20, 2016

Subject: Special Permit to exceed permissible sound levels by no more than 50% for the Vermillion Fire Department for a band as part of “Community Day in the Park” in Barstow Park on July 4, 2016 from 3:00 p.m. to 10:00 p.m.

Presenter: Mike Carlson

Background: The Vermillion Fire Department has applied for a special permit to exceed allowable noise levels for a band as part of their “Community Day in the Park” event in Barstow Park on July 4, 2016 from 3:00 p.m. to 10:00 p.m. The “Community Day in the Park” event is open to the public and will have activities, with a family theme, scheduled to start at 4:00 and end before the fireworks. The band will be set up in the northwest portion of Barstow Park facing north away from residential property. A copy of the application, a map of the area, and notice of hearing are attached.

The city noise ordinance is as follows:

Sec. 90.01. Noises prohibited.

(A)General prohibitions: In addition to the specific prohibitions outlined below, it shall be unlawful for any person to make, continue, or cause to be made or continued any loud or unusual noise so as to disturb the peace of the public, any neighborhood, any business operation, family, lawful assembly of persons, or any person by committing any act or acts of disturbance within the limits of the City of Vermillion.

(B)The following acts are declared to be in violation of this chapter.

- 1) Sound equipment prohibited: Except for emergency vehicles, it shall be unlawful for any person to operate or cause to be operated upon the streets or public places in the city a sound truck or car with sound amplification equipment in operation. “Sound truck” as used herein means any vehicle having thereon or attached thereto any sound amplification equipment. “Sound amplification equipment” as used herein means any machine or device for the amplification of the human voice, music or other sound, but shall not include radio or warning devices on vehicles used for traffic warning or control purposes.
- 2) Stereos, radios, television sets, musical instruments and similar devices:
 - a. Using, operating or permitting the use or operation of any stereo, radio, musical instrument, television, phonograph, drum or other machine or device for the production or reproduction of sound, except as provided for in paragraph (1) above, in such a manner as to violate this section or cause a noise disturbance.

6. Public Hearing; item a

- b. The operating of any such device between the hours of 11:00 p.m. and 7:00 a.m. the following day in such a manner as to be plainly audible at the property boundary of the source or plainly audible at fifty (50) feet from such device when operated within a vehicle parked on a public right-of-way or when operated from within a private residence.
- 3) Maximum permissible sound levels: It shall be unlawful for any person to operate or permit the operation of any stationary source of sound in such a manner as to create a sound pressure level during any ten-minute measurement period which exceeds the limits set forth for the following receiving land use districts when measured at the boundary or at any point within the property affected by the noise. Sound level measurements shall be made at a distance of fifty (50) feet from source with a sound level meter of type 2 or better, using the “A” weighting scale, in accordance with standards promulgated by the American National Standards Institute.

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

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

Discussion: The “Community Day in the Park” event is being sponsored by the Vermillion Fire Department to encourage the community to gather for family activities in Barstow Park on the 4th of July before the fireworks display.

The City Council will need to determine, at the public hearing, if it is in a suitable location with appropriate facilities, during the allowable time, and if the applicant can

demonstrate the event is of public benefit. Other questions for the City Council to consider for a public gathering when a noise permit is sought are: the availability of restroom facilities, clean up of the area, and disposal of waste. City staff is not aware of any noise related problems with this event held in Barstow Park last year.

Financial Consideration: The special permit fee is \$25.

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

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

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

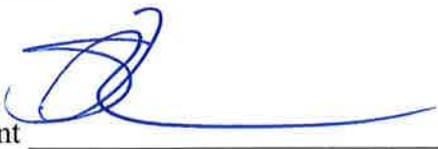
Organization Requesting Vermillion Fire EMS
Contact Person Shannon Draper Phone 675-9637
E-Mail Address richardd@cityofvermillion.com
Contact Person Address 25 center st Vermillion
Location of Event Barstow Park Date of Event July 4 2016
Duration of event: From time 3pm to time 10pm

The ordinance asks if this is a suitable location with appropriate facilities:
Yes this location is perfect for this event. The park has bathrooms, trashcans and picnic shelters.

The ordinance asks the applicant to demonstrate that the event for which the permit is requested be of public benefit. Describe the public benefit:
This is the 3rd annual firefighters day in the park. A fund raiser for the volunteer firefighter's and an opportunity to engage the public about our mission and fire safety.
we will have activities for kids, fire safety demonstrations, and we will be serving food.

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

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

Signature of Applicant  Date 5/16/16

W Cherry St

50



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

NOTICE IS HEREBY GIVEN THAT the Vermillion City Council on the 20th day of June, 2016 at the hour of 7:00 P.M. at the City Hall Council Chambers, 25 Center Street, will meet in regular session to consider the following application for a special permit to exceed allowable sound levels for the dates and times stated which has been filed in the Finance Officer's Office:

Vermillion Fire Department request for a special permit to exceed allowable sound levels in the Barstow Park on or about Monday, July 4, 2016 from 3:00 p.m. and 10:00 p.m. for a Community Day in the Park event.

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

Dated at Vermillion, South Dakota this 3rd day of June, 2016.

Michael D. Carlson, Finance Officer

Publish: June 10, 2016

Published once at the approximate cost of _____.

Council Agenda Memo

From: Derek Chancellor, Administrative Intern

Meeting: June 20, 2016

Subject: First Reading of Ordinance 1343 - Amending the City of Vermillion's Code of Ordinances, Title XV Land Usage, Chapter 155 Zoning Regulations, modifying the "Applicable Standards" for the "Permitted Use" of an electrical substation and adding a provision to the Landscaping Standards which would include special requirements for electrical substations

Presenter: Jose Dominguez, City Engineer

Background: Several weeks ago, the City identified the financial disadvantage of constructing a fence along the setback lines of a lot housing an electrical substation. The amount of fencing required to encompass an electrical substation if constructed at the setback lines would be far greater, and costlier, than fencing what is needed to properly secure an electrical substation. Other specified standards regarding the fencing of electrical substations, such as minimum height requirements and screen opacity requirements, will be maintained through the retention of the two (2) referenced sections of "Applicable Standards" for the "Permitted Use" of an electrical substation and, specifically, through the proposed provision entitled "I" to Section 155.077 Landscaping Standards.

The City's Planning Commission discussed this item at their June 13 meeting. At that meeting, the Commission voted unanimously for the proposed zoning amendment and added provision.

Discussion: Currently, under Section 155.031 R-1 Residential District, Section 155.032 R-2 Residential District, Section 155.033 R-3 Residential District, Section 155.034 R-4 Manufactured Housing District, Section 155.035 CB Central Business District, Section 155.036 GB General Business District, Section 155.038 GI General Industrial District, and Section 155.039 HI Heavy Industrial District, the language pertaining to the "Applicable Standards" for the "Permitted Use" of an electrical substation reads, "An opaque screen, 6 feet in height located at all setback lines." References are then made to §155.070 and §155.077. The adoption of this ordinance would result in modifications that would completely omit the previously quoted language and would simply leave the two

(2) referenced sections in the description of the “Applicable Standards” for the “Permitted Use” of an electrical substation.

To address special requirements for screening and fence height of electrical substations, the addition of a provision entitled “I” to Section 155.077 Landscaping Standards is proposed as well. This language reads, “A fence 7 feet in height shall encompass the electrical substation. An opaque screen shall be provided for any side abutting a residential zone.”

Clay Union Electric has been notified of the proposed ordinance. They have not submitted any comments at this time.

Financial Considerations: The only cost to the City would be the publication costs of the changes to the City’s Code of Ordinances.

Conclusion/Recommendations: Administration recommends the City Council approve first reading of the ordinance in the form of an amendment and an added provision to the aforementioned sections of the City of Vermillion’s Code of Ordinances, Title XV Land Usage, Chapter 155 Zoning Regulations, and Section 155.077 Landscaping Standards, respectively.

PROPOSED ORDINANCE NO. 1343

AN ORDINANCE AMENDING CITY OF VERMILLION CODE OF ORDINANCES TITLE XV LAND USAGE, CHAPTER 155 ZONING REGULATIONS, TO MODIFY THE APPLICABLE STANDARDS FOR THE PERMITTED USE OF AN ELECTRICAL SUBSTATION AND ADD A PROVISION TO LANDSCAPING STANDARDS WHICH INCLUDES SPECIAL REQUIREMENTS FOR ELECTRICAL SUBSTATIONS.

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 each of the following sections of Chapter 155 be amended as set forth below:

- § 155.031 R-1 RESIDENTIAL DISTRICT.
- § 155.032 R-2 RESIDENTIAL DISTRICT.
- § 155.033 R-3 RESIDENTIAL DISTRICT.
- § 155.034 R-4 MANUFACTURED HOUSING DISTRICT.
- § 155.035 CB CENTRAL BUSINESS DISTRICT.
- § 155.036 GB GENERAL BUSINESS DISTRICT.
- § 155.038 GI GENERAL INDUSTRIAL DISTRICT.
- § 155.039 HI HEAVY INDUSTRIAL DISTRICT.

(A) *Permitted Use.*

<i>Permitted Use</i>	<i>Applicable Standards</i>
Electrical substation	An opaque screen, 6 feet in height located at all setback lines. §155.070, 155.077

BE IT FURTHER ORDAINED, by the Governing Body of the City of Vermillion, South Dakota and it is hereby ordained by authority of the same that the following provision be added to Chapter 155 as set forth below:

§ 155.077 LANDSCAPING STANDARDS.

- I) *Special requirements for electrical substations.* A fence 7 feet in height shall encompass the electrical substation. An opaque screen shall be provided for any side abutting a residential zone.

Dated at Vermillion, South Dakota this 5th day of July, 2016.

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: June 20, 2016
Second Reading: July 5, 2016
Publish: July 15, 2016
Effective Date: August 4, 2016

Council Agenda Memo

From: Andy Colvin, Assistant City Manager

Meeting: June 20, 2016

Subject: First Reading of Ordinance 1344 – Amending Appendix A, 2012 Joint Zoning Regulations for Clay County and the City of Vermillion, Chapter 2, Section 2.03(A) Zoning Map, by including certain real property in the Aquifer Protection Overlay Zone A – Aquifer Critical Impact Zones

Presenter: Jose Dominguez, City Engineer

Background: Clay County received a request from the Lewis and Clark Regional Water System (LCRWS) to rezone parcels of land to an Aquifer Protection Overlay (APO) Zone. The purpose of the zone is to protect the quality of water sources from environmental contamination. A portion of the area is located within the joint jurisdictional zoning area. The joint planning commissions considered the amendment on March 29th and voted to table the amendment to a future meeting. The joint planning commissions met again on May 9th and recommended approval to the respective governing bodies. The action to table stemmed from questions about some of the definitions and the potential impact on existing uses.

Discussion: The base zone of the area will remain Agricultural; however, the overlay provides for additional restrictions on the allowed uses. For example, concentrated animal feeding operations, junk yards, contaminated soil dumps and cemeteries are examples of prohibited uses.

Financial Consideration: None, other than the required publication costs.

Conclusion/Recommendations: The City Council is asked to consider approval of the first reading of the ordinance. The County Commission approved first reading at their June 14th meeting. Staff would recommend approval of the ordinance. If first reading is approved, the second reading of the Ordinance would be a joint meeting with the County Commission.

ORDINANCE NO. 1344

AN ORDINANCE AMENDING APPENDIX A, 2012 JOINT ZONING REGULATIONS FOR CLAY COUNTY AND THE CITY OF VERMILLION, CHAPTER 2, SECTION 2.03(A) ZONING MAP, BY INCLUDING CERTAIN REAL PROPERTY IN THE AQUIFER PROTECTION OVERLAY ZONE A, AQUIFER CRITICAL IMPACT ZONES.

BE IT ORDAINED, BY THE GOVERNING BODY OF VERMILLION, SOUTH DAKOTA:

That Section 2.03(A) is hereby amended as follows:

That Sections 1 and 2 (South), 25, 26, 34, 35, and 36 of Vermillion Township, Clay County, South Dakota is included in the Aquifer Protection Overlay Zone A, Aquifer Critical Impact Zones, and the official zoning map referred to in Section 2.03(A) of the 2012 Joint Zoning Regulations for Clay County and the City Of Vermillion, is amended to include such land in such zone.

Dated at Vermillion, South Dakota this 27th day of June 2016.

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: June 20, 2016
Second Reading: June 27, 2016
Publication: July 1, 2016
Effective Date: July 21, 2016

Council Agenda Memo

From: Derek Chancellor, Administrative Intern
Meeting: June 20, 2016
Subject: Request from USD for temporary street closing of N. Plum Street from E. Cherry Street to Highway 50 for Move-In Day on August 19, 2016
Presenter: John Prescott, City Manager

Background: The University of South Dakota has requested to close North Plum Street, between SD Highway 50 and East Cherry Street, during their freshman Move-In Day. This year, move-in day is Friday, August 19. The traffic control for the move-in requires the assistance of the City and the DOT. During the move-in, North Plum Street between East Cherry Street and SD Highway 50 would be closed to the public.

Discussion: The request for the closure is due to safety concerns with traffic on Plum Street. In order to mitigate the potential danger of the local traffic on North Plum Street during the event, USD has requested that North Plum Street, from Cherry Street to Highway 50, be closed from 5:00 a.m. to 4:00 p.m. on Friday, August 19, 2016. All residents in the Mobile Home Park and apartments have an alternate route available to access their residence. All property owners directly surrounding the potential street closure area have been contacted and found no issue with closing N. Plum Street for Move-In Day. This is the same closure request as the last couple of years.

The Police, Fire, and EMS Departments have been notified of the street closure request and have identified no safety concerns. Traffic Solution will provide barricade set up and removal for the event and the USD Police Department will further assist in picking up any cones and/or barricades at the event's conclusion.

Financial Consideration: None.

Conclusion/Recommendations: Administration recommends that the City Council approve the temporary closing of North Plum Street from East Cherry Street to Highway 50 on Friday, August 19, 2016 for USD's Move-In Day from 5:00 a.m. to 4:00 p.m., with the stipulation that all traffic control devices for the closure be acquired, installed, and removed by UPD.

TO: Pete Jensen – Director UPD

FROM: Lt. Jef Rice

Date: 06/02/16

RE: Move-In Day

I contacted the owners of the property on N. Plum from E. Cherry to Hwy 50 By Pass. During the first week of June I spoke with:

Sean Brady – Plum Villa Apartments

Wendy Herting 624-4032– N. Plum Trailer Park

Bhumit Patel – Speedee Mart

All three found no issue with closing N. Plum Street for the day of Move-in.

I also emailed Fire Chief Draper the traffic map and date of this year's move-in. I described the street closure and the fact that emergency vehicles will have access if needed.

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

CITY OF VERMILLION REQUEST TO CLOSE CITY STREET

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

Organization Requesting University of South Dakota

Contact Person Lt. Jef Rice Phone 605-658-6199

E-Mail Address jef.rice@usd.edu

Contact Person Address 414 E. Clark Street, Davidson 101, Vermillion, SD

Event USD Move-In Day Date(s) of Event 08/19/2016

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

Street N. Plum from E. Cherry to Hwy 50

Street Closing Times 5:00am to 4:00pm

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

If approved, the contact person will need to make arrangements with the Street Department for barricades to properly denote the street closing. Have arrangements been made for clean up after the event and other facilities? Please describe:

USD Police Department will pick up cones and barricades

Traffic Solution will provide Barricade Set UP and Removal

Signature of Applicant Jef Rice Date 6/2/16

Council Agenda Memo

From: Derek Chancellor, Administrative Intern

Meeting: June 20, 2016

Subject: Request from USD for temporary street closing of Rose Street from Coyote Village to the Dakota Dome for Move-In Day on August 19, 2016

Presenter: John Prescott, City Manager

Background: In addition to utilizing North Plum Street, between SD Highway 50 and Cherry Street, the University of South Dakota has also requested to close Rose Street, between Coyote Village and the Dakota Dome, during their freshman Move-In Day on August 19, 2016. The traffic control for the move-in requires the assistance of the City and the DOT.

Discussion: The request for the closure of Rose Street is due to safety concerns with traffic. In order to remove the danger of the local traffic on Rose Street, USD has requested that Rose Street, from Coyote Village to the Dakota Dome, be closed from 5:00 a.m. to 4:00 p.m. on Friday, August 19, 2016. This closure does not directly impact a resident's ability to access their residence. Last year, USD also requested to close Rose Street for Move-In Day.

The Police, Fire, and EMS Departments have all been notified of the closure request and have found no safety concerns. The USD Police Department will pick up any cones and/or barricades at the event's conclusion.

Financial Consideration: None.

Conclusion/Recommendations: Administration recommends that the City Council approve of the temporary closing of Rose Street from 5:00 a.m. to 4:00 p.m., from Coyote Village to the Dakota Dome, on Friday, August 19, 2016 for USD's Move-In Day with the stipulation that all traffic control devices for the closure be acquired, installed, and removed by University Police Department.

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

CITY OF VERMILLION REQUEST TO CLOSE CITY STREET

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

Organization Requesting University of South Dakota

Contact Person Lt. Jef Rice Phone 605-658-6199

E-Mail Address jef.rice@usd.edu

Contact Person Address 414 E. Clark, Davidson 101, Vermillion, SD

Event USD Move-In Day Date(s) of Event 08/19/2016

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

Street Rose Street from Coyote Village to Dakota Dome

Street Closing Times 5:00am to 4:00pm

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

If approved, the contact person will need to make arrangements with the Street Department for barricades to properly denote the street closing. Have arrangements been made for clean up after the event and other facilities? Please describe:

USD Police Department will pick up any cones and/or barricades

Signature of Applicant Jef Rice Date 6/2/16

Council Agenda Memo

From: John Prescott, City Manager
Meeting: June 20, 2016
Subject: Vermillion Housing Authority Board Appointment
Presenter: Mayor Jack Powell

Background: By State Statute the City Council is charged with appointing members of the Vermillion Housing Authority.

11-7-12. Appointment and terms of commissioners--Vacancies. The commissioners constituting a commission shall be appointed by the mayor or the chairman of the board of county commissioners, with the approval of the governing body. Those initially appointed shall be appointed for terms of one, two, three, four, and five years respectively. Thereafter all commissioners shall be appointed for five-year terms. Each vacancy in an unexpired term shall be filled in the same manner in which the original appointment was made.

The Housing Authority Board is comprised of five citizens appointed by the City Council. The terms are for five years and expire in June.

Discussion: The current members of the Vermillion Housing Authority and term expiration year are: Sandy Brown (2016), Craig Develder (2017), Elizabeth Abbott (2018), Cindy Benzel (2019), and Joan Holter (2020). The expiring Board term was advertised on the City's website and mentioned as part of the City Manager's report at City Council meetings. Interested applicants were asked to complete an Expression of Interest form by Friday, June 17 by Noon.

Only one Expression of Interest form was received. It is included in the packet.

Financial Consideration: None. Neither the City nor the Housing Authority compensates Housing Authority Board members for their service. The 2016 City budget includes \$8,500 of funding to help the Housing Authority Board with administrative costs such as their annual audit.

Conclusion/Recommendations: Administration recommends the City Council make an appointment to fill the Vermillion Housing Authority Board term expiring in 2021.



CITIZEN BOARD/COMMISSION
EXPRESSION OF INTEREST FORM

Return completed forms to:
City of Vermillion, John Prescott
25 Center Street
Vermillion, SD 57069

Board/Commission on which you are interested in serving: Vermillion Housing Board

Title: Mr. (Mrs.) Miss/Ms. Dr. Name: Sandra Brown

Home Address: 507 Oakmont Dr

Email Address: Sbrown@firstdakota.com Phone #: 624-5845 work

Number of years you have lived in/around Vermillion: 41 yrs 624-6743 Home

Occupation: Mortgage Loan Originator Employer: First Dakota

Business Address: 111 Court, Vermillion SD 57069

Prior elected or appointed offices held (if any): Vermillion Board of Directors - Vermillion Housing, Chamber Ambassador, Board of Realtors - member

Present and past community volunteer activities: Vermillion Housing, Board of Realtors member, Chamber Ambassador, Ribbon cuttings etc.

Why are you interested in serving on this Board/Commission? I have served on the Vermillion Housing board of Directors since "2009"

Do you have any unique skills or experiences which would be beneficial to the City to know in selecting someone to serve? — Currently serving on Housing Board

Are there any particular projects, programs or goals you would like to see achieved while serving on the Board/Commission? —

Sandra Brown
Signature

5/23/16
Date

Council Agenda Memo

From: Mike Carlson, Finance Officer
Meeting: June 20, 2016
Subject: Resolution to Prepay Special Assessment Bond
Presenter: Mike Carlson

Background: The City issued special assessment bonds to pay for the improvements that are assessed as a benefit to the adjoining property. After the project is completed, a special assessment bond is prepared that is sold to the Electric Utility fund as an inter-fund loan. With the inter-fund loan, there are no bond issuance fees that would need to be passed along as a cost of the project to the benefiting property owners. The bond resolution provides that all payments are to be restricted until the bond has been repaid.

The city issued special assessment bonds series 2015 B in the amount of \$316,180.58 for concrete surfacing and other street improvements on Norbeck Street from Roosevelt Street to East Clark Street with delayed interest. The City agreed to delay assessing the interest to the property owners until April 2016 with the interest being paid by the city.

The bond provides for prepayment, at par, with accrued interest, at any time, at the option of the City. As the bonds have annual payments due on July 1 there will be no accrued interest due with the prepayment.

Discussion: Two of the delayed assessments were paid. As the bond interest rate is 3.5%, which is considerably higher than what the prepayment funds would generate if invested, it is in the best interest of the City to call a portion of the bonds.

A resolution has been prepared to authorize the prepayment of the special assessment bond by the amount of prepaid special assessments on hand in the special assessment debt service fund.

Financial Consideration: The prepayment funds are restricted in the Special Assessment Debt Service Fund for the payment of the bonds and, as such, are available for the prepayment. By making the prepayment, it preserves the financial ability of the debt service fund to make future payment due to the difference in the interest rate on the bond and what the funds can be invested for.

Conclusion/Recommendations: Administration recommends approval of the resolution authorizing the prepayment of the 2015 Series B special assessment bonds in the total principal of \$129,169.12 from the special assessment debt service fund.

**RESOLUTION AUTHORIZING THE PREPAYMENT
OF SPECIAL ASSESSMENT BONDS**

WHEREAS, the City of Vermillion has issued 2015 special assessment bonds series B to finance the concrete surfacing for street and other improvements on Norbeck Street from Roosevelt Street to East Clark Street, that were authorized by resolutions of necessity adopted by the City Council; and

WHEREAS, these special assessment bonds were purchased by the Electric Utility fund as an investment of electric utility reserve funds, accounted for as an interfund loan; and

WHEREAS, the bonds provide for annual payments of principal and interest from the special assessment debt service fund to the electric utility fund; and

WHEREAS, the bond resolution provides that all or a portion of the individual bonds may be called without penalty upon notice; and

WHEREAS, the special assessment bonds were secured by an assessment levied against the parcels of property benefiting from the improvement to be repaid in annual assessments with the property taxes or may be prepaid at any time; and

WHEREAS, the special assessment debt service fund has received a prepayment that is restricted for the payment of the outstanding bonds and as such, elects to exercise the option to call this portion of the 2015 special assessment bond series B that is currently outstanding.

NOW, THEREFORE, BE IT RESOLVED, that the City Council authorizes to exercise the option to call \$129,169.12 of the 2015 Special Assessment Bond Series B on July 1, 2016.

BE IT FURTHER RESOLVED, that the City Council authorizes the Finance Officer to make the advance bond payments, as authorized, from and to the respective city funds effective July 1, 2016.

Dated in Vermillion, South Dakota this 20th day June, 2016.

THE GOVERNING BODY OF THE
CITY OF VERMILLION, SOUTH DAKOTA

By _____
John E. (Jack) Powell, Mayor

ATTEST:

By _____
Michael D. Carlson, Finance Officer

Council Agenda Memo

From: John Prescott, City Manager

Meeting: June 20, 2016

Subject: Request by the VCDC for funds to support All-Star game

Presenter: Nate Welch, VCDC Executive Director

Background: The Vermillion Chamber of Commerce and Development Company is hosting the South Dakota High School All-Star game on Saturday, July 9, 2016. The event was previously held in Aberdeen for many years. The VCDC has secured a number of business and individual sponsorships to help fund the different activities for the 80 team participants that are part of multi-day events leading up to the Saturday game.

Discussion: The VCDC has not secured all of the desired funding to present the slate of events and marketing for the South Dakota High School All-Star Football game that has been planned. Having to plan the inaugural Vermillion hosting of the event and secure funding in a little over six months has been a challenge. VCDC Executive Director Nate Welch has indicated that approximately \$10,000 in additional funding is needed to provide the top-notch offering Vermillion representatives have planned.

Initially, the thought was to approach the BID Board for the funding deficit. As the next agenda item indicates, the BID Board was receptive to funding the event. It was also suggested that Bed, Board and Booze (BBB) funding might be appropriate as businesses beyond hotels should experience traffic from game participants, and their family and friends. The game will be an opportunity to promote Vermillion to guests associated with schools across South Dakota. A tape delay of the game will also provide additional exposure for Vermillion.

Financial Consideration: Through April, BBB collections year-to-date were 6.5% ahead of the same YTD collection for 2015. At the end of April, the BBB had generated \$127,120. The 2016 budget for the BBB is \$343,500.

When the 2016 BBB budget was adopted, it was projected that \$27,780 would be allocated to BBB reserves. Since the 2016 budget was adopted, \$10,000 of BBB funding was allocated to assist with the Welcome Sign project. The City Council also has a bill for \$3,000 under Invoices Payable this evening. The \$3,000 would be part of the local match for the South Dakota Sculpture Trail project.

Conclusion/Recommendations: Administration recommends the City Council consider an allocation of BBB funding not to exceed \$5,000 to support the South Dakota High School All-Star football game events.

Council Agenda Memo

From: John Prescott, City Manager

Meeting: June 20, 2016

Subject: Request to amend BID #1 Budget to support VCDC Sports Authority Committee

Presenter: John Prescott

Background: In September 2013 the City Council adopted a resolution designating the boundaries of a Business Improvement District. Following that, the Council adopted a resolution establishing the Board of Directors and appointed the five-member board. Five Board directors have been appointed and bylaws have been approved. The Board developed a plan that was present to the City Council. The plan is as follows:

The Board finds that there is a city wide need to fund a portion of the costs of creation, promotion and marketing of visitor facilities, events, attractions and activities which benefit the City and hotels. Eligible expenses may include payment for costs of acquisition, construction, maintenance, operation and funding of public improvements, facilities for the enhancement, expansion, marketing, and promotion of visitor facilities, events, attractions and activities, and the necessary staff to execute these efforts.

Following the adoption of the plan the City Council, after a public hearing adopted the BID #1 ordinance established a \$2 per night fee, which became effective June 1, 2014.

The BID Board has recommended a budget to the City Council for the use of the BID receipts that currently is 85% to the VCDC for the advertising and promotion of the community and events with the balance for other items that may come up from time to time.

Discussion: The VCDC Sports Authority Committee successfully secured hosting of the South Dakota High School All-Star Football Game that will be held on July 9 at the Dakota Dome. The 80 plus all-star players from across the state will come in on Wednesday with practice and activities scheduled with the banquet on Friday night and game on Saturday. Nate Welch with the VCDC Sports Authority Committee reported to the BID Board at their June 15th meeting that they were going to be short in sponsor fees

this year and will need \$10,000 if everything else comes in at budget. Nate noted that securing the 2016 game late in 2015 when potential sponsors had already committed the major portion of their promotional budget for the year created part of the funding challenge. Nate reported that following this year's event potential sponsors would be contacted to secure the necessary funding for the 2017 game.

The BID Board met on June 15 with a recommendation to the City Council to adjust the 2016 budget to provide for up to \$12,500 of BID funding to the VCDC Sports Authority Committee for the South Dakota High School All-Star Football Game. The minutes from the June 15, 2016 BID Board meeting are attached.

City staff agrees with the BID Board in the desire to fund and support the South Dakota High School All-Star Football Game events. If the previous item on the agenda is approved, it may be reasonable to reduce the allocation of BID #1 dollars awarded to the All-Star Football game. This would maintain a larger reserve for the BID Board to recommend for other VCDC Sports Authority projects or other projects the BID Board wants to accomplish.

Financial Consideration: BID #1 ended 2015 with \$31,838 of reserves and the budget for 2016 projected to add \$7,570 to the reserve. The funding of up to \$12,500 for the All-Star Football game event would project to use \$4,930 of the reserve leaving a budgeted reserve for the end of 2016 of \$26,908. If approved the revised budget for 2016 will be amended to reflect the change in the budget.

Conclusion/Recommendations: Administration concurs with the BID Board in providing funding support for the South Dakota High School All-Star Football Game events. If the previous agenda item provides BBB or other City funding, Administration recommends reducing the BID Board funding to the VCDC Sports Authority for the South Dakota High School All-Star Football Game events to a contribution such as up to \$10,000.

Unapproved Minutes
City of Vermillion
Business Improvement District No. 1 Board
June 15, 2016
Wednesday - 4:15 p.m.

The meeting of the City of Vermillion Business Improvement District No. 1 Board was called to order on Wednesday, June 15, 2016 at 4:15 p.m. at the City Hall second floor conference room by Chairman Kenton.

1. Roll Call

Present: Amy Christensen, Joe Eckert, David Herbster, James Peterson (arrived 4:23 p.m.), Dan Kenton Chairman, Nathan Welch ex-officio, Mike Carlson ex-officio

2. Adoption of Agenda

1-16

David Herbster moved approval of the agenda. Amy Christensen seconded the motion. Motion carried 4 to 0. Chairman Kenton declared the motion adopted.

3. Minutes

A. Minutes of December 8, 2015

2-16

David Herbster moved approval of the December 8, 2015 minutes. Amy Christensen seconded the motion. Motion carried 4 to 0 Chairman Kenton declared the motion adopted.

4. Old Business - None

5. New Business

A. Update on BID receipts collection

Mike Carlson provided a handout on the monthly collections from June 2014 through April 2016. Mike noted that for the first four months the receipts are down 17% compared to the same period last year. Mike stated that "The V" was closed for remodeling from October 2015 to late in April 2016 which may have had some impact on the receipts. Mike noted that without history to make comparisons we do not know if 2014 was a high year or are 2015 and 2016 down. Discussion followed on the monthly revenue report noting the need to continue to monitor the receipts. Mike also handed out revenues and expenses report with actual for 2014 and 2015 reporting an ending balance on hand of \$38,383. The report also had the year to date for 2016 as well as the budget. Mike noted the budget included the Henkin Schultz Marketing Study for \$2,500 as this was a recommendation to the City Council at the December 8, 2015 meeting for inclusion in the 2016 revised budget.

B. Request to allocate BID dollars for South Dakota High School All-Star Football Game

Jim Peterson arrived at 4:23 p.m.

Nate Welch, VCDC Executive Director, updated the board on the budget for the South Dakota High School All-Star Football Game noting that he is about \$10,000 short. Nate stated that the event being secured late 2015 we were late in making the contacts for sponsors. Nate noted that many potential sponsors had already committed the major portions of their promotions budget for this year. Nate stated that following the event this year contacts will be made to the sponsors to secure the needed funding for next year. Nate stated in the past the players were required to make a contribution that covered a large portion of the budget and that our commitment was that the players will only need to cover their travel expenses to and from the event. Nate reviewed the activities planned for the players from Wednesday through Saturday. Discussion followed on the budget and possible funding for the event. Jim Peterson stated that he felt assistance with BID funds to do the event right the first year should ensure the event builds for future years. Jim noted with the banquet on Friday night and the game on Saturday there should be a number of visitors to the community.

3-16

Jim Peterson moved to recommend to the City Council that the BID budget be adjusted for 2016 to provide up to \$12,500 of funds to the VCDC Sports Authority Committee for the South Dakota High School All-Star Football Game. David Herbster seconded the motion. Discussion followed noting that the full amount will most likely not be needed. Motion carried 5 to 0. Chairman Kenton declared the motion adopted.

6. Adjourn

17-15

David Herbster moved to adjourn the meeting at 4:54 p.m. Amy Christensen seconded the motion. Motion carried 5 to 0. Chairman Kenton declared the motion adopted.

Dated at Vermillion, South Dakota this 15th day of June, 2016.

City of Vermillion
Business Improvement District Board

Dan Kenton, Chairman

Attest:

Amy Christensen, Secretary

Council Agenda Memo

From: Jose Dominguez, City Engineer
Meeting: June 20, 2016
Subject: Burbank Road Storm Drainage Improvements
Presenter: Jose Dominguez

Background: The ditch on the north side of Burbank Road east of South Crawford Road experiences ponding during storm events. The City surveyed the ditch and discovered that several sections of the ditch have silted over the years. The silting is forcing some of the sections not to flow correctly and consequently storm water ponds. Additionally, the ditch is supposed to cross under the road and flow in the south ditch of Burbank Road. This south ditch has silted to a level where the culverts crossing the road are completely plugged making them ineffective.

The City opened quotes on June 14, 2016 for the improvements along Burbank Road. The quotes were for the installation of the pipe and grading of the ditch. The City will be supplying the pipe and all of the clay necessary for the grading.

Discussion: Bid specifications were sent to four potential providers in the area. Bidding is required by state law when the cost of the project exceeds \$50,000. This project was estimated to cost less than the bid limit so quotes were requested. The City received two quotes. Although both quotes were opened only one was publicly read since the other did not have the correct proposal form. The low bid was for \$29,186.00 from M&M Construction from Vermillion. The contract calls for the project to be completed by August 17, 2016.

Financial Consideration: The storm sewer construction line will be revised to cover the cost of the improvements along Burbank Road. The budget will be revised by \$40,000 to cover the cost of the construction, the pipe, and allow for any possible change orders.

Conclusion/Recommendations: Administration recommends awarding the project to M&M Construction of Vermillion, for \$29,186.00.

Council Agenda Memo

From: Jose Dominguez, City Engineer
Meeting: June 20, 2016
Subject: 2016 Miscellaneous Concrete Project
Presenter: Jose Dominguez

Background: The City has an ongoing program to update all of the handicap ramps within the City. The program was instituted several years back and designates funding for handicap ramp improvements. The City also utilizes this project to repair curb and gutter sections and storm sewer inlets that were damaged during the winter months.

Quotes were opened on June 14, 2016. The City sent request for quotes to three contractors. From those requests, the City received two quotes. The City did not read one of the quotes since it was not completed on the approved proposal sheet. The quote read was from M&M Construction for the amount of \$31,151.71. The City's estimate was \$40,000.

Discussion: Bidding is required by State law when the cost of the project is estimated to exceed \$50,000. Since the estimate was less than this limit the City chose to request quotes. This project consists of performing several spot repairs to curb and gutter sections, bringing handicap ramps up-to-date, installing storm sewer at the Service Center, and performing repairs to the storm sewer system through the City.

Financial Consideration: This project will be paid for through several funds due to the areas that will be worked on.

Conclusion/Recommendations: Administration recommends awarding the project to M&M Construction for the amount of \$31,151.71.

CITY OF VERMILLION
 INVOICES PAYABLE-JUNE 20, 2016

1 ARAMARK	UNIFORM SHIRTS	346.88
2 BLICK ART MATERIALS	SUPPLIES	191.88
3 BROADCASTER PRESS	ADVERTISING	854.54
4 BUREAU OF ADMINISTRATION	TELEPHONE	194.27
5 BUTLER MACHINERY CO.	EXCAVATOR	188,523.15
6 CAMPBELL SUPPLY	SUPPLIES	105.54
7 CASK & CORK	MERCHANDISE	316.40
8 CENTURYLINK	TELEPHONE	1,495.41
9 CITY OF VERMILLION	MAY LANDFILL VOUCHERS	888.00
10 CLAY RURAL WATER SYSTEM	WATER USAGE	98.40
11 CLAY-UNION ELECTRIC CORP	TERRITORY ACQUISITION	8,031.95
12 DAKOTA BEVERAGE	MERCHANDISE	7,860.11
13 DEPT. ENVIRONMENT NATL RES	LANDFILL OPERATIONS FEE	3,554.23
14 DIVISION OF MOTOR VEHICLE	TITLE/PLATES	16.20
15 EQUIMEDIC USA, INC	CONTAINERS	1,030.58
16 GLOBAL DIST.	MERCHANDISE	359.00
17 GREGG PETERS	MANAGERS FEE	6,000.00
18 GREY HOUSE PUBLISHING	BOOKS	126.00
19 JOHN A CONKLING DIST.	MERCHANDISE	5,177.70
20 JOHNSON BROTHERS OF SD	MERCHANDISE	19,273.41
21 LOREN FISCHER DISPOSAL	HAUL CARDBOARD	210.00
22 MIDAMERICAN	GAS USAGE	2,183.91
23 MIDCONTINENT COMMUNICATIONS	INTERNET/CABLE SERVICE	653.68
24 QUEEN CITY WHOLESALE	SUPPLIES	476.36
25 PRECISION LAWN CARE	MOWING	562.50
26 REPUBLIC NATIONAL DIST	MERCHANDISE	18,006.19
27 RESERVE ACCOUNT	POSTAGE FOR METER	950.00
28 SCULPTURE WALK	SD SCULPTURE TRAIL	3,000.00
29 SOUTHERN WINE & SPIRITS OF SD	MERCHANDISE	2,016.54
30 STAPLES ADVANTAGE	SUPPLIES	836.86
31 STERN OIL CO.	FUEL	10,951.01
32 STURDEVANTS AUTO PARTS	PARTS	665.16
33 THE EQUALIZER	ADVERTISING	1,772.70
34 TRUE VALUE	SUPPLIES	197.41
35 UNITED PARCEL SERVICE	SHIPPING	47.38
36 US POSTMASTER	POSTAGE FOR UTILITIES	1,050.00
37 VERMILLION ACE HARDWARE	SUPPLIES	251.29
38 WILLSON FLORIST	FLORAL ARRANGEMENT	55.00
39 DONNA BACKHAUS	BRIGHT ENERGY REBATE	100.00
40 KAYLEEN REYNOLDS	BRIGHT ENERGY REBATE	100.00
41 KALINS INDOOR COMFORT	BRIGHT ENERGY REBATE	200.00
42 MASABA, INC	BRIGHT ENERGY REBATE	6,944.00
	GRAND TOTALS	295,673.64