



**Special Meeting Agenda  
City Council**

12:00 p.m. (noon) Special Meeting  
Monday, June 3, 2019  
Large Conference Room – City Hall  
25 Center Street  
Vermillion, South Dakota 57069

1. **Roll Call**
2. **Visitors to Be Heard**
3. **Educational Session – Home rule – James Purdy.**
4. **Informational Session – Electric Vehicle charging station – James Purdy.**
5. **Briefing on the June 3, 2019 City Council Regular Meeting** – Briefings are intended to be informational only and no deliberation or decision will occur on this item.
6. **Adjourn.**

Access the City Council Agenda on the web – [www.vermillion.us](http://www.vermillion.us)

**Addressing the Council:** Persons addressing the Council shall be recognized. 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 3, 2019  
City Council Chambers  
25 Center Street  
Vermillion, South Dakota 57069

### 1. Roll Call

### 2. Pledge of Allegiance

### 3. Minutes

- a. May 20, 2019 Special Meeting; May 20, 2019 Regular Meeting.

### 4. Adoption of the Agenda

### 5. Visitors to be Heard

### 6. Public Hearings

- a. Public hearing for transfer of retail on-sale liquor license from Brian Engleman to BACT Group, LLC for 914 North Dakota Street.
- b. Public hearing for vacation of 4.3-feet of Roosevelt Street right-of-way lying directly north of the west 90-feet of Lot 2, Block 1, Madison Park Addition, City of Vermillion, Clay County, South Dakota (undeveloped portion of Roosevelt Street east of N. Norbeck Street).

### 7. Old Business

### 8. New Business

- a. Resolution supporting additional City funding for downtown infrastructure project.
- b. Report from the Utilities Committee on establishing an electrical vehicle charging station.

### 9. Bid Openings

- a. Fuel quotes.

### 10. City Manager's Report

### 11. Invoices Payable

### 12. Consensus Agenda

- a. Set a public hearing date of June 17, 2019 for special daily malt beverage and wine license for the Vermillion Area Chamber of Commerce and Development Company on or about July 11, July 18, July 25, August 1, August 8, August 15, August 22 and August 29, 2019 for Thursdays on the Platz events on Ratingen Platz and adjoining portions of Main and Market Streets.
- b. Set a public hearing date of June 17, 2019 for a special daily malt beverage and wine license for the Clay County Agricultural Fair Association on or about August 8-10, 2019 on the fairgrounds and a portion of High Street.

### 13. Adjourn

Access the City Council Agenda on the web – [www.vermillion.us](http://www.vermillion.us)

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

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

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

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

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

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

***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  
May 20, 2019  
Monday 12:00 noon

The special session of the City Council, City of Vermillion, South Dakota was held on Monday, May 20, 2019 at 12:00 noon at the City Hall large conference room.

1. Roll Call

Present: President Collier-Wise, Holland, Humphrey, Price, Sorensen (arrived at 12:02 p.m.), Willson

Absent: Hellwege, Ward, Mayor Powell

2. Visitors to be Heard

3. Presentation of Secretary's Award for Drinking Water Excellence to Water Department employees

John Prescott, City Manager, reported that the SD DENR has recognized the City Water Department for supplying safe drinking water to the citizens. President Collier-Wise presented the DENR Secretary's Award to the Water Department employees present and thanked them for providing safe drinking water to the citizens.

Alderman Sorensen arrived 12:02 p.m.

4. Informational Session - Year of German-American Friendship - Kami Dibley

Kami Dibley, High School German Teacher, shared her experiences while attending the Year of German-American Friendship meeting in Indianapolis, Indiana including Sister City communities and the Student Exchange (GAPP). Kami thanked the City Council for allowing her to represent the City at this event. President Collier-Wise thanked Kami for her report.

5. Informational Session - Downtown Infrastructure Project funding - Business Improvement District #2 Board

John Prescott, City Manager, reported that the Business Improvement District #2 Board has been working on funding options for the downtown improvement project which was estimated to cost \$2.4 million. John reported that funding for the project is \$1 million from second penny sales tax, \$250,000 from electric fund for street lights, \$80,000 from storm water fee fund storm water improvements and \$450,000 over 10

years from assessments to downtown property owners. John noted that BID #2 Board has applied for grants but downtown improvements are not receiving many grant funds. John noted that the difference in funding and estimated project costs is \$620,000. Michelle Maloney and Jim Waters, BID #2 Board Members, were present reporting the improvements proposed are conservative and will address safety in the downtown. Michelle stated that having a vibrant downtown is a benefit to the whole community and the longer the project is postponed will just make it cost more. Jim stated that the downtown is a draw for business and young professionals and is in need of a face lift. Michelle stated that on behalf of the BID #2 Board they are requesting the City Council increase its commitment by \$620,000.

Discussion followed on the funding sources noting that the BID #2 Board would like to begin construction in 2020, thus plans and specifications will be needed in 2019.

Upon request, John Prescott, City Manager, asked if the City Council was in support of funding the package proposed. Discussion followed with the consensus to bring forward a resolution of support for the downtown improvement project to the June 3rd meeting for City Council consideration, noting that we will need to include a review of the bike master plan when we move forward on the project.

#### 6. Briefing on the May 20, 2019 City Council Regular Meeting

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

#### 7. Adjourn

144-19

Alderman Holland moved to adjourn the Council special session at 1:07 p.m. Alderman Sorensen seconded the motion. Motion carried 6 to 0. President Collier-Wise declared the motion adopted.

Dated at Vermillion, South Dakota this 20th day of May, 2019.

THE GOVERNING BODY OF THE CITY  
OF VERMILLION, SOUTH DAKOTA  
BY \_\_\_\_\_  
Kelsey Collier-Wise, President

ATTEST:

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

Unapproved Minutes  
City Council Regular Session  
May 20, 2019  
Monday 7:00 p.m.

The regular session of the City Council, City of Vermillion, South Dakota was called to order on Monday, May 20, 2019 at 7:00 p.m. by President Collier-Wise.

1. Roll Call

Present: President Collier-Wise, Holland, Humphrey, Price, Sorensen, Ward, Willson

Absent: Hellwege, Mayor Powell

2. Pledge of Allegiance

3. Minutes

A. Minutes of May 6, 2019 Special Meeting; May 6, 2019 Regular Meeting

145-19

Alderman Sorensen moved approval of the May 6, 2019 Special Meeting and May 6, 2019 session minutes. Alderman Price seconded the motion. Motion carried 7 to 0. President Collier-Wise declared the motion adopted.

4. Adoption of Agenda

146-19

Alderman Price moved approval of the agenda. Alderman Ward seconded the motion. Motion carried 7 to 0. President Collier-Wise declared the motion adopted.

5. Visitors to be Heard

A. Poppy Day Proclamation

Alderman read the proclamation designating May 23, 2019 as "Poppy Day" in Vermillion and encouraged all citizens to pay tribute to those who have made the ultimate sacrifice in the name of freedom by wearing the Memorial Poppy on this day.

6. Public Hearings

A. Public hearing for renewal of retail on-off sale malt beverage and SD Farm Wine licenses

Mike Carlson, Finance Officer, reported that the Notice of Hearing and the Police Chief's report for the applicants are included in the packet. Mike noted that City ordinance requires a management plan upon re-application if a violation occurred since last renewal. Mike noted that the management plans from Casey's Retail Company, Inc for Casey's General Store Princeton Street, Charcoal, Inc for Charcoal Lounge, City of Vermillion for The Bluffs, NPC International, Inc for Pizza Hut and Varsity Pub, LLC for The Varsity were included in the packet. Mike noted that in May 2018 when the Old Lumber Company, Inc applied to expand the license into 11 Court Street it was contingent upon the final inspection and occupancy permit that has not been completed. Mike read the list of licenses that had applied for renewal and recommended that renewal of all licenses with the contingency on Old Lumber Company, Inc. Discussion followed.

147-19

Alderman Ward moved approval of the renewal of the following retail on-off sale malt beverage with SD Farm Wine licenses for the licensing period of July 1, 2019 to June 30, 2020: Bunyan's LLC for Bunyan's Video Lottery at 1201 West Main Street Suite 106; Café Brule, Inc. for Café Brule at 24 West Main Street; Casey's Retail Company, Inc. for Casey's General Store#2806 at 615 Jefferson St; Casey's Retail Company, Inc. for Casey's General Store#3525 at 1302 Princeton St; Charcoal Lounge, Inc. for Charcoal Lounge at 6 & 8 West Main Street; Circle 13, LLC for Westside Inn at 1313 West Cherry; City of Vermillion for The Bluff's Golf Course at 2021 East Main Street; City of Vermillion for Municipal Liquor Store 820 Cottage Avenue; Coyote Convenience, Inc. for Coyote Convenience at 116 East Cherry Street; D&D Foods, Inc for Hartford Steak Co Tavern at 7 Court Street; Dwight Iverson for Cherry Pit Stop at 23 East Cherry Street; Fireworks, Inc for Dakota Brick House at 15 West Main Street; HyVee Food Stores, Inc. for HyVee at 525 West Cherry Street; I Mart Stores, LLC for I Mart Stores USA at 830 East Cherry Street; Jon Donald Enterprises for Silk Road Café at 12 West Main Street; Mexico Viejo, Inc. for Mexico Viejo Mexican Restaurant at 432 E. Cherry Street; NPC International, Inc. for Pizza Hut #2788 at 928 East Cherry Street; Old Lumber Company, Inc for Old Lumber Company Bar and Grill at 11 & 15 Court St; Prairie River, Inc. for R Pizza at 2 West Main Street; Pump N Stuff of Vermillion, Inc. for Pump N Stuff at 203 E Main St; Pump N Stuff of Vermillion, Inc. for Pump N Stuff VL room #2 at 203 E Main St; Red Steakhouse, Inc. for Red Steakhouse at 1 East Main Street; Sunset Oil, Inc. for Lucky 7 Casino at 629 Stanford Suite A; Sunset Oil, Inc. for Sunset Casino at 629 Stanford Suite B; Valiant Vineyard, Inc for Valiant Vineyard at 1500 West Main; Varsity Pub, LLC for The Varsity at 113 East Main Street; Vermillion Downtown Cultural Assoc. Inc. for Coyote Twin Theater at 10 East Main; Vermillion Downtown Cultural Assoc. Inc. for Vermillion Theater at 4 West Main and Wal-Mart Stores, Inc. for Wal-Mart Super Center #3734 at 1207 Princeton Street with the contingency on the Old

Lumber Company that before expanding into 11 Court that the Building Official complete an inspection and issue an occupancy permit. Alderman Humphrey seconded the motion. Motion carried 7 to 0. President Collier-Wise declared the motion adopted.

B. Public hearing for transfer of retail on-sale liquor license from Brian Engleman to BACT Group, LLC for 914 North Dakota Street

Mike Carlson, Finance Officer, reported that an application was received for the transfer of the on-sale liquor license from Brian Engleman to BACT Group, LLC for a business located at 914 North Dakota Street. Mike stated that the City Council has the ability to transfer a license on two criteria: suitable applicant and suitable location. Mike noted that, as to the suitable applicant, the corporate officers of BACT Group, LLC, are Aric Van Voorst and Brian Tooker who stated that they have submitted the information for the DCI and FBI background check but the reports have not been received by the Police Chief as such no Police Report is available. Mike noted that, with respect to the location criteria, an on-sale liquor license has been issued to this location in the past. Mike noted that the notice of hearing was included in the packet. Mike recommended conducting the public hearing but, as the background check information has not been received on the new owners, it is recommended that the public hearing be continued until June 3, 2019.

148-19

Alderman Willson moved to continue the public hearing on the transfer of retail on-sale liquor license from Brian Engleman to BACT Group, LLC for 914 North Dakota Street until the June 3, 2019 meeting to allow time for the background checks. Alderman Price seconded the motion. Motion carried 7 to 0. President Collier-Wise declared the motion adopted.

C. Public hearing for a special daily malt beverage and wine license for the South Dakota Shakespeare Festival on or about June 6 to 9, 2019 at the Prentis Park band shell.

Mike Carlson, Finance Officer, reported that the South Dakota Shakespeare Festival has applied for a special daily malt beverage and wine license for the Shakespeare performances on June 6-9 at the Prentis Park band shell area. Mike stated that the Police Chief's report and notice of hearing are included in the packet. Mike stated that, since the event is being held on City property, ordinance provides that the City Council may include such conditions and restrictions as the governing body deems appropriate. Mike stated that Release and Indemnification releasing the City from liability for the event has been provided. Mike stated that the certificate of insurance naming the City as additional insured with liquor liability has not



been received at this time. The Police Chief is recommending the following parameters be established:

1. Wristbands will be distributed by the volunteers when IDs are checked to ensure purchases and consumers are over 21 years of age.
2. The South Dakota Shakespeare Festival will provide ushers who will monitor both the purchase area and the audience grounds within the area delineated. Ushers will ensure that no one removes a beverage from the audience area or the fenced concession area.
3. The fenced concession area and the audience area will have posted signs instructing consumers not to remove alcoholic beverages from the two designated areas, and the direct path between them.

Mike recommended approval of the special permit contingent upon the receipt of the certificate of insurance and complying with the Police Chief recommendations, unless information is presented at the public hearing.

149-19

Alderman Sorensen moved approval of the special daily malt beverage and wine license for the South Dakota Shakespeare Festival for the Shakespeare performances on June 6-9 at the Prentis Park band shell area contingent upon complying with the conditions as indicated by the Police Chief and receipt of a certificate of insurance naming the City as additional insured. Alderman Ward seconded the motion. Motion carried 7 to 0. President Collier-Wise declared the motion adopted.

D. Public hearing for a retail on-off sale malt beverage with SD Farm Wine license for Patel, LLC for Little Italy at 831 East Cherry for the period ending June 30, 2019 and for renewal of the license for the period ending June 30, 2020

Mike Carlson, Finance Officer, reported that an application was received for a retail on-off sale malt beverage and SD Farm Wine license from Patel, LLC for Little Italy's at 831 East Cherry. Mike noted that the notice of hearing and the Police Chief's report on the applicant are included in the packet. Mike stated that the on-off sale malt beverage and SD Farm Wine license is for the licensing period from issuance to expiration on June 30, 2019 and the renewal for the period ending June 30, 2020. Mike noted that the City Council has the ability to issue a license on two criteria: suitable applicant and suitable location. Mike reported that, as to the suitable applicant, the corporate officer of Patel, LLC, Jimiben Patel, has submitted the information for the DCI and FBI background check. Mike noted that the DCI background check was received by the Police Chief, and his memo states that there is no information to preclude the issuance of the license. Mike stated that, with respect to the location criteria, a

malt beverage and wine license have been issued to this location in the past. Mike recommended approval of the licenses unless information is presented at the public hearing. Discussion followed.

150-19

Alderman Willson moved approval of the retail on-off sale malt beverage and SD Farm Wine license for Patel, LLC for Little Italy's at 831 East Cherry Street for the licensing periods ending June 30, 2019 and the renewal of the license for the licensing period ending June 30, 2020. Alderman Ward seconded the motion. Motion carried 7 to 0. President Collier-Wise declared the motion adopted.

E. First reading of Ordinance 1401 Amending Appendix A, 2012 Joint Zoning Regulations for Clay County and the City of Vermillion

James Purdy, Assistant City Manager, reported that in 2012 the City and County adopted an ordinance regulating the zoning within an area outside of the City limits. James reported that this area is called the Joint Jurisdictional Zoning Area (JJZA) and it allows the City to have a say in existing and proposed land uses in an area that would directly impact the City. James stated that the JJZA tries to maintain the rural characteristics of the surrounding area, while allowing for some light development. James reported that the City and the County held a joint Planning Commission meeting on April 8, 2019. James noted that at the meeting both of the bodies addressed questions from the public on how the rezone would affect their property with the list of comments included in the packet. James reported that both of the commissions voted unanimously to recommend to their governing respective bodies to adopt the rezones. James reported that a map of the JJZA is included in the packet. James reported that if both the County Commission and City Council approve first reading of the proposed ordinance a joint meeting of the County Commission and City Council has been scheduled for June 17, 2019 for second reading. Discussion followed on if the names in the ordinance could be replaced with the legal description.

151-19

President Collier-Wise read the title to the above mentioned Ordinance and Alderman Ward moved adoption of the following Resolution:

BE IT RESOLVED that the minutes of this meeting shall show that the title to proposed Ordinance No. 1401 entitled 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 Removing Certain Real Property from the A-1 Agricultural District and Including said Certain Real Property in the RR Rural Residential District of the City of Vermillion, South Dakota has been read and the Ordinance has been considered for the first time in its present form and content at this meeting being a regularly called meeting of the Governing Body of

the City on this 20<sup>th</sup> day of May, 2019 at the Council Chambers in City Hall in the manner prescribed by SDCL 9-19-7 as amended.

The motion was seconded by Alderman Holland. After discussion, the question of adoption of the Resolution was put to a vote of the Governing Body and 7 members voted in favor of and 0 members voted in opposition to the motion. President Collier-Wise declared the motion adopted.

7. Old Business

8. New Business

A. Request to close East Main Street from Plum Street to Walker Street from 6:55 p.m. to 9:45 p.m. on Thursday, June 6 through Saturday, June 8, 2019 and Sunday, June 9, 2019 from 3:55 p.m. to 6:45 p.m. for the South Dakota Shakespeare Festival.

James Purdy, Assistant City Manager, reported that South Dakota Shakespeare Festival has submitted a request to close Main Street from Plum Street to Walker Street Thursday-Saturday, June 6-8, from 6:55 p.m. to 9:45 p.m. and on Sunday, June 9, from 3:55 p.m. to 6:45 p.m. James noted that they are also requesting the removal of parking on the north side of Main Street from Plum Street to Walker Street on June 4 through June 10, 2019 to prohibit vehicles from parking next to the production area. James noted that the organization will man the street closing barricades to allow emergency vehicles access.

152-19

Alderman Sorensen moved approval of the request of South Dakota Shakespeare Festival to close Main Street from Plum Street to Walker Street from Thursday-Saturday, June 6-8, from 6:55 p.m. to 9:45 p.m. and Sunday, June 9, 3:55 p.m. to 6:45 p.m. as well as the placement of event no parking signs on the north side of Main Street between Plum and Walker Streets from June 4-10, 2019. Alderman Willson seconded the motion. Motion carried 7 to 0. President Collier-Wise declared the motion adopted.

B. Library Board appointments

President Collier-Wise reported that there would be two vacancies on the Library Board at the end of May. President Collier-Wise reported that from the input of the Council members she recommended the reappointment of Gabrielle Strouse and the appointment of Eric Young to three-year terms expiring in May 2022.

153-19

Alderman Price moved approval of the reappointment of Gabrielle Strouse and the appointment of Eric Young to the Library Board with terms expiring May 2022. Alderman Humphrey seconded the motion. Motion carried 7 to 0. President Collier-Wise declared the motion adopted.

9. Bid Openings - None

10. City Manager's Report

A. John reported that the City Parks & Recreation Department annually offers an informational session on mosquito control practices and this year's event is at the Armory on Wednesday, May 22nd from 11:00 a.m. to 1:00 p.m.

B. John reported that the City received notification from the National Park Service that Vermillion's application to be a Certified Local Government as it pertains to historic preservation was approved.

C. John reported that Prentis Plunge is scheduled to open on Saturday, May 25th at 1:00 p.m. if the weather permits.

D. John reported on the receipt of the following raffle notifications:

Vermillion Rotary is currently selling up to 1,000 \$5 tickets until the event for their duck race to be held at Prentis Plunge on June 14th with proceeds benefiting the Community Connection Center.

Heartland Humane Society will be selling tickets at \$1 each, 12 for \$10, and 25 for \$20 during their Taste and Tour event on Saturday, June 1, 2019. They will be raffling 10 baskets worth a total of \$750 in prizes. Proceeds from the raffle will go to veterinary expenses at Heartland Humane Society.

#### PAYROLL ADDITIONS AND CHANGES

Recreation: Gray Peterson \$9.25/hr, McKenzie Kerkman \$9.25/hr, Bridget Fenger \$30.00/game, Parker Goblirsch \$30.00/game, Joseph Pfiesser \$30.00/game, Kelly McCarty \$9.25/hr, Tomalyn Peckham \$9.50/hr, Thomas Heisinger \$9.25/hr; Pool: Mackenzie Kopren \$14.00/hr, Haley Michel \$10.00/hr, Abigail Larson \$9.25/hr, Quinci Herll \$10.00/hr, McKenzie Kerkman \$10.00/hr, Madison Martinez \$10.00/hr, Timothy Tracy \$10.00/hr, Grace Auchstetter \$10.00/hr, Josh Bern \$9.50, Ernst Coriolan \$9.25/hr, Ross Dahlhoff \$10.50/hr, Keegan Donelan \$9.25/hr, Bridget Farmer \$9.25/hr, Michael Kopren \$11.00/hr, Molly Larson \$9.25/hr, Natalie Nulle \$11.00/hr, Lauren Bern \$9.50/hr; Parks: Cylie Hanson \$17.53/hr; Communications: Derek Ronning \$20.98/hr; Golf Clubhouse: Rylan Craig \$9.50/hr, Austin Felts \$9.25/hr; Golf Maintenance: Blake Gilkyson

\$9.50/hr, Nathaniel Janssen \$9.25/hr, Madison Regnerus; Street: Gavin Thomas \$9.25/hr; Mosquito Control: Nick Lubbers \$9.50/hr, Josh Prescott \$9.50/hr; Water: Shamar Jackson \$9.50/hr, Eric McPherson \$23.33/hr; Wastewater: Zach Hammond \$18.52/hr

## 11. Invoices Payable

154-19

Alderman Willson moved approval of the following invoices:

3M Properties LLC	refund assessment overpmt	227.08
A-Ox Welding Supply Co	chemicals	1,617.00
Advanced Weighing Systems	annual support	1,695.00
AT&T Mobility	mobile hot spots	267.66
Broadcaster Press	advertising	2,928.49
Buhl's Cleaners	mop/mat service	474.24
Bureau Of Administration	telephone	197.66
Campbell Supply	supplies	405.24
Cask & Cork	merchandise	894.60
Centurylink	911 relay service	5.00
Centurylink	telephone	1,583.97
City Of Vermillion	landfill voucher program	744.00
Clay Co Register Of Deeds	filing fees	60.00
Clay Rural Water System	water usage	48.90
Clay-Union Electric Corp	electricity	1,519.53
Core & Main Lp	supplies/meters	3,543.32
Dakota Beverage	merchandise	7,509.55
DENR	baler loan payment	14,338.54
Dept Of Revenue	malt beverage licenses	450.00
Division Of Motor Vehicle	title/plates	15.00
Echo Electric Supply	supplies	120.44
First Dakota National Bank	refund assessment overpmt	129.09
First National Bank	general obligation bond	34,877.50
First National Bank	city hall bond	27,405.00
Global Dist.	merchandise	232.56
Gregg Peters	managers fee	6,000.00
John A Conkling Dist.	merchandise	4,643.75
Johnson Brothers Of SD	merchandise	12,561.53
Jones Food Center	supplies	472.12
Loren Fischer Disposal	haul cardboard	1,180.00
Mackenzie Kopren	refund lifeguard ins. course	250.00
Mart Auto Body	towing-auction	1,650.00
MidAmerican	gas usage	3,077.23
Midcontinent Communication	internet/cable service	746.57
Midwest Alarm Co	alarm monitoring	66.00

Prairie Berry Winery	merchandise	681.00
Redi Towing	towing-auction	230.00
Republic National Distributing	merchandise	9,497.18
Reserve Account	postage for meter	900.00
SD DENR	landfill operations fee	7,756.83
Southern Glazer's Of SD	merchandise	1,889.84
Staples Business Credit	supplies	962.87
Stern Oil Co.	fuel	15,774.55
Sturdivant's Auto Parts	parts	53.65
Titleist-Acushnet Company	merchandise	1,337.00
United Accounts Inc	garnishment	1,821.92
United Parcel Service	shipping	17.25
Us Postmaster	postage for utility bills	1,000.00
Valiant Vineyards	merchandise	376.20
Vermillion Ace Hardware	supplies	149.70
Vermillion Chamber Of Commerce	4th of July celebration	3,500.00
Vermillion Chamber Of Commerce	1st qtr bid #1	11,485.60
Vermillion Ford	2019 f150 truck	23,738.00
Larry Hudson	Bright Energy Rebate	150.00

Alderman Price seconded the motion. Motion carried 7 to 0. President Collier-Wise declared the motion adopted.

12. Consensus Agenda - None

13. Adjourn

155-19

Alderman Ward moved to adjourn the Council Meeting at 7:30 p.m. Alderman Sorensen seconded the motion. Motion carried 7 to 0. President Collier-Wise declared the motion adopted.

Dated at Vermillion, South Dakota this 20th day of May, 2019.

THE GOVERNING BODY OF THE CITY  
OF VERMILLION, SOUTH DAKOTA  
BY \_\_\_\_\_  
Kelsey Collier-Wise, President

ATTEST:

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

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

## *Council Agenda Memo*

**From:** Mike Carlson, Finance Officer

**Meeting:** June 3, 2019

**Subject:** Transfer of retail on-sale liquor license from Brian Engleman to BACT Group, LLC for 914 North Dakota Street

**Presenter:** Mike Carlson

**Background:** An application was received for the transfer of the on-sale liquor license from Brian Engleman to BACT Group, LLC for a business located at 914 North Dakota Street. The Police Chief's memo and notice of hearing are included in the packet. The retail on-sale liquor license is for the licensing period that will expire on December 31, 2019. The public hearing was continued from the May 20, 2019 meeting, as the background checks had not been received.

**Discussion:** The City Council has the ability to transfer a license on two criteria: suitable applicant and suitable location. As to the suitable applicant, the corporate officers of BACT Group, LLC, are Aric Van Voorst and Brian Tooker who have submitted the information for the DCI and FBI background checks. The DCI background check was received by the Police Chief for Aric Van Voorst and the FBI background check was received by the Police Chief for Brian Tooker. The Police Chief memo states that there is no information to preclude the transfer of the license to the new owners. With respect to the location criteria, an on-sale liquor license has been issued to this location in the past. A recent western South Dakota legal ruling defined that other items can impact the location criteria. The character of neighborhoods and businesses tend to change over time and a local governing body has a legitimate interest in managing the alcoholic beverage licensing in its jurisdiction to assess whether an alcohol sales location continues to be suitable. The following are the city ordinances on suitable applicant and suitable location.

§ 112.20 SUITABLE APPLICANT.

(A) South Dakota Codified Law § 35-2-1.2 requires the City Council to determine whether retail alcohol beverage license applicants are suitable before issuing, transferring or renewing said licenses. This determination is required annually for each license the applicant seeks. In order to effectuate a thorough determination of suitable applicant eligibility for license issuance, new applicants must submit to a criminal background check to determine suitability. Each new applicant shall make arrangements with a law enforcement agency and submit to the fingerprinting process. The applicant must also provide to law enforcement payment to the South Dakota Division of

Criminal Investigation and FBI in an amount necessary to cover the costs of the criminal record check. These actions must be taken by an applicant prior to publication of hearing notice required by South Dakota law. The applicant's completed application will be attached to the certification of the law enforcement agency when received.

(B) A DISQUALIFYING CRIMINAL RECORD for alcoholic beverage license purposes means any conviction for any felony, a crime of violence as defined in SDCL § 22-1-2(9), a sex offense as defined in SDCL § 22-24B-1, or trafficking in controlled drugs or substances which when and where committed would constitute such in the state of South Dakota. Unpardoned convictions of any crime of moral turpitude as defined by SDCL § 22-1-2(25) which when and where committed would constitute such in the state of South Dakota may constitute a disqualifying record as determined by the City Council on a case-by-case basis. Any criminal conviction not disclosed by an applicant on his application form may be treated as a disqualifying record. Any criminal conviction may be considered in making license issuance decision. Suspended imposition of sentence will not be considered a conviction.

(C) An applicant subject to this policy shall provide to the law enforcement agency performing the fingerprinting process cash, check, or money order in an amount necessary to cover the costs of fingerprints for the criminal record check.

(D) An applicant or principal in any business entity that is an applicant having any indebtedness to the city must satisfy said indebtedness before the City Council will consider any application for alcoholic beverage license issuance or renewal, except for plan one or two special assessment obligations that are not in arrears.

#### § 112.21 SUITABLE LOCATION.

(A) South Dakota Codified Laws § 35-2-1.2 requires the City Council to determine whether retail alcohol beverage license applications propose suitable locations before issuing or renewing said licenses. This determination is required annually for each license the applicant seeks. The following are nonexclusive criteria established to assist in determining suitable location status:

- (1) Identification of a garbage hauler to be utilized by the business and the frequency of the garbage pickup;
- (2) Zoning restrictions, and
- (3) Neighborhood characteristics.

(B) In determining suitable location, the City Council will also utilize factors developed through South Dakota case law. This includes the manner in which the business is operated; the extent to which minors frequent or are employed in such place of business; the adequacy of police facilities to properly police the proposed location, and other factors associated with the sale of alcoholic beverages, such as noise and litter.

#### § 112.22 SUITABLE APPLICANT AND SUITABLE LOCATION CONSIDERATION.

(A) South Dakota codified laws and case law support the premise that the decision to issue an alcoholic beverage license is discretionary. Therefore, the city hereby establishes a two-tiered process to evaluate on-sale liquor applications. The first tier will assess the suitability of the applicant or principals and whether the location is suitable according to §§ 112.20 and 112.21 of this chapter.

(B) Upon finding evidence of the suitability of the applicant and location, the City Council will consider second tier criteria. This process can include examining the best location for economic and tourism development, the best ancillary uses (restaurant, etc.) developed with the sale of liquor, the best location in accordance with the city long-range plan, the size of the facility, parking



facilities, closeness to existing supplementing businesses, residences, and activities deemed important by the City Council.

The notice of hearing and Police Chief's report are included in the packet.

**Financial Consideration:** The transfer fee is \$150 for the retail on-sale liquor license that is retained by the City.

**Conclusion/Recommendations:** Administration would recommend the transfer of the retail on-sale liquor license unless input from the public hearing provides additional information. The City Council is asked to make a decision on the approval or denial of the transfer of retail on-sale liquor license to BACT Group, LLC from Brian Engleman for 914 North Dakota Street.

City of Vermillion  
Police Department  
15 Washington Street  
Vermillion, SD 57069  
Phone: (605)677-7070  
FAX: (605)677-7166  
[www.vermillionpd.org](http://www.vermillionpd.org)



May 29, 2019

Attn: Mike Carlson, Finance Director

From: Matt Betzen, Chief of Police

Re: Ownership transfer of liquor license from Brian Engleman to BACT Group, LLC

Sir,

A check of the Vermillion Police Department Records does not show contacts for the new proposed owners of this liquor license, Brian Tooker and Aric VanVoorst, dba BACT Group.

Both submitted fingerprints to the South Dakota DCI and the FBI as part of their back ground checks. I have received a response from the FBI on Mr. Tooker showing no known criminal history reported to the FBI. I have received a response from DCI on Mr. VanVoorst, which did not include any information that would preclude him from obtaining a liquor license.

I am still awaiting the DCI response on Mr. Tooker and the FBI response on Mr. VanVoorst. I have no information at this time that would reflect negatively on this transfer.

NOTICE OF PUBLIC HEARING OF APPLICATIONS  
FOR SALE OF ALCOHOLIC BEVERAGES

NOTICE IS HEREBY GIVEN THAT the Vermillion City Council on the 20<sup>th</sup> day of May 2019 at the hour of 7:00 P.M. in the City Hall Council Chambers, 25 Center Street will meet in regular session to consider the following application for an alcoholic beverage license to operate within the municipality for the licensing period stated, which has been presented to the City Council and filed in the Finance Officer's Office:

Transfer of Retail on sale liquor license until December 31, 2019:

BACT Group, LLC for business located at 914 North Dakota Street transfer from Brian Engleman for a business located at 914 North Dakota:

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.

Dated at Vermillion, South Dakota this 3<sup>rd</sup> day of May, 2019.

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

Publish: May 10, 2019

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

## *Council Agenda Memo*

**From:** Jose Dominguez, City Engineer

**Meeting:** June 3, 2019

**Subject:** Vacation of 4.3-feet of Roosevelt Street Right-of-Way lying directly north of the west 90-feet of Lot 2, Block 1, Madison Park Addition, City of Vermillion, Clay County, South Dakota

**Presenter:** Jose Dominguez

**Background:** A petition signed by all of the abutting property owners to vacate unused street right-of-way adjacent to and north of Lot 2, Block 1, Madison Park Addition has been submitted by G.A. Haan Development, LLC. The landowner owns all of the land directly adjacent to the proposed vacation.

The portion of right-of-way to be vacated would not hinder the use of Roosevelt Street and would allow the landowner to develop the land. Currently, this is the eastern limit of Roosevelt Street.

This portion of Roosevelt Street was dedicated to the public by the landowner through a plat in 2013. The street has never been opened as a street, or maintained by the City for the public use. The vacated right-of-way would be included in the already dedicated 8-foot utility easement that lies in the perimeter of Lot 2, Block 1.

**Discussion:** During the process to complete the plat for Lot 2, Block 1 the surveyor missed the previously approved right-of-way dedication that dedicated the south 66-feet of the Roosevelt Street right-of-way east of Norbeck Street. Not taking this document into account during the platting process does not negate the fact that the City still has the right-of-way, rather it makes that portion of the plat inaccurate. This inaccuracy makes Lot 2 slightly smaller and not large enough for the type of construction desired.

In order to rectify this, the landowner requested that the City vacate the south 4.3-feet of the west 90-feet of the Roosevelt Street right-of-way. This area to be vacated would then be incorporated into Lot 2 as part of the 8-foot utility easement. Although the vacated area cannot be constructed on, the owner sees the benefit of including this area as part of their setback.

Utilities will not be affected due to this vacation.

**Financial Consideration:** The City will record the vacation at a cost of \$30.00.

**Conclusion/Recommendations:** Administration recommends the vacation of a portion of the Roosevelt Street right-of-way running north of Lot 2, Block 1, Madison Park Addition.

# EXHIBIT A

THE SOUTH 4.3-FEET OF THE WEST 90-FEET OF THE ROOSEVELT STREET RIGHT-OF-WAY LOCATED BETWEEN LOT 2, BLK 1, WASHINGTON SQUARE ADDITION AND THE EAST 16-RODS OF THE NW1/4 OF THE SE1/4 AND THE WEST 58-RODS OF THE NW1/4 OF THE SE1/4, EXCEPT THE NORTH 219' THEREOF, EXCEPT WASHINGTON SQUARE ADDITION AND EXCEPT LOT 13, BLK 1, MEISENHOLDER EAST ADDITION, AND EXCEPT MADISON PARK ADDITION, SECTION 18, T92N, R51W OF THE 5TH P.M., IN THE CITY OF VERMILLION, CLAY COUNTY, SOUTH DAKOTA



GRID BEARING  
SCALE: 1" = 60'

## LEGEND

○ MONUMENT FOUND

NORBECK STREET  
(66' ROW)

WASHINGTON  
SQUARE  
ADDITION  
BLOCK 1

THE E 16 RODS OF THE NW 1/4 OF THE SE 1/4 AND THE WEST 58 RODS OF THE NE 1/4 OF THE SE 1/4, EXCEPT THE NORTH 219' THEREOF, EXCEPT WASHINGTON SQUARE ADDITION AND EXCEPT LOT 13, BLOCK 1, MEISENHOLDER EAST ADDITION, SECTION 18, T92N, R51W OF THE 5TH P.M., IN THE CITY OF VERMILLION, CLAY COUNTY, SOUTH DAKOTA.

EXIST. ROOSEVELT  
ST. R.O.W.

ROOSEVELT STREET  
(66' ROW)

ROOSEVELT STREET EXTENSION (66' ROW)

N02°20'17"W  
4.30'

N02°20'17"W  
61.70'

N88°20'12"E  
90.00'

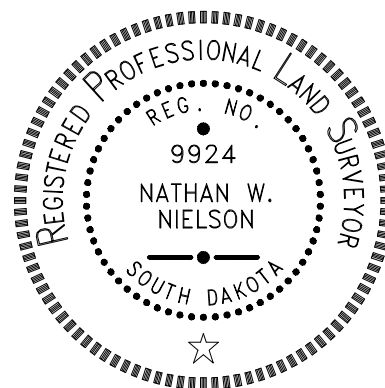
90.00'  
S88°20'12"W

S02°20'17"E  
4.30'

**VACATED ROW  
387± S.F.**

DAKOTA ADDITION  
BLOCK 1

MADISON PARK ADDITION  
BLOCK 1  
LOT 2



PROJECT / SHEET TITLE :

ROW EXHIBIT

VERMILLION, SOUTH DAKOTA

DRAWN BY: JLU  
DESIGNED BY: N/A  
CHECKED BY: NWN  
JOB NO.: 22787-00  
DATE: JANUARY 2019

SHEET NO.:  
1 OF 1

**RESOLUTION VACATING A PORTION OF THE RIGHT-OF-WAY LYING NORTH OF LOT 2, BLOCK 1, MADISON PARK ADDITION, CITY OF VERMILLION, CLAY COUNTY, SOUTH DAKOTA**

**WHEREAS**, the City of Vermillion has received a petition for the vacation of a portion of Roosevelt Street lying north of Lot 2, Block 1, Madison Park Addition, City of Vermillion, Clay County, South Dakota; and,

**WHEREAS**, notice has been published for two successive weeks in the Plain Talk; and,

**WHEREAS**, utilities will not be affected by the proposed vacation; and,

**WHEREAS**, the area to be vacated is also included in the 8-foot utility easement dedicated with the plat of Lot 2, Block 1, Madison Park Addition approved by the City Council on July 16, 2018; and,

**WHEREAS**, State Statute 9-45-10 authorizes the City Council to vacate streets, alleys or public grounds.

**NOW, THEREFORE BE IT RESOLVED**, by the Governing Body of the City of Vermillion that the south 4.3-feet of the west 90-feet of the Roosevelt Street right-of-way located between Lot 2, Block 1, Washington Square Addition and the East 16-rods of the NW ¼ of the SE ¼ and the west 58-rods of the NW ¼ of the SE ¼, except the north 219-feet thereof, except Washington Square Addition and except Lot 13, Block 1, Meisenholder East Addition, and except Madison Park Addition, Section 18, T92N, R51W of the 5<sup>th</sup> P.M., in the City of Vermillion, Clay County, South Dakota as shown on the attached exhibit is hereby vacated.

Dated at Vermillion, South Dakota this 3<sup>rd</sup> day of June 2019.

THE GOVERNING BODY OF THE CITY  
OF VERMILLION, SOUTH DAKOTA

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

ATTEST:

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

## **PETITION TO VACATE UNUSED PORTION OF ROOSEVELT STREET**

The undersigned owners hereby request the Governing Board of the City of Vermillion, South Dakota, to vacate, pursuant to SDCL 9-45-10, that portion of unused Roosevelt Street described as:

**The South 4.3-feet of the West 90-feet of the Roosevelt Street right-of-way located between Lot 2, Block 1, Washington Square Addition and the East 16-rods of the NW  $\frac{1}{4}$  of the SE  $\frac{1}{4}$  and the West 58-rods of the NW  $\frac{1}{4}$  of the SE  $\frac{1}{4}$ , except the North 219-feet thereof, except Washington Square Addition and except Lot 13, Block 1, Meisenholder East Addition, and except Madison Park Addition, Section 18, T92N, R51W of the 5<sup>th</sup> P.M., in the City of Vermillion, Clay County, South Dakota.**

Owners further state that they are the owners of all abutting and affected property to the portion of the street that the owners request the City to vacate, namely:

**The East 16 rods of the NW  $\frac{1}{4}$  of the SE  $\frac{1}{4}$  and the West 58 rods of the NE  $\frac{1}{4}$  of the SE  $\frac{1}{4}$ , excepting therefrom the North 219 feet; Washington Square Addition; Lot 13, Block 1, Meisenholder East Addition; and Lots 1 and 2, Block 1, Madison Park Addition of Section 18, Township 92 North, Range 51 West of the 5<sup>th</sup> P.M., City of Vermillion, Clay County, South Dakota; and, Lot 2, Block 1, Madison Park Addition, City of Vermillion, Clay County, South Dakota.**

Owners further state that the portion of unused Roosevelt Street requested to be vacated is not now being used as a street.

The owners further state that to their best information and belief, the public interest will be better served if this portion of Roosevelt Street is vacated.

**[SIGNATURE PAGES FOLLOW]**



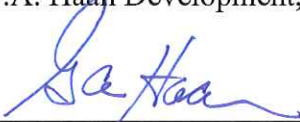


**PROPERTY:**

Lot 2, Blk 1, Madison Park Addition, City of Vermillion, Clay County, South Dakota.

**OWNER:**

G.A. Haan Development, L.L.C.



\_\_\_\_\_  
Gerald A. Haan, Manager

Gerald A. Haan, acting as the Manager for G.A. Haan Development, L.L.C., petitioner, deposes and says that they have read the above petition and know the contents thereof and that the same is true of their own knowledge.

STATE OF MICHIGAN                    )  
  :SS  
COUNTY OF EMMET                    )

Subscribed and sworn to before me this 23 day of April, 2019.

  
\_\_\_\_\_  
Notary Public

My Commission Expires: 5-7-2020

**KIMBERLY C KAMINSKI**  
Notary Public, State of Michigan  
County of Emmet  
My Commission Expires 05-07-2020  
Acting In the County of Emmet

## *Council Agenda Memo*

**From:** John Prescott, City Manager

**Meeting:** June 3, 2019

**Subject:** Resolution supporting funding for downtown infrastructure project

**Presenter:** John Prescott

**Background:** In 2016, the City hired Confluence to prepare a conceptual plan for a downtown infrastructure project or streetscape project. Some of the features of the plan include bumpouts at pedestrian intersections, new sidewalks, trees, landscaping, seat walls, new street lighting and other improvements to create an updated sense of place that better meets the needs of what the public expects in downtown areas. A couple of public meetings were held in 2016 but the plan did not gather much support largely due to a lack of funding for what at that time was an estimated \$2.7 million project.

**Discussion:** A renewed interest in bringing the project forward was expressed in the latter half of 2017. The City Council allocated \$1 million of 2<sup>nd</sup> Penny funding for the project as part of the 2018 budget. As the funds were not expended in 2018, the City Council carried the \$1 million allocation forward to the 2019 budget. The boundaries of Business Improvement District #2 were formed in 2018 to study ways to fund a potential project and to develop an updated proposal for the City Council and community to consider. The BID#2 Board refined the project by reducing the amount of work on Elm, Center, Prospect, the west end of Main Street, Court, and Church Streets.

The Board also worked to develop a proposal for the property owner share of the cost of the project. Many federal grants have a 20% local match. The Board worked to develop a proposal for having property owners provide approximately 20% of the project cost via a special assessment paid over a ten-year period.

The presentation on May 20<sup>th</sup> was to present an update to the City Council and to gather City Council feedback on providing more than \$1,330,000 in City funding for an estimated \$2.4 million project. It was suggested that a Resolution expressing the City Council's intent to contribute additional funding above the \$1,330,000 be presented for consideration. It was suggested that an expression of the City Council's intent to be the major funding partner in the project would be beneficial for upcoming public meetings.

Some key dates related to the project are noted at the end of the memo.

**Financial Consideration:** The City Council has budgeted \$1,000,000 of 2<sup>nd</sup> Penny funding for the project. The downtown street lights need to be replaced and converted to LED lights as has been competed throughout the rest of the community. The street light replacement is estimated to cost approximately \$250,000. This funding would come from the Light and Power fund. There is approximately \$80,000 of storm sewer work that also needs to be completed. This funding would come from the Storm Sewer fund. Additional City funding above the \$1,330,000 that has been noted would likely come from the 2<sup>nd</sup> Penny fund.

**Conclusion/Recommendations:** Administration felt the consensus of the City Council at the May 20<sup>th</sup> Noon meeting was to provide additional funding for the Streetscape project. The attached resolution should help the City Council publicly state that intent. Once project costs are more defined it will be easier for the City Council to provide a defined dollar amount.

**Dates of interest related to the project**

Thursday, June 20 – Public meeting in City Council chambers on project

Monday, July 1 - BID #2 report to the City Council

Monday, July 15 – City Council consider Resolution of Intent \*

Tuesday, September 3 – 1<sup>st</sup> reading of Ordinance creating BID#2 \*

Monday, September 16 – 2<sup>nd</sup> reading of Ordinance creating BID#2 \*

\*Tentative dates

**RESOLUTION  
PLEDGING SUPPORT FOR THE DOWNTOWN STREETCAPE PROJECT**

**WHEREAS**, the Vermillion City Council allocated \$1 million of Second Penny funds in the 2019 budget for a downtown infrastructure improvement project; and

**WHEREAS**, the City Council appointed a board for Business Improvement District #2 to study and develop an improvement project for downtown Vermillion; and

**WHEREAS**, the City Council reviewed the progress of the study work completed by Business Improvement District Board #2 at the May 20, 2019 Noon City Council meeting; and

**WHEREAS**, at the May 20, 2019 Noon meeting, the City Council indicated its support for the downtown improvement project and for the City to budget approximately \$250,000 from the Light and Power fund for improvements such as new street lighting and electrical improvements, and \$80,000 from the Storm Sewer fund for miscellaneous storm sewer improvements that would take place with a downtown infrastructure project in place of assessing these costs as part of the project; and

**WHEREAS**, Business Improvement District Board #2 has adjusted the project to reduce the potential overall cost of the project and have been reviewing ways for the property owners to share around 20% of the cost of improvements through a ten-year assessment to all properties within the boundaries of Business Improvement District #2; and

**WHEREAS**, the City Council recognizes the benefits to the community of completing the downtown improvement project.

**NOW, THEREFORE, BE IT RESOLVED**, that the Governing Body of the City of Vermillion supports the work of Business Improvement District #2 Board in their efforts to complete a downtown infrastructure project and will budget more than the previously mentioned \$1,330,000 already allocated to the project.

Dated at Vermillion, South Dakota this 3<sup>rd</sup> day of June 2019.

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:** James Purdy, Assistant City Manager

**Meeting:** June 3, 2019

**Subject:** Report of Utilities Committee meeting on Electric Vehicle Charging Station

**Presenter:** James Purdy, Assistant City Manager

**Background:** On September 17, 2018, the City Council heard a presentation from concerned citizens on a possible resolution to help the City set goals to achieve both climate preparedness and carbon reduction. Since that time, City staff has been researching ways for the City to move towards more sustainable and environmentally conscious practices. One project staff has been exploring is a public electrical vehicle charging station. Over the past several months, City staff has been in contact with several vendors of electric vehicle infrastructure, and has been exploring pricing options and grant opportunities.

On May 8-9, 2019, members of the Utilities Committee and City staff attended the Missouri River Energy Services annual meeting, where the benefits of electrification for communities with public power were discussed. During that meeting, City staff discussed its research with members of the Committee in attendance, and felt it was a prudent time for City staff to present its research to the Utilities Committee.

The City of Vermillion Utilities Committee met on May 21, 2019, for a presentation on electric vehicle charging stations. At that meeting City Staff presented its research findings, and the Utilities Committee elected to bring that research and a proposal forward to the City Council for consideration.

The minutes of the Utilities Committee are attached.

**Discussion:** City staff is recommending the City enter into a three-year lease agreement for a dual charging station with ChargePoint at a cost of \$2,750 per year with the intent of the City acquiring at least one electric vehicle for the City fleet when they become available from local vendors. At the Utilities Committee meeting, the Committee discussed whether leasing or buying a charging station was a better option at this time, and for how long of a term. Leasing appeared to be the best option at this time.

**Financial Consideration:** The cost of the charging station, plus City staff labor for

readying the site would be the only costs. These costs would be paid out of Vermillion Light and Power's 2019 budget.

**Conclusion/Recommendations:** The recommendation of the Utilities Committee to the City Council is to enter into a three year lease agreement for a dual charging station with ChargePoint at a cost of \$2,750 per year.

City of Vermillion  
Utility Committee  
Tuesday, May 21, 2019  
5:15 p.m. City Hall second floor conference room

Present: Steve Ward, Brian Humphries, Jack Powell, Howard Willson

Also Present: Doug Dysktra, Molly Brown, John Prescott, James Purdy

Molly Brown, Vice President of Energy Production with GENPRO Energy Solutions presented information on solar options that their company had reviewed for the city. Molly reported the load at Waste Water Treatment Plant is good but demand peaks weren't immediately available. Molly noted that this would be a behind the meter project for the Waste Water Treatment Plant. Molly reviewed the cost of project equipment, operations and maintenance, insurance, equipment replacement and other costs to determine a total cost of the project. Molly noted there is also the challenge of limited space available for a behind the meter solar project at the Waste Water Treatment Plant. The consensus of the Committee, GenPro, and staff was to not pursue this project.

Molly also presented information on a community solar or 3rd party project. Molly noted that per the City's MRES agreement, the City can generate 5% of our electricity. Molly reviewed the option of placing this project at the landfill but ultimately the focus of locating this project was shifted to airport land. Molly noted that while there are some unknowns, the total cost of the project with the cost of equipment, operations and maintenance, insurance, equipment replacement, etc. were reviewed to help formulate a total cost of the project. Molly stated she would work with City staff to learn more about the rate structure, avoided cost information, and electrical distribution system.

James Purdy presented information on the possibility of an electric vehicle charging station in the city. James reviewed the costs, demand in the area, possible grant opportunities, changes in the automotive industry favoring electric vehicles, etc.

Jack Powell left the meeting at 6:25.

The Utilities Committee discussed pros and cons of leasing vs. purchasing an electric vehicle charging station and possible locations. The consensus of the committee was to bring a recommendation to the June 3, 2019 City Council meeting that the City Council pursue placing an electrical vehicle charging in Vermillion.

Howard Willson moved to adjourn the meeting at 6:38 p.m. Brian Humphrey seconded the motion. Motion carried 3 to 0. Chairman Ward declared the meeting adjourned.



CITY OF VERMILLION  
 INVOICES PAYABLE-JUNE 3, 2019

1 A-1 PORTABLE TOILETS	PORTABLE TOILET RENTAL	810.00
2 ADIDAS AMERICA, INC	MERCHANDISE	117.50
3 AMANDA ARNDT	MEALS REIMBURSEMENT	30.00
4 APPEARA	SHOP TOWELS	45.00
5 ARAMARK UNIFORM SERVICES	UNIFORM CLEANING	450.46
6 ARGUS LEADER MEDIA #1085	SUBSCRIPTION	28.00
7 ATCO INTERNATIONAL	CHEMICALS	355.00
8 AUSTIN ANDERSON	MEALS REIMBURSEMENT	35.00
9 AVERA OCCUPATIONAL MEDICINE	TESTING	62.55
10 BANNER ASSOCIATES, INC	PROFESSIONAL SERVICES	2,435.10
11 BATTERIES PLUS	BATTERIES	14.40
12 BELSON OUTDOORS	PICNIC TABLES LIBRARY	4,665.01
13 BEN'S HANDYMAN SERVICES	REPAIRS	52.48
14 BIERSCHBACH EQPT & SUPPLY	SUPPLIES	556.32
15 BIG STATE INDUSTRIAL SUPPLY	SUPPLIES	857.56
16 BLACKSTONE PUBLISHING	BOOKS	150.00
17 BLUETARP FINANCIAL, INC	PARTS	526.47
18 BORDER STATES ELEC SUPPLY	SUPPLIES	358.20
19 BOUND TREE MEDICAL, LLC	SUPPLIES	1,370.17
20 BRANDON STEENECK	MEALS REIMBURSEMENT	35.00
21 BRUNICK'S SERVICE INC	PROPANE	36.00
22 BSN SPORTS INC	SUPPLIES	49.99
23 BURNS & MCDONNELL	PROFESSIONAL SERVICES	5,287.23
24 BUTLER MACHINERY CO.	WHEEL LOADER/REPAIRS	133,501.72
25 CALLAWAY GOLF	MERCHANDISE	50.16
26 CAMPBELL SUPPLY	SUPPLIES	2,075.40
27 CASK & CORK	MERCHANDISE	435.00
28 CENTER POINT LARGE PRINT	BOOKS	302.87
29 CENTURY BUSINESS PRODUCTS	COPIER CONTRACT/COPIES	179.63
30 CENTURLINK	TELEPHONE	707.50
31 CHESTERMAN CO	MERCHANDISE	1,013.51
32 CITY OF VERMILLION	UTILITY BILLS	34,871.15
33 COFFEE KING, INC	SUPPLIES	62.75
34 COLONIAL LIFE ACC INS.	INSURANCE	2,820.05
35 COMPLIANCESIGNS	FDC SIGNS	240.50
36 CONTINENTAL RESEARCH CORP	SUPPLIES	247.08
37 CONVERGINT TECHNOLOGIES LLC	REPAIRS	747.26
38 CORE & MAIN LP	STORM DRAINAGE FRAMES/PARTS	6,160.34
39 CORTRUST BANK	TIF #6 PAYMENTS	14,744.51
40 COYOTE CHEMICAL COMPANY	SUPPLIES	335.30
41 CROUCH RECREATION	BENCH-FISHING PIER	545.00
42 D-P TOOLS	SUPPLIES	109.53
43 DAKOTA BEVERAGE	MERCHANDISE	6,531.89
44 DAKOTA FLUID POWER INC	SUPPLIES	809.94
45 DAKOTA HOSPITAL FOUNDATION	TIF #6 PAYMENT	14,744.51
46 DAKOTA PC WAREHOUSE	SUPPLIES	95.96

47 DAKOTA SUPPLY GROUP	PARTS	799.61
48 DANKO EMERGENCY EQUIPMENT	PARTS	1,310.02
49 DELTA DENTAL PLAN	INSURANCE	6,160.38
50 DEMCO	SUPPLIES	205.67
51 DENNIS MARTENS	MAINTENANCE	833.34
52 DGR ENGINEERING	PROFESSIONAL SERVICES	1,131.00
53 DIAMOND VOGEL PAINTS	TRAFFIC PAINT	1,469.50
54 EARTHGRAINS BAKING CO'S INC	SUPPLIES	226.20
55 EBSCO	SUBSCRIPTIONS	2,650.72
56 ECHO ELECTRIC SUPPLY	SUPPLIES	1,769.21
57 EMBROIDERY & SCREEN WORKS	UNIFORM	4,642.75
58 EMERGENCY SERVICES MARKETING	SUBSCRIPTION	735.00
59 ENERGY LABORATORIES	CHEMICALS	1,406.50
60 ENVISIONWARE, INC	MAINTENANCE	671.90
61 FARMER BROTHERS CO.	SUPPLIES	74.44
62 FARNER BOCKEN COMPANY	SUPPLIES	4,563.84
63 FASTENAL COMPANY	SUPPLIES	74.26
64 FIRST BANK & TRUST	TIF #6 PAYMENT	14,744.51
65 FIRST DAKOTA NATIONAL BANK	TIF #6 PAYMENT	14,744.51
66 FISCHER DISPOSAL	WASTE HAULING	703.00
67 FOREMAN MEDIA	COUNCIL MTG	150.00
68 FRED BALLEWEG	MEALS REIMBURSEMENT	49.00
69 FRED HAAR CO, INC	PARTS	95.10
70 GARY'S TREE SERVICE, INC	STUMP GRINDING	3,388.00
71 GLOBAL DIST.	MERCHANDISE	227.00
72 GRAHAM TIRE CO.	TIRES	837.54
73 GRAINGER	PARTS	150.55
74 GRAYMONT CAPITAL INC	CHEMICALS	4,054.93
75 GREGG PETERS	FREIGHT	804.00
76 GREGG PETERS	RENT	937.50
77 GREGGS AUTO BODY	REPAIRS	376.00
78 GREY HOUSE PUBLISHING	BOOKS	338.50
79 HACH CO	PART	257.89
80 HARTINGTON TREE LLC	TREES	1,701.00
81 HAUFF MID-AMERICA SPORTS	SUPPLIES	797.40
82 HAUGER LAWN SERVICE	MOWING	66.00
83 HAWKINS INC	CHEMICALS	4,329.55
84 HEIMAN FIRE EQUIPMENT	FIREFIGHTER EQUIPMENT	62,483.75
85 HELMS & ASSOCIATES	PROFESSIONAL SERVICES	5,137.43
86 HERREN-SCHEMPP BUILDING	SUPPLIES	30.32
87 HIGH POINT NETWORKS	SUPPORT RENEWAL	240.00
88 HY VEE FOOD STORE	SUPPLIES	218.52
89 IMS ALLIANCE	NAME TAGS	117.50
90 INFO USA MARKETING INC	PUBLICATION	415.00
91 INGRAM	BOOKS	3,318.51
92 INLAND TRUCK PARTS CO.	PARTS	1,886.25
93 INTEGRATED TECHNOLOGY & SECURITY	SUPPORT/REPAIRS	1,416.30
94 INTERNATIONAL PUBLIC MGMT	TESTING MATERIALS	284.50
95 JACKS UNIFORM & EQPT	UNIFORM SHIRTS	192.75

96 JAMIE HALL	MEALS REIMBURSEMENT	30.00
97 JAYMAR	PRINTER PAPER	943.50
98 JESSICA NEWMAN	BOOTS REIMBURSEMENT	104.49
99 JIM BALLEWEG	MEALS REIMBURSEMENT	64.00
100 JIM GOBLIRSCH	REIMBURSEMENT	17.09
101 JOHN A CONKLING DIST.	MERCHANDISE	4,148.60
102 JOHNSON BROTHERS OF SD	MERCHANDISE	29,983.57
103 JOHNSON CONTROLS	SERVICE AGREEMENT	1,707.74
104 JOHNSON FEED, INC	AGRI-LIME	1,995.72
105 JON COLE	FUEL REIMBURSEMENT	25.00
106 JONES FOOD CENTER	SUPPLIES	450.53
107 JULIE STEWART	REFUND SWIM LESSONS FEES	17.00
108 JWP CONSTRUCTION & DESIGN	FISHING PIER REPAIRS	749.56
109 JWR, INC	REPAIRS BALER	5,614.57
110 KARSTEN MFG CORP	MERCHANDISE	1,537.61
111 KNIFE RIVER MIDWEST, LLC	ASPHALT	2,932.80
112 KYLE HOISINGTON	MEALS REIMBURSEMENT	49.00
113 LAWSON PRODUCTS INC	SUPPLIES	176.83
114 LEISURE LAWN CARE	FERTILIZER/WEED CONTROL	218.15
115 LESSMAN ELEC. SUPPLY CO	SUPPLIES	1,760.00
116 LOCATORS AND SUPPLIES, INC	SUPPLIES	1,255.43
117 LYLE SIGNS	SUPPLIES	426.92
118 M & M CONSTRUCTION LLC	PRENTIS PARK SIDEWALK	13,167.00
119 MART AUTO BODY	TOWING	1,050.00
120 MATHESON TRI-GAS, INC	MEDICAL OXYGEN/CYLINDER RENTAL	687.50
121 MATTHEW BETZEN	MEALS REIMBURSEMENT	79.00
122 MAXIMUM PROMOTIONS	CITY FLAGS	720.00
123 MCCULLOCH LAW OFFICE	PROFESSIONAL SERVICES	2,002.20
124 MCLEOD'S PRINTING	MINUTES BOOK/TRAFFIC TICKETS	2,304.45
125 MD ENTERPRISES LLC	WORK SHIRTS	907.50
126 MEAD LUMBER	SUPPLIES	143.72
127 MEDICAL WASTE TRANSPORT, INC	HAUL MEDICAL WASTE	217.51
128 MENARDS	SUPPLIES	1,158.53
129 MICRO MARKETING LLC	BOOKS	8.02
130 MIDWEST READY MIX & EQUIPMENT	SKID STEER RENTAL/REBAR/RED ROCK	1,588.00
131 MIDWEST TURF & IRRIGATION	MOWER/WORKMAN/PARTS	75,379.26
132 MIRACLE RECREATION EQPT CO	PARTS	206.11
133 MISSOURI RIVER ENERGY SERVICE	REGISTRATION	450.00
134 MISSOURI VALLEY MAINTENANCE	REPAIRS	1,756.50
135 MOBOTREX MOBILITY & TRAFFIC	SUPPLIES	177.00
136 MOORE WELDING & MFG	REPAIRS	596.75
137 MOTION PICTURE LICENSING CO	LICENSING FEE	185.10
138 MSC INDUSTRIAL SUPPLY CO	SUPPLIES	125.06
139 NCL OF WISCONSIN, INC	SUPPLIES	202.26
140 NEBRASKA JOURNAL-LEADER	ADVERTISING	137.40
141 NETSYS+	PROFESSIONAL SERVICES/DOMAIN RENEWAL	3,026.50
142 NURSERY WHOLESALERS INC	TREES	2,976.53
143 O'REILLY AUTO PARTS	PARTS	116.11
144 OFFICE SYSTEMS CO	COPIER CONTRACT/COPIES	925.65

145 PAUL'S PLUMBING	PARTS	24.30
146 PCC, INC	COMMISSION	3,490.74
147 PEDERSEN MACHINE INC	REPAIRS	279.12
148 PENWORTHY COMPANY	BOOKS	100.62
149 PEPSI COLA OF SIOUXLAND	MERCHANDISE	1,838.20
150 PHYSIO-CONTROL CORP	REPAIRS	642.28
151 PKG CONTRACTING, INC	WWTF DIGESTER IMPROVEMENTS	118,361.81
152 POTOMAC AVIATION TECHNOLOGY	PARTS	51.51
153 PRESTO-X-COMPANY	INSPECTION/TREATMENT	112.00
154 PRINT SOURCE	ADVERTISING/PRINTING	1,657.10
155 PROCHEM DYNAMICS	SUPPLIES	503.47
156 PROEFROCK ELECTRIC INC	INSTALL CONTROLLER	50.00
157 PROPERTY MAINTENANCE SERVICE	MOWING	253.75
158 QUILL	SUPPLIES	1,412.20
159 RACOM CORPORATION	MAINTENANCE	465.96
160 REAMS SPRINKLER SUPPLY	PARTS	1,323.56
161 RECORDED BOOKS, INC	BOOKS	676.20
162 RECREONICS	SUPPLIES	39.07
163 REFLECTIVE APPAREL FACTORY	WORK SHIRTS	213.72
164 REPUBLIC NATIONAL DISTRIBUTING	MERCHANDISE	18,566.79
165 RESCO	STREET LIGHT POLES	8,420.00
166 ROB PICKENS	SAFETY BOOTS REIMBURSEMENT	100.00
167 ROCKMOUNT RESEARCH & ALLOY	SUPPLIES	503.07
168 SANFORD CLINIC VERMILLION	SUPPLIES	284.44
169 SANFORD HEALTH PLAN	PARTICIPATION FEE	60.00
170 SANITATION PRODUCTS INC	SUPPLIES	624.35
171 SCHAEFFER MFG. CO	SUPPLIES	672.00
172 SCHUMACHER OIL	SUPPLIES	482.40
173 SCOTT IVERSON	SAFETY BOOTS REIMBURSEMENT	100.00
174 SD DEPT OF HEALTH	TESTING	140.00
175 SD ELECTRICAL COMMISSION	WIRING PERMIT	50.00
176 SD RETIREMENT SYSTEM	CONTRIBUTIONS	84,873.69
177 SECURITY SHREDDING SERVICE	SHREDDING	35.00
178 SERVICE MASTER OF SE SOUTH DAKOTA	CUSTODIAL	3,299.69
179 SIOUX FALLS CRANE & HOIST	INSPECTION	734.00
180 SOUTH DAKOTA OPEN	BRONZE SPONSORSHIP	500.00
181 SOUTHERN GLAZER'S OF SD	MERCHANDISE	1,380.15
182 STAN HOUSTON EQPT CO	PARTS	102.50
183 STEVE'S HEATING & A/C INC	FURNACE/AIR CONDITIONER	6,202.59
184 STUART C. IRBY CO.	SUPPLIES	1,475.00
185 STURDEVANTS AUTO PARTS	PARTS	858.96
186 SUN MOUNTAIN	MERCHANDISE	107.79
187 SWANK MOVIE LICENSING USA	LICENSE RENEWAL	418.00
188 SYNCB/AMAZON	BOOKS/DVDS/SUPPLIES	1,019.13
189 TEAM GOLF	MERCHANDISE	826.00
190 THE EQUALIZER	ADVERTISING	3,126.50
191 THE GRAPHIC EDGE	WORK T-SHIRTS	2,185.63
192 THE UPS STORE #6751	SHIPPING	12.62
193 TITLEIST-ACUSHNET COMPANY	MERCHANDISE	1,935.34

194 TRACTOR SUPPLY CREDIT PLAN	SUPPLIES	667.28
195 TRIVIEW COMMUNICATIONS	REPAIRS	399.00
196 TURNER PLUMBING	REPAIRS	379.25
197 TWO WAY SOLUTIONS	BATTERY	79.98
198 TYLER TECHNOLOGIES	MAINTENANCE	1,250.00
199 UNITED WAY	CONTRIBUTIONS	1,032.00
200 UNUM LIFE INSURANCE COMPANY	INSURANCE	1,437.46
201 USA BLUEBOOK	SUPPLIES	803.63
202 USD FOUNDATION OFFICE	TIF #6 PAYMENT	14,744.51
203 USD SPEECH & HEARING CLINIC	TESTING	150.00
204 UTILITY EQUIPMENT CO.	PARTS	504.88
205 VAN DIEST SUPPLY CO	SUPPLIES	650.00
206 VAST BROADBAND	911 CIRCUIT/DIALUP SERVICES	1,415.45
207 VERIZON WIRELESS	CELL PHONES/IPAD ACCESS	2,160.27
208 VERMILLION ACE HARDWARE	SUPPLIES/PARTS	4,493.77
209 VERMILLION CHAMBER OF COMM	TIF #5 COLLECTIONS	36,444.79
210 VISA/FIRST BANK & TRUST	FUEL/LODGING/SUPPLIES	9,010.13
211 WAL-MART COMMUNITY	SUPPLIES	1,413.87
212 WALKER CONSTRUCTION	COTTON PARK BATHROOMS	13,856.71
213 WALT'S HOMESTYLE FOODS, INC	SUPPLIES	187.40
214 WILLIAMS & CO.	2018 AUDIT	23,000.00
215 WSP US	PROFESSIONAL SERVICES	9,934.82
216 YANKTON FIRE & SAFETY	EXTINGUISHER SERVICE	80.00
217 YANKTON MEDICAL CLINIC	TESTING	24.00
218 ZEE MEDICAL SERVICE	SUPPLIES	127.30
219 ZEROFRICTION LLC	MERCHANDISE	582.66
220 ZIEGLER INC	REPAIRS	1,246.91
221 ZIMCO SUPPLY CO	CHEMICALS	29,063.20
222 JASON REISDORFER	BRIGHT ENERGY REBATE	150.00
	GRAND TOTAL	\$983,258.44