Special Meeting Agenda
City Council
12:00 p.m. (Noon) Special Meeting
Monday, June 1, 2020
Large Conference Room – City Hall
25 Center Street
Vermillion, South Dakota 57069

1. **Roll Call.**

2. **Visitors to Be Heard.**

3. **Park amenities openings, baseball / softball game scheduling, and Recreation program offerings – Jim Goblirsch.**

4. **USD Public Health project on COVID-19 Decision making risks – Dr. Meghan O'Connell.**

5. **Review of applications for vacant Central Ward City Council seat – Mayor Collier-Wise.**

6. **Briefing on the June 1, 2020 City Council Regular Meeting** – Briefings are intended to be informational only and no deliberation or decision will occur on this item.

7. **Adjourn.**

Access the City Council Agenda on the web – 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 other electronic devices be turned off during the meeting.

City of Vermillion Council Agenda

7:00 p.m. Regular Meeting
Monday, June 1, 2020
City Council Chambers
25 Center Street
Vermillion, South Dakota 57069

1. **Roll Call**

2. **Pledge of Allegiance**

3. **Minutes**
   a. May 18, 2020 Special Meeting; May 18, 2020 Regular Meeting.

4. **Adoption of the Agenda**

5. **Visitors to be Heard**
   a. LGBTQ+ Pride Month proclamation.

6. **Public Hearings**
   a. Annual malt beverage and South Dakota farm wine license renewals.
   b. Special assessment roll for installation of street lighting along West Main Street west of Stanford Street.

7. **Old Business**
   a. Second reading of Emergency Ordinance 1414 to restrict business occupancy due to COVID-19.

8. **New Business**
   a. Resolution to establish a fine for a violation of Ordinance 1414.
   b. Amendment to Consultant Agreement with S.E.H. for the Final Report on the SD Highway 50 Drainage Improvement Project.
   c. Final plat of McHenry Street right-of-way in Lot 3B in Block 6, Lot 4C in Block 6, and Lot 6B in Block 6, all of Erickson Addition, an addition to the City of Vermillion, Clay County, South Dakota (street right-of-way going west from Princeton Street approximately 390 feet).
   d. Declare 38 abandon bicycles as surplus to be sold at auction.
   e. Appointment of an individual to fill vacant Central Ward City Council seat.

9. **Bid Openings**
   a. Fuel quotes.
   b. Bid Opening for Miscellaneous Concrete.
   c. Bid Opening for the Hangar Taxilane Improvements at the Airport.

10. **City Manager's Report**

11. **Invoices Payable**

12. **Consensus Agenda**
    a. Set a public hearing date of June 15, 2020 for renewal of retail on-off sale malt beverage license and SD Farm Wine for Aramark Educational Services, LLC for Aramark at 1101 N. Dakota Street and Vermillion Cultural Association for Coyote Twin at 10 East Main.

b. Set a public hearing date of June 15, 2020 for a special daily malt beverage and wine license for the Vermillion Area Chamber & Development Company on or about Thursday July 9, July 16, July 23, July 30, August 6, August 13, August 20 and August 27, 2020 on Ratingen Platz, half block of Market Street south of Main Street and Main Street as it abuts the Platz east to Center Street for Thursdays on the Platz event.

13. Adjourn

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

Addressing the Council: Persons addressing the Council shall use the microphone at the podium. Please raise your hand to be recognized, go to the podium and state your name and address.
a. Items Not on the Agenda Members of the public may speak under Visitors to Be Heard on any topic NOT on the agenda. Remarks are limited to 5 minutes and no decision will be made at this time.
b. Agenda Items: Public testimony will be taken at the beginning of each agenda item, after the subject has been announced by the Mayor and explained by staff. Any citizen who wishes may speak one time for 5 minutes on each agenda item. Public testimony will then be closed and the topic will be given to the governing body for possible action. At this point, only City Council members and staff may discuss the current agenda item unless a Council member moves to allow another person to speak and there is unanimous consent from the Council. Questions from Council members, however, may be directed to staff or a member of the public through the presiding officer at any time.

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

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.

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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
May 18, 2020
Monday 12:00 noon

The special session of the City Council, City of Vermillion, South Dakota was held on Monday, May 18, 2020 at 12:00 noon at the City Hall large conference room.

1. Roll Call

Present: Holland (teleconference), Humphrey (teleconference), Price (teleconference), Sorensen, Ward (teleconference), Willson (teleconference), Mayor Collier-Wise (teleconference)

Absent: Hellwege

2. Visitors to be Heard - None

3. Prentis Plunge, Parks, and Recreation program openings – Jim Goblirsch

Tim Tracy, Hospital Administrator, joined the meeting by teleconference and answered questions of the City Council on the COVID-19 virus in the county including number of cases, local capacity for testing and issues with opening parks, pool and other programs. Mayor Collier-Wise thanked Tim for joining the meeting.

Jim Goblirsch, Director of Parks and Recreation, reviewed the sources used to develop the information to be presented regarding parks and recreation programs. Jim reviewed programs that the Department felt could be offered following COVID-19 protocols and also which programs could not be offered. Jim noted that programs conducted at the High School are cancelled as the School District has closed their facilities to outside users and those offered in the Armory classrooms as there is potential that the National Guard will need the facility. Jim reported that athletic fields are shared with other associations such as baseball, softball and soccer. Jim noted that these associations are asking when they will be able to practice and hold games. Jim stated that Prentis Plunge opening date has not been set but reviewed recommended measures and protocols if the pool is opened. Jim reported on the status of other community pools noting that Sioux Falls is not opening their pools this season. Jim also noted that the playgrounds and basketball courts are closed and reported what other cities have done with their facilities. Jim reported that the golf course has been operating and small outings are being scheduled but all large outings in June have been postponed or cancelled. Jim reported that the one issue being raised is the one person per cart policy and that we do not have enough carts to meet the demand.

Jim noted that we are the only course in the region with this policy. Jim stated that this was a lot of information for one meeting and answered question of the City Council on the different topics. Discussion followed with the consensus to allow two people per golf cart at the golf course noting that an individual can request to rent a cart alone. Discussion continued requesting any projections on the added costs or lost revenue from operating at 50% at the swimming pool.

Mayor Collier-Wise asked that the remaining issues be reviewed during the study of the emergency ordinance at tonight's meeting.

4. Briefing on the May 18, 2020 City Council Regular Meeting

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

5. Adjourn

121-20
Alderman Price moved to adjourn the Council special session at 12:55 p.m. Alderman Sorensen seconded the motion. A roll call vote of the Governing Body was as follows: Holland-Y, Humphrey-Y, Price-Y, Sorensen-Y, Ward-Y, Willson-Y, Mayor Collier-Wise-Y. Mayor Collier-Wise declared the motion adopted.

Dated at Vermillion, South Dakota this 18th day of May, 2020.

THE GOVERNING BODY OF THE CITY
OF VERMILLION, SOUTH DAKOTA
BY_____
Kelsey Collier-Wise, Mayor

ATTEST:
BY_____
Michael D. Carlson, Finance Officer

Unapproved Minutes
City Council Regular Session
May 18, 2020
Monday 7:00 p.m.

The regular session of the City Council, City of Vermillion, South Dakota was called to order on Monday, May 18, 2020 at 7:00 p.m. by Mayor Collier-Wise.

1. Roll Call

Present: Holland (teleconference), Humphrey (teleconference), Price (teleconference), Sorensen, Ward (teleconference), Willson (teleconference), Mayor Collier-Wise (teleconference)

Absent: Hellwege

2. Pledge of Allegiance

3. Minutes

A. Minutes of May 4, 2020 Special Meeting; May 4, 2020 Regular Meeting

122-20
Alderman Holland moved approval of the May 4, 2020 Special Meeting and May 4, 2020 Regular Meeting minutes. Alderman Sorensen seconded the motion. A roll call vote of the Governing Body was as follows: Holland-Y, Humphrey-Y, Price-Y, Sorensen-Y, Ward-Y, Willson-Y, Mayor Collier-Wise-Y. Mayor Collier-Wise declared the motion adopted.

4. Adoption of Agenda

123-20
Alderman Willson moved approval of the agenda. Alderman Sorensen seconded the motion. A roll call vote of the Governing Body was as follows: Holland-Y, Humphrey-Y, Price-Y, Sorensen-Y, Ward-Y, Willson-Y, Mayor Collier-Wise-Y. Mayor Collier-Wise declared the motion adopted.

5. Visitors to be Heard - None

6. Public Hearings

A. Request for a Variance to reduce the required side yard setback from the required 4-feet to approximately 8-inches along the west property line of 221 Lewis Street to allow for an addition to a nonconforming detached garage.

Jose Dominguez, City Engineer, reported that a Petition for Variance was received on April 27th from Mr. Dennis Acrea and Mr. Rodger Kelly, owners of 221 Lewis Street, with regard to the required side yard setback on the west property line of their property. Jose stated that the owners are requesting that the Board of Adjustment grant a variance along the west property line so that they may construct an addition to the exiting nonconforming detached garage located on their property. Jose reported that the variance request was advertised by state statute on May 1, 2020. Jose reported that there is currently a house, a one car garage, and two

sheds located on the property. Jose stated that there is a map of the property included in the packet along with the variance application and drawing of the proposed garage addition. Jose stated that the Zoning Ordinance, Section 155.100 gives the City Council, acting as the Board of Adjustment, the power to hear and decide variances to vary the strict application of the height, area, setback, yard, parking, or density requirements as will not be contrary to the public interest. In this instance, public interest includes the interests of the public at large within the city, not just the neighboring property owners. Jose noted that the burden shall be on the applicant to prove the need for a variance. Jose reviewed the ordinance requirements and staff comment on each requirement. Jose reported that the small size and location of the lot make the construction of a conforming garage very difficult, and possibly offensive to the neighborhood. Jose noted that the strict interpretation of the ordinance would more than likely prohibit the owner from constructing an addition to the garage without requiring variances. Jose stated that the applicant's proposed plan, and the variance needed to execute his plan, are the minimum required to alleviate the hardship. Jose stated that, if the variance is approved, the variance would allow the applicant to construct an addition to the existing nonconforming garage in the approximate location where there is an existing shed. Jose noted that he believes that the garage addition will not be harmful to the neighborhood. Jose recommended that, if the Board of Adjustment grants the variance reducing the side yard setback requirement from 4-feet to 8-inches, it include a condition that the variance will only apply to the proposed garage addition and that one of the existing sheds be permanently removed from the property. Discussion followed.

124-20
Alderman Sorensen moved approval of the variance to reduce the required side yard setback from the required 4-feet to approximately 8-inches along the west property line of 221 Lewis Street to allow for an addition to a nonconforming detached garage with the condition that one of the existing sheds be permanently removed from the property. Alderman Holland seconded the motion. A roll call vote of the Governing Body was as follows: Holland-Y, Humphrey-Y, Price-Y, Sorensen-Y, Ward-Y, Willson-Y, Mayor Collier-Wise-Y. Mayor Collier-Wise declared the motion adopted.

7. Old Business

A. Review of Ordinance No. 1413 and determine continuation of the Emergency Ordinance

John Prescott, City Manager, reported that the City Council adopted emergency Ordinance No. 1413 at a special meeting on March 30th that will expire after 60 days on May 30th. John stated that this emergency ordinance placed restrictions on public gathering places and

entertainment venues. John noted that the City Council reviewed and discussed the Ordinance during the April 6, 2020 and April 20, 2020 meetings but did not make any changes. John reported that, at the May 4, 2020 meeting, the City Council adopted a Resolution modifying the original restrictions to provided businesses in #1-#4 of the original ordinance with guidelines on reopening. John noted that the Resolution provided guidelines on opening some businesses up to 33% of their capacity. John noted that, unless a special meeting is called, this is the final opportunity to address Ordinance No. 1413 before the May 30, 2020 expiration. John stated that the ordinance provided that the City Council can amend the ordinance with the adoption of a resolution. John stated that, since the May 4th meeting, Administration has received several inquiries seeking clarification and understanding of the ordinance and amending resolution. John noted that a blank sample resolution is included in the packet which can be completed to make any modifications to the ordinance.

John reported that, at the noon meeting, there was discussion on the pool, parks and recreation programs, playground equipment/basketball courts and baseball/softball team practice/games that was continued until tonight's meeting.

Jim Goblirsch, Director of Parks and Recreation, requested guidance from the City Council on if softball and baseball teams could begin limited practices on May 19th with full practice beginning June 1st and games beginning on June 15th, if the City can begin offering limited recreation programs, should parks playgrounds and basketball courts be opened and if the swimming pool will be opened, if so when. Jim reviewed the local sports team associations that use the city fields noting that we would require COVID-19 protocols that each would follow when using city facilities. Jim noted that they would like to begin practice to get ready for the season. Jim reported that they would like to offer the following recreation programs: youth recreation league baseball and softball ages 7 to 12 years, youth tennis ages 5 to 13 years and youth track and field ages 9 to 12 years. Jim noted that, if they started on line registration, they would plan to start programs June 15th or later. Jim reviewed what other cities are doing with playgrounds and basketball courts noting that most are open with no or limited sanitizing and signage. Jim asked when the Council would want to open Prentis Plunge. Jim asked Mike to review the estimated costs associated with the pool using the proposed protocals. Mike Carlson, Finance Officer, reported that over the last two years the pool has averaged a loss of $120,000 and if two COVID-19 protocol monitors are added during pool hours the estimated increase in expenses would be $10,900. Mike noted that, by reducing the capacity to 50%, Jim and Ryan estimated that 15% of the time the capacity was over that amount, thus 15% of the daily admissions is estimated to reduce the revenue by $6,300. Mike noted that there are many other variables such

as weather, will the pool attract residents from towns that pools are closed, how much will additional sanitizing cost, etc.

James Purdy, Assistant City Manager, provided comments to the City Council that were posted on the web site that were addressed by the City Council or City staff. Lengthy discussion followed with the Mayor and Council members expressing their understanding of each issue.

125-20
Alderman Holland moved approval to continue Ordinance No. 1413 as amended by the resolution adopted May 4, 2020 and to not open the Prentis Plunge swimming pool for the season, to allow softball and baseball association teams to begin limited practices with further action on scheduling games to be reviewed at the June 1st meeting, continue the closure of the park playground equipment and basketball courts to be reviewed at June 1st meeting, open registration for youth recreation league baseball and softball ages 7 to 12 years, youth tennis ages 5 to 13 years and youth track and field ages 9 to 12 years with the start date to be reviewed at the June 1st meeting. Alderman Sorensen seconded the motion. A roll call vote of the Governing Body was as follows: Holland-Y, Humphrey-Y, Price-Y, Sorensen-Y, Ward-Y, Willson-Y, Mayor Collier-Wise-Y. Mayor Collier-Wise declared the motion adopted.

8. New Business

A. First Reading of Emergency Ordinance No. 1414 to limit occupancy in businesses similar to Ordinance No. 1413 due to COVID-19

John Prescott, City Manager, reported that Emergency Ordinance No. 1413 placed restrictions on public gathering places and entertainment venues such as bars, restaurants, movie theaters, video lottery casino operations, and similar places of public accommodation as well as nail and hair salons, barber shops, health clubs, and spas where individuals are in close contact. John noted that, with the expiration of Ordinance No. 1413 on May 30, 2020, interest was expressed in a new Emergency Ordinance which would continue to provide for a gradual removal of restrictions with a focus on social distancing to continue to slow the spread of COVID-19. John stated that proposed emergency Ordinance No. 1414 is very similar to the Resolution that was adopted on May 4, 2020. John reviewed the changes between the proposed ordinance and the May 4th resolution noting the occupancy was increased from 33% to 50%. John stated that, if this ordinance reflects how the City Council and community want to move forward, first reading could take place this evening. John stated that a second reading could take place at the next meeting on June 1, 2020 which would be within days of Ordinance No. 1413 expiring or another option for continuity is to have a second reading at a special meeting at the end of May to avoid any break in regulations.

James Purdy, Assistant City Manager, provided comments to the City Council that were posted on the web site that were addressed by the City Council. Discussion followed on the percentage of occupancy to be included in the ordinance. John Prescott, City Manager, reported that, once adopted, the ordinance can be changed by resolution if the percentage needs to be changed.

126-20
Mayor Collier-Wise read the title to the above mentioned Ordinance and Alderman Price moved adoption of the following Resolution:

BE IT RESOLVED that the minutes of this meeting shall show that the title to proposed Ordinance No. 1414 entitled an Emergency Ordinance to Address a Public Health Crisis by Implementing Certain Measures Which Have Been Deemed Necessary to Slow the Community Spread of COVID-19 (Coronavirus) for 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 18th day of May, 2020 at the Council Chambers in City Hall in the manner prescribed by SDCL 9-19-7 as amended.

The motion was seconded by Alderman Humphrey. After discussion, the question of adoption of the Resolution was put to a roll call vote of the Governing Body as follows: Holland-Y, Humphrey-Y, Price-Y, Sorensen-Y, Ward-Y, Willson-Y, Mayor Collier-Wise-Y. Mayor Collier-Wise declared the motion adopted.

B. Café Brule Permit for Consumption of Alcohol in Sidewalk Furniture Use Zone

John Prescott, City Manager, reported that Jim Waters, on behalf of Café Brule, Inc., has applied for a sidewalk furniture zone use permit for Café Brule for six two-person tables on the Market Street side of the restaurant. John stated that Administration has approved the use of the sidewalk furniture zone use permit for food consumption, but the request was to also include alcohol. John stated that City ordinance provides that the City Council may permit the consumption of alcoholic beverages within the furniture use zone. John stated that the ordinance provides additional rules to governing alcoholic beverages in the furniture zone, one of which is that the hours of operation for the sale and consumption shall be 7:00 a.m. to 10:00 p.m. John noted that the Police Chief has reported that there were no incidents in previous years in this area. John reported that the application for furniture zone use permit, alcohol sales plan and the diagram of the area are included in the packet. John noted that in previous years the approval included the condition that alcohol sales could not take place during Dakota Days weekend in the Furniture Zone area. Discussion followed.

127-20
Alderman Sorensen moved approval of the sale and consumption of alcoholic beverages in the Café Brule Furniture Zone Use permit area during the hours outlined in the ordinance except to exclude the Dakota Days weekend. Alderman Willson seconded the motion. A roll call vote of the Governing Body was as follows: Holland-Y, Humphrey-Y, Price-Y, Sorensen-Y, Ward-Y, Willson-Y, Mayor Collier-Wise-Y. Mayor Collier-Wise declared the motion adopted.

C. Recommendation of BID Board #1 to utilize reserve funds to make up the difference between actual receipts for the first and second quarter 2020 vs. the 5-year average payment amount for the first and second quarter in determining payment amount transferred to the VCDC

John Prescott, City Manager, reported that the Business Improvement District (BID) #1 met on Friday, May 8, 2020 to consider a request from the Vermillion Chamber of Commerce and Development Company (VCDC) to utilize funding from the BID reserve fund to stabilize the quarterly tourism payments. John noted that BID #1 began collecting a $2 per night fee on occupied hotel rooms on June 1, 2014. John reported that in 2017 the Board identified the need to establish a reserve fund. John noted that the Board proposed and the City Council approved a recommendation to remit 85% of receipts to the VCDC for tourism until a reserve fund of $30,000 was established, which was in 2018, at which time 98% of the BID receipts were made to the VCDC. John reported that the BID Board's recommendation was to have the BID reserve fund make up the difference between the net BID receipts collected for remittance to the VCDC vs the average for that quarter paid to the VCDC. John stated that the Board suggested using the five-year average for the first and second quarter to determine the average net BID payment to the VCDC. John stated that the Board recommendation was to make up the difference only for the first and second quarter of 2020 and that the BID Board will take another look at this issue during their June or July meeting. John reported that the first quarter net collections were $7,909 while the five-year average was $9,377 so the short fall is $1,468 and the second quarter five-year average net collections is $13,117. John noted that the Board did note in their discussion that rebuilding the reserve will impact the dollars going to the VCDC in the future, but that this would be a topic for discussion at the next meeting. John noted that the BID Board #1 recommendation is to allocate a portion of the BID #1 reserve funds to the VCDC to provide the VCDC with funding equal to the five-year quarterly net average payment from BID reserve funds for only the first and second quarter 2020. John stated that the payment from the reserve fund for the first quarter is $1,468. John noted that Nate Welch, Executive Director of the VCDC, was present to answer questions.

128-20
Alderman Holland moved approval of the recommendation by BID #1 Board to allocate a portion of the BID #1 reserve funds to the VCDC to provide the VCDC with funding equal to the five-year quarterly average for the first and second quarter 2020 with the first quarter payment being $1,468. Alderman Willson seconded the motion. Discussion followed. A roll call vote of the Governing Body was as follows: Holland-Y, Humphrey-Y, Price-Y, Sorensen-N, Ward-Y, Willson-Y, Mayor Collier-Wise-Y. Mayor Collier-Wise declared the motion adopted.

D. Establish a process to fill vacant Central Ward Council seat

John Prescott, City Manager, reported that, when the City Council accepted the resignation of Central Ward Council member Kelsey Collier-Wise at the May 4, 2020 meeting after her appointment as Mayor, it created a vacancy on the City Council in the Central Ward. John reviewed the state statutes noting that the current term ends with the July 6th meeting so if an individual is appointment in June they will also need to be appointed by the new Council. John noted that an option available to the City Council is to appoint an individual for the Central Ward seat at one of the June 2020 meetings. John noted that the individual would be able to serve through the qualifying period for the person elected and be reappointed at the July 20, 2020 meeting. John noted this individual would serve until a special election in 2021. John stated that this option would potentially have someone in place when the City Council has their reorganizational meeting on July 6, 2020. John suggested having interested individuals complete an Expression of Interest form, cover letter of interest, a resume, and/or other materials deemed appropriate to assist the City Council in appointing an individual to fill a Central Ward Council seat. Discussion followed suggesting interested individuals complete the expression of interest form from the City web site and return the form by May 28th at 5:00 p.m. for consideration at the June 1st meeting. John stated that this can be placed on the City web sites and newspaper. Discussion followed.

129-20
Alderman Price moved to authorize administrative staff to advertise the Central Ward Council opening requesting interested Central Ward residents to complete the expression of interest form and return the form by 5:00 p.m. on May 28th for consideration at the June 1st meeting. Alderman Holland seconded the motion. A roll call vote of the Governing Body was as follows: Holland-Y, Humphrey-Y, Price-Y, Sorensen-N, Ward-Y, Willson-Y, Mayor Collier-Wise-Y. Mayor Collier-Wise declared the motion adopted.

E. Mutual Aid agreement with the City of Elk Point

John Prescott, City Manager, reported that the cities of Elk Point and Vermillion have long provided informal aid to each other during regular business and times of emergencies. John noted that, due to the current COVID-19 pandemic, the Elk Point City Administrator contacted the City of Vermillion with a request to enter into a formal/written agreement for mutual aid in the event of an emergency situation. John reported that the Mutual Aid Agreement was included in the packet and has been reviewed by City Attorneys from both cities. John reviewed the content of the agreement. John noted that the City of Elk Point has approved the agreement at their May 4th meeting. John recommended approval of the resolution adopting the mutual aid agreement. Discussion followed.

130-20
After reading the same once, Alderman Sorensen moved adoption of the following:

RESOLUTION
ADOPTION OF MUTUAL AID AGREEMENT WITH THE CITY OF ELK POINT

A mutual aid agreement between the City of Vermillion and the City of Elk Point enabling the continuation of essential services in the event of an emergency.

WHEREAS, the essential services of water, wastewater, street, and light and power must continue for the good of the community despite an emergency; and,

WHEREAS, an emergency can be any event that hinders several employees the ability to work; and,

WHEREAS, this agreement shall stay in effect until the City Council deems it unnecessary.

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of the City of Vermillion, South Dakota, at a regular meeting thereof that the mutual aid agreement is adopted.

Dated at Vermillion, South Dakota this 18th day of May 2020.

THE GOVERNING BODY OF THE CITY
OF VERMILLION, SOUTH DAKOTA
By_____
Kelsey Collier-Wise, Mayor

Attest:
By _____
Michael D. Carlson, Finance Officer

The motion was seconded by Alderman Price. Discussion followed and the question of the adoption of the Resolution was presented for a roll call vote of the Governing Body as follows: Holland-Y, Humphrey-Y, Price-Y, Sorensen-Y, Ward-Y, Willson-Y, Mayor Collier-Wise-Y. Mayor Collier-Wise declared the motion adopted.

F. Resolution pledging Vermillion Now! Second Penny funds to assist with the design and construction administration of Bliss Pointe Phase 2 infrastructure

John Prescott, City Manager, reported that the Vermillion Chamber of Commerce and Development Company (VCDC) developed a conceptual plan for the design of the second phase of the Bliss Pointe housing development. John noted that the VCDC solicited proposals from engineering firms and received three proposals to design the infrastructure and layout of the second phase. John stated that Banner Associates was hired at a cost of $63,984 to complete the engineering design, plan development, solicitation of bids, and bid opening work. John noted that Phase 2 of Bliss Pointe is the undeveloped portion of ground between Stanford Street and Joplin Street and north of Rockwell Trail that includes land zoned as Area B and Area C in the Bliss Pointe Planned Development District zoning. John noted that the VCDC has requested a Resolution pledging any remaining Vermillion Now! Second Penny contributions from the first two Vermillion Now! campaigns for the engineering work of Bliss Pointe Phase 2. John stated that the Resolution is also written to use a portion of the City's 2020 pledge to Vermillion Now! 3 funds to make up the difference. John stated that the City obligated $50,000 of Second Penny funds with the 2020 budget to the Vermillion Now 3! Campaign form its total pledge of $250,000 in Second Penny funds over five budget years beginning with 2020. John noted that on April 20, 2020 the City adopted a resolution to utilize the remaining funds from the first two Vermillion Now! Campaigns to help construct a street through what is currently Lot 4A in the Erickson addition. John reviewed the Vermillion Now! funding available and recommended approval of the resolution. Discussion followed on the funding.

Nate Welch, Executive Director of the VCDC, answered questions of the City Council noting the desire to get started now to have options to start construction this fall or next year to hopefully obtain better prices.

131-20
After reading the same once, Alderman Willson moved adoption of the following:

RESOLUTION PLEDGING VERMILLION NOW CAMPAIGN
FUNDS FOR BLISS POINTE PHASE 2 ENGINEERING

WHEREAS, the City of Vermillion pledged $280,000 of Second Penny funds to the original Vermillion Now! campaign in 2009 and $250,000 of Second Penny sales tax funds to the Vermillion Now! 2 campaign in 2014 of which $189,922 has not been utilized for a project; and

WHEREAS, the City of Vermillion (City) has obligated $50,000 in the 2020 budget as the first annual payment toward a $250,000 pledge of Second Penny capital improvements to the Vermillion Now! 3 campaign; and

WHEREAS, development of Phase 2 of Bliss Pointe will provide needed housing lots for the construction of new homes and complete the housing development; and

WHEREAS, the Vermillion Area Chamber of Commerce and Development Company (VCDC) has hired Banner Associates to complete engineering design work for the development of Phase 2 of the Bliss Pointe housing development; and

WHEREAS, engineering services to design the layout and all of the infrastructure improvements needed for the development of Bliss Pointe is an eligible Second Penny cost; and

WHEREAS, the VCDC has requested that the City provide reimbursement from the Vermillion Now! Campaign Second Penny sales tax funds for the engineering services to design the layout and all of the infrastructure improvements needed for Bliss Pointe Phase 2 in an amount not to exceed $63,984; and

WHEREAS, the City Council on April 20, 2020 approved a similar resolution pledging the amount reimbursed to the VCDC for street construction will not exceed the $189,922 currently available from the original Vermillion Now! and Vermillion Now! 2 pledges of Second Penny funds; and

WHEREAS, if sufficient funding is not remaining from the original Vermillion Now! or Vermillion Now! 2 funds after reimbursement to the VCDC for the street construction cost as provided for in the April 20, 2020 adopted resolution, funding from the $50,000 that the 2020 Second Penny budget allocated for Vermillion Now! 3 shall be used; and

WHEREAS, it is understood that all payments from the City to the VCDC will be on a reimbursement basis upon submission of supporting contract documents, invoices, and records of payments.

NOW, THEREFORE, BE IT RESOLVED, that the Governing Body of the City of Vermillion agrees to reimburse the VCDC, as developer of the Bliss Pointe Phase 2 housing development, for engineering services to design the layout and all of the infrastructure improvements from any remaining Second Penny funds from the original Vermillion Now! campaign, the Vermillion Now! 2 campaign and up to $50,000 of 2020 Vermillion Now! 3 campaign Second Penny sales tax funds upon submission of the proper documentation but in a total amount not to exceed $63,984, contingent upon the availability of funds at the time of the reimbursement request.

Dated at Vermillion, South Dakota, this 18th day of May, 2020.

THE GOVERNING BODY OF THE CITY OF
VERMILLION, SOUTH DAKOTA
By _____
Kelsey Collier-Wise, Mayor

ATTEST:
By _____
Michael D. Carlson, Finance Officer

The motion was seconded by Alderman Ward. Discussion followed and the question of the adoption of the Resolution was presented for a roll call vote of the Governing Body as follows: Holland-Y, Humphrey-Y, Price-Y, Sorensen-N, Ward-Y, Willson-Y, Mayor Collier-Wise-Y. Mayor Collier-Wise declared the motion adopted.

G. Request to close N. Plum Street from E. Cherry Street to SD Highway 50 on Friday, August 21, 2020 from 5:00 am to 4:00 pm for USD's Move-In Day

John Prescott, City Manager, reported that he would combine the presentation for Items G & H as the University of South Dakota has historically been utilizing Plum Street, between Highway 50 and East Cherry Street, and closing Rose Street from Coyote Village north to the Dakota Dome during their Move-In Day. John stated that the traffic control for the move-in requires the assistance of the City and the DOT. John stated that the request from USD is included in the packet. Alderman Ward stated that he was made aware today that move-in is being changed to more than one day to allow for less contact and suggested tabling action on these two items as there is time to review before move-in day.

132-20
Alderman Ward moved to table the street closing requests from USD for move-in day agenda Items G & H, until the June 1st meeting to allow time to obtain additional information on the extended days. Alderman Price seconded the motion. A roll call vote of the Governing Body was as

follows: Holland-Y, Humphrey-Y, Price-Y, Sorensen-Y, Ward-Y, Willson-Y, Mayor Collier-Wise-Y. Mayor Collier-Wise declared the motion adopted.

H. Request to close Rose Street from Coyote Village north to the Dakota Dome on Friday, August 21, 2020 from 5:00 am to 4:00 pm for USD's Move-In Day

See Item G above as item was tabled until the June 1st meeting.

I. Resolution to accept a DENR grant for renovations at the Missouri Valley Recycling Center and authorize the City Manager to sign grant documents

John Prescott, City Manager, reported that in December 2019 the City Council approved the submission of a grant application to DENR to fund 50% of the Phase I renovations of the Missouri Valley Recycling Center building on North Crawford Road. John noted that the recycling center has served the community as the recycling center for the last 25 years with very limited renovations. John stated that an evaluation of the building in 2019 identified the need for significant improvements to continue the current use and to provide a safe and more efficient environment for both staff and the public. John reported that the improvements were divided into two phases and reviewed the Phase 1 improvements that are listed on the memo in the packet. John stated that the estimated cost of Phase I improvements was identified at just over $686,500. John stated that the South Dakota Department of Environment & Natural Resources (DENR), at their March 2020 meeting, approved a maximum grant from the Solid Waste Management Program for renovations at the Missouri Valley Recycling Center in an amount of $343,000. John stated that the grant is a 50% match with the not to exceed grant amount of the $343,000. John reported that a resolution has been prepared to accept the SD DENR grant award and authorize the City Manager to sign grant documents. John noted that Burns and McDonnell, who completed the initial review and worked with staff to develop a project that would be affordable to undertake, has submitted an agreement for engineering services related to the project. John stated that the engineering agreement is the next item on the agenda for City Council consideration. Discussion followed.

133-20
After reading the same once, Alderman Willson moved adoption of the following:

RESOLUTION ACCEPTING THE DENR GRANT AWARD TO RENOVATE
THE MISSOURI VALLEY RECYCLING CENTER AND
AUTHORIZE THE CITY MANAGER TO SIGN
THE GRANT DOCUMENTS

WHEREAS, the City of Vermillion is a member of the Joint Powers agreement which operates the Vermillion Landfill, Missouri Valley Recycling Center, and an integrated solid waste system to serve the solid waste disposal and recycling needs of the residents of Clay and Yankton Counties along with other areas of the region; and

WHEREAS, the City of Vermillion is the member that is responsible for the operation of the Vermillion Landfill and Missouri Valley Recycling Center; and

WHEREAS, the Missouri Valley Recycling Center at 840 N. Crawford Road has served as the drop-off point and processing center of recyclable materials provided by businesses and citizens in the region for twenty-five (25) years; and

WHEREAS, it has been determined that there is a need for significant renovations to the Missouri Valley Recycling Center building to provide a safe and efficient environment for both the staff and the public to drop-off and process recyclable materials; and

WHEREAS, the Joint Powers Board recommended, and the Vermillion City Council approved, an application to apply for DENR grant funding assistance for the renovation project; and

WHEREAS, the 2020 budget adopted by the Vermillion City Council included funding for renovations to the Missouri Valley Recycling Center if a 50% grant was awarded by DENR.

NOW, THEREFORE, BE IT RESOLVED that the grant award of 50% funding up to a maximum grant amount of $343,000 from the Solid Waste Management Program, awarded by the Board of Water and Natural Resources is accepted, and the City Manager is authorized to execute the grant documents as needed on behalf of the City of Vermillion.

Dated at Vermillion, South Dakota this 18th day of May, 2020.

THE GOVERNING BODY OF THE CITY
OF VERMILLION, SOUTH DAKOTA

BY_____
Kelsey Collier-Wise, Mayor

ATTEST:

BY_____
Michael D. Carlson, Finance Officer

The motion was seconded by Alderman Sorensen. Discussion followed and the question of the adoption of the Resolution was presented for a roll call vote of the Governing Body as follows: Holland-Y, Humphrey-Y, Price-Y, Sorensen-Y, Ward- not present, Willson-Y, Mayor Collier-Wise-Y. Mayor Collier-Wise declared the motion adopted.

J. Professional service agreement with Burns & McDonnell for recycling center building renovations

John noted that, as was reviewed with the last agenda item, the Recycling Center is in need of improvements to better serve the public and employees working at the facility. John stated that, as the grant agreement was accepted with the previous agenda item, the next step in the process is to hire the consultant for the completion of the design, bidding process, and construction administration. John stated that Burns & McDonnell has submitted the attached professional services agreement to perform the needed functions. John noted that Burns & McDonnell was selected via a competitive process to perform the building evaluation, make recommendations, develop probable construction costs, and provide conceptual drawings that could be utilized for the grant application. John stated that the next step of the process utilizes the work that Burns & McDonnell performed in the first phase to take it through construction. John stated that the fee proposed by Burns & McDonnell is $145,900 which is an eligible project cost for grant funding and recommended approval of the agreement.

134-20
Alderman Willson moved approval of the professional services agreement with Burns & McDonnell for the renovation of the Recycling Center project in the amount not to exceed $145,900. Alderman Sorensen seconded the motion. A roll call vote of the Governing Body was as follows: Holland-Y, Humphrey-Y, Price-Y, Sorensen-Y, Ward-Y, Willson-Y, Mayor Collier-Wise-Y. Mayor Collier-Wise declared the motion adopted.

9. Bid Openings - None

10. City Manager's Report

A. John reported on the approval of the plat of Lot 3A and 3B of Lot 3 in Block 1 of Cottage Place addition. John noted that the property is located on the west side of Cottage Avenue in the 500 block.

B. John reported that the Planning Commission is meeting on Tuesday, May 26th at 5:30 p.m. The current item on their agenda is a replat of three lots in Erickson Addition and dedication of right-of-way for McHenry Street.

C. John reported that City offices are closed on Monday, May 25th for the Memorial Day holiday.

D. John noted that the 2020 Census is underway and asked all residents to please take a minute to complete the 2020 Census form. John stated it is important to the City of Vermillion and Clay County.

PAYROLL ADDITIONS AND CHANGES

Golf Clubhouse: Shanel Goranowski $9.50/hr, Alyssa Brown $9.50/hr, Ashley German $9.50/hr; Golf Maintenance: Garrett Tiehen $9.50/hr

11. Invoices Payable

135-20
Alderman Price moved approval of the following invoices:

A-OX Welding Supply Co	chemicals	2,551.50
AT&T Mobility	mobile hot spots	526.86
Broadcaster Press	advertising	1,188.63
Buhls Cleaners	mat/mop service	488.70
Bureau Of Administration	telephone	264.28
Cask & Cork	merchandise	246.00
CCP Industries Inc.	supplies	151.95
CenturyLink	telephone	1,585.97
City Of Vermillion	landfill vouchers	1,320.00
Clay Rural Water System	water usage	165.20
Clay-Union Electric Corp	electricity	1,239.28
Core & Main LP	parts	613.54
Dakota Beverage	merchandise	13,017.95
Dakota Lock & Key	repairs	70.00
Dept Of Environment & Nat.	SWMP loan payment	14,338.54
Dept Of Revenue	malt beverage licenses	300.00
Ebsco	subscription	2,647.28
Energy Laboratories	testing	1,174.00
FedEx.	shipping	13.92
Global Dist.	merchandise	312.00
Graymont (WI) LLC	chemicals	4,190.85
Gregg Peters	managers fee	6,000.00
Info USA Marketing Inc	books/directory	415.00
Ingram	books	229.59
John A Conkling Dist.	merchandise	5,924.65
Johnson Brothers Of SD	merchandise	21,469.17
Jones Food Center	supplies	419.85

Loren Fischer Disposal	haul cardboard	1,150.00
MidAmerican	gas usage	2,159.82
Midcontinent Communication	internet/cable service	746.57
Midwest Alarm Co	alarm monitoring	69.00
Quill	supplies	53.88
Republic National Dist	merchandise	18,319.14
Running Supply, LLC	supplies	214.15
Sanford Vermillion Sports	online registration	628.10
SD DENR	landfill operations fee	3,741.76
Southern Glazer's Of SD	merchandise	8,424.24
Staples Business Credit	supplies	1,416.98
Stern Oil Co.	fuel	9,990.39
Sturdevants Auto Parts	parts	405.51
Syncb/Amazon	books/dvds	324.99
The Ups Store #6751	shipping	12.28
Titleist-Acushnet Company	merchandise	1,563.11
Tractor Supply Credit Plan	supplies	137.98
True Fabrications	merchandise	178.38
United Parcel Service	shipping	13.70
Us Bank St. Paul	debt service payments	58,792.50
Us Postmaster	postage for utility bills	900.00
Valiant Vineyards	sanitizing gel/wipes	193.00
Vermillion Ace Hardware	supplies	120.93
Waste Management Of WI-MN	waste hauling	1,406.95
Zimco Supply Co	Vicon spreader/grass seed	1,835.00
Elizabeth Smith	Bright Energy Rebate	350.00
Adam Riley	Bright Energy Rebate	50.00

Alderman Sorensen seconded the motion. A roll call vote of the Governing Body was as follows: Holland-Y, Humphrey-Y, Price-Y, Sorensen-Y, Ward-Y, Willson-Y, Mayor Collier-Wise-Y. Mayor Collier-Wise declared the motion adopted.

12. Consensus Agenda

A. Set a public hearing date of June 1, 2020 for annual malt beverage and SD farm wine renewals

136-20
Alderman Willson moved approval of the consensus agenda. Alderman Price seconded the motion. A roll call vote of the Governing Body was as follows: Holland-Y, Humphrey-Y, Price-Y, Sorensen-Y, Ward-Y, Willson-Y, Mayor Collier-Wise-Y. Mayor Collier-Wise declared the motion adopted.

13. Adjourn

137-20
Alderman Ward moved to adjourn the Council Meeting at 8:53 p.m. Alderman Sorensen seconded the motion. A roll call vote of the Governing Body was as follows: Holland-Y, Humphrey-Y, Price-Y, Sorensen-Y, Ward-Y, Willson-Y, Mayor Collier-Wise-Y. Mayor Collier-Wise declared the motion adopted.

Dated at Vermillion, South Dakota this 18th day of May, 2020.

THE GOVERNING BODY OF THE CITY
OF VERMILLION, SOUTH DAKOTA
BY_____
Kelsey Collier-Wise, Mayor

ATTEST:
BY_____
Michael D. Carlson, Finance Officer

Published once at the approximate cost of _____.

PROCLAMATION

LGBTQ+ PRIDE MONTH

WHEREAS, everyone should be able to live without fear of prejudice, discrimination, violence, or hatred based on their gender identity or sexual orientation; and

WHEREAS, the City of Vermillion supports the rights of every citizen to experience equality and freedom from discrimination; and

WHEREAS, all people have the right to be treated on the basis of their intrinsic value as human beings; and

WHEREAS, the City of Vermillion accepts and welcomes people of diverse backgrounds and believes a diverse population leads to a more vibrant community; and

WHEREAS, the Lesbian, Gay, Bisexual, Transgender, and Queer (LGBTQ+) communities contribute to our cultural, civic, academic, and economic successes; and

WHEREAS, the month of June is designated as LGBTQ+ Pride Month nationwide and is celebrated by cities around the globe; and

WHEREAS, the City of Vermillion has a diverse LGBTQ+ community that includes people of all ethnicities, religions, and professions; and

WHEREAS, the City of Vermillion will celebrate its second annual Pride Month during June 2020 with activities for the whole community to participate in and enjoy.

NOW, THEREFORE, BE IT RESOLVED we, the governing body of the City of Vermillion, South Dakota, do hereby proclaim June 2020 as

LGBTQ+ PRIDE MONTH

in the City of Vermillion and encourage the citizens of our community to recognize the accomplishments and contributions of citizens and visitors of all sexual orientations and gender identities.

Dated at Vermillion, South Dakota this 1st day of June, 2020.

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

By _____
Kelsey Collier-Wise, Mayor

ATTEST:

By _____
Michael D. Carlson, Finance Officer

Council Agenda Memo

From: Mike Carlson, Finance Officer

Meeting: June 1, 2020

Subject: Annual Renewal of Malt Beverage and SD farm wine licenses

Presenter: Mike Carlson

Background: Applications for renewal of on-off sale malt beverage and SD Farm Wine licenses have been received from the establishments listed on the notice of hearing. The Police Chief prepared a report indicating the performance and when compliance checks were completed at each establishment since July 1, 2019. In the letter sent to all license holders, with the renewal application, the applicants were encouraged to participate in the public hearing or have someone represent the business. The City Ordinance requires a written management plan upon reapplication by a licensee where conviction of a violation of any law, rule, regulation, or ordinance relevant to alcoholic beverage control has taken place. That ordinance is as follows:

> 112.04 Management plans are required for reapplication after conviction or upon request of the City Council
>
> Any licensee under this chapter, its agents or employees or the manager or contractual operators, or their agents or employees, of retail establishments licensed under this chapter, who in the course of the operation of the license, are convicted of a violation of any law, rule, regulation, or ordinance relevant to alcoholic beverage control, or upon the request of the City Council, shall upon reapplication for a license submit with the reapplication a written management plan which sets forth the licensee's policy for correcting any and all defects in its operation that contributed to a violation or issue related to license renewal. The governing body will review the adequacy of the plan as part of the renewal process. Failure to submit a plan or submission of an inadequate plan shall be considered by the governing body in exercising its discretion to approve or disapprove the application pursuant to SDCL 35-2-1.1.

A management plan was received from the following business that failed a compliance check prior to renewal applications being mailed April 29, 2020:

- Dwight Iverson for Cherry Pit Stop at 23 East Cherry – failed 10-7-2019

For background, the previous information on compliance checks for the business that submitted a management plan is as follows:

Dwight Iverson - Cherry Pit Stop - on-off sale malt beverage license

December 9, 2008 – passed compliance check
April 2, 2009 – passed compliance check
December 11, 2009 – passed compliance check
September 8, 2010 - passed compliance check
August 17, 2012 - failed compliance check; management plan June 2013
December 7, 2012 – passed compliance check
September 11, 2013 - passed compliance check
August 13, 2014 – passed compliance check
April 2, 2015 – passed compliance check
January 30, 2016 – passed compliance check
February 2, 2017 – passed compliance check
March 22, 2018 – passed compliance check
January 29, 2019 – passed compliance check
October 7, 2019 - failed compliance check; management plan June 2020

The Police Chief's memo indicated two business failed compliance checks. The other business has an on-sale liquor license so the management plan will be included in November with the liquor license renewals.

Discussion: The City Council has the ability to renew a license on basically two (2) criteria: suitable person and suitable location. With respect to the location criteria, licenses have been previously approved for all of the locations. A 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. With respect to the suitable person criteria, the City Council can also determine that an applicant is not of suitable moral character and not renew a license. If the renewal of an application is denied, the motion must state the reasoning for denial. The applicant cannot reapply for this type of license for one (1) year.

Financial Consideration: The City receives $150 for each on-off sale malt beverage and SD Farm wine license. For those businesses with video lottery machines, the fee is $50 per machine, unless this fee was paid with their liquor license renewal in December.

Conclusion/Recommendations: Following the input from the public hearing, the City Council is asked to make a decision on the following and if a motion is to deny the reason needs to be included in the motion:

1. The first action would be to consider the renewal of the on-off sale malt beverage and SD Farm wine license for the Old Lumber Company, Inc for the Old Lumber

Company at 11 & 15 Court Street. In May 2018 Old Lumber Company, Inc applied for a site transfer of the malt beverage license to expand into 11 Court Street and at that time the site transfer was approved contingent upon final inspection by the building official. The site expansion has not been completed so the recommendation will continue for the approval of the retail on-off sale malt beverage and SD Farm wine license for the Old Lumber Company, Inc at 11 & 15 Court Street with the expansion into 11 Court Street contingent upon the final inspection of the building official.

2. Approve the re-issuance of the remaining retail on-off sale malt beverage and SD Farm wine licenses to the businesses listed.

CITY OF Vermillion SOUTH DAKOTA

Management Plan Form

25 Center Street
Vermillion SD 57069

City ordinance section 112.04 requires a written management plan with reapplication if convicted of a violation of any law, rule, regulation, or ordinance relevant to alcoholic beverage control. That ordinance is as follows:

A) Violation of liquor laws unlawful. It is unlawful for any licensee under the provisions of the SDCL Title 35, and this chapter, or other person to violate any of the provisions of such laws or of this chapter or to fail to comply therewith within the city limits.

(B) Reapplication after conviction. Any licensee under this chapter, its agents or employees or the manager or contractual operators, or their agents or employees, of retail establishments licensed under this chapter who in the course of the operation of the license, are convicted of a violation of any law, rule, regulation, or ordinance relevant to alcoholic beverage control, or upon the request of the City Council, shall upon reapplication for a license submit with the reapplication a written management plan which sets forth the licensee's policy for correcting any and all defects in its operation that contributed to a violation or issue related to license renewal. The governing body will review the adequacy of the plan as part of the renewal process. Failure to submit a plan or submission of an inadequate plan shall be considered by the governing body in exercising its discretion to approve or disapprove the application pursuant to SDCL 35-2-1.1.

To assist in the preparation of the management plan please provide answers to each of the following questions. The City Council will take into consideration the management plan during the license renewal public hearing. If more space is needed please attached extra sheets. You can also provide any extra material that is needed to explain your management plan. Please type or print legibly. (Businesses are encouraged to attend the public hearing to answer questions on the violations and/or management plan.)

License Holder Name: Dwight Iverson

Local Business Name: Cherry pit Stop

Local Business Address: 23 E. Cherry

Contact Name: Dwight Phone: 638-0468

Title: owner

Please describe the violation(s) since the last renewal and why management believes the compliance check was failed:

New employee lacked confidence in requesting ID

What changes to management plan policies have been ***implemented*** since the violation(s) listed above?

Review of policy to all employees

Have any changes in management plan policies been ***discontinued*** from current use? (Please include a copy of changes to policies)

NO

How have the changes addressed the defect(s) that resulted in the violation?

Please list what the management plan policy has for consequences for an employee making illegal alcohol sales?

first time - learning exp.
2nd time - fired

How are management plan polices communicated to employees to allow them to understand the policies and procedures for selling alcohol?

Verbally

 Business Name Cherry Pit

If the employee(s) who committed the violation(s) are still with the license holder, please provide information on the specific training provided to the individual(s) after the violation occurred to ensure they are familiar with proper alcohol sale techniques.

no longer with us. Out school went home.

If the employee(s) who committed the violation(s) are no longer employed with the license holder, please provide the date of termination, and if the termination was voluntary or involuntary.

Voluntary - March 20

List failed alcohol compliance checks, with dates, for license holder for the past five years.

Just this one. Total of 3 in 31 years.

Attach a copy of your written employee management plan regarding selling alcohol to minors and checking IDs.

Other Comments:

If they look under 30, you must card unless you know them.

Submitted by Signature: Dwight Iverson Phone: 638-0468

Print name: Dwight Iverson Date: 5-11-20

When all information has been prepared, please submit the information with your license renewal to:

Finance Office
City of Vermillion
25 Center Street
Vermillion, SD 57069

NOTICE OF PUBLIC HEARING OF APPLICATIONS
FOR SALE OF ALCOHOLIC BEVERAGES

NOTICE IS HEREBY GIVEN THAT the Vermillion City Council on the 1st day of June, 2020 at the hour of 7:00 P.M. located at 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 July 1, 2020 until June 30, 2021, which has been presented to the City Council and filed in the Finance Officer's Office:

Re-issuance of Retail (On-Off Sale) Malt Beverage and SD Farm Wine:
Bunyan's LLC for Bunyan's Video Lottery at 1201 West Main Street Suite 106;
BeBee Street II, Inc for Carey's Bar at 18 West Main Street;
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 Public Room 13 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 VL room #1 at 203 E Main St;
Pump N Stuff of Vermillion, Inc. for Pump N Stuff VL room #2 at 203 E Main St;
R & D Management, LLC for El Fredo Pizza Vermillion at 831 East Cherry Street;
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;
Wal-Mart Stores, Inc. for Wal-Mart Super Center #3734 at 1207 Princeton Street;

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 15th day of May, 2019.

_____
Michael D. Carlson, Finance Officer

Publish: May 22, 2020
Published once at the approximate cost of _____.

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

May 19, 2020

To: Vermillion City Council

From: Matt Betzen, Chief of Police

Subject: Re-Issuance/issuance of Retail (On-Off Sale) Malt Beverage – July, 2020 – June, 2021

In the last 12 months, the Vermillion Police Department has conducted 16 alcohol compliance checks on businesses that sell alcohol. This was a significant reduction from the previous 12-month period when 50 were completed. There were two factors that reduced this number. First, the department had difficulty finding confidential informants late in 2019 and early in 2020, and second, the COVID-19 Pandemic negated the need for checks in the Spring when the department has historically done more than half of their annual checks.

Vendors failed 2 of these alcohol compliance checks and were successful in 14 of the checks. So, in the last 12 months Alcohol License holders have passed 87.5% of alcohol compliance checks.

This memo summarizes the police responses to alcohol related events at each alcohol license holder's establishment applying for reissuance/issuance of their retail (On-Off Sale) Malt Beverage license. Note: only events that occurred inside an establishment or that can be clearly linked to the establishment are reported. For example, if a fight occurred on the sidewalk outside an establishment it is not reported as linked to that establishment, unless the police investigation showed that some portion of the event happened inside the establishment. Also, one should not draw a conclusion based on the number of responses to an establishment. The frequency could be a result of a responsible manager calling the police for events that other managers might ignore, or it could be a reflection of successful business practices resulting in more patrons, which will inevitably result in more events.

When officers conduct bar checks, they attempt to check all the bars in the downtown area on the same evening. Some bars appear to be more successful than others at deterring underage drinkers.

Re-Issuance of Retail (On-Off Sale) Malt Beverage:

Bunyan's LLC for Bunyan's, 1201 West Main Street (Video Lottery Suite 106)

- There were no compliance checks conducted at Bunyan's in the last 12 months.

Home of the University of South Dakota

- On 02/23/20, management called for assistance removing a man who was on probation and refused to leave when denied alcohol sales.
- Bunyan's management proactively assists law enforcement with all criminal investigations and with mitigating the underage purchase or consumption of alcohol.

BeBee Street II, Inc. for Carey's Bar at 18 W Main St

- There were no compliance checks conducted at Careys in the last 12 months.
- On 02/07/20, management requested assistance with an intoxicated person who had been refused service and was having difficulty walking.
- On 01/26/20, management requested assistance with a dispute between two persons.
- Carey's management assists law enforcement and cooperates with investigations.

Café Brule Inc. for Café Brule, 24 West Main Street

- There were no compliance checks conducted at Café Brule in the last 12 months.
- There has been no alcohol related law enforcement responses to Café Brule in the last 12 months.
- Café Brule management proactively assists law enforcement with all criminal investigations and with mitigating the underage purchase or consumption of alcohol.

Casey's Retail Company, Inc. for Casey's General Store #2806 at 615 Jefferson St

- On 10/7/2019, Casey's on Jefferson passed a compliance check.
- On 04/16/2020, management requested officers contact a man consuming alcohol in the parking lot and tell him to leave the property.
- On 03/15/2020, management requested assistance with a woman who had entered the store distraught. The woman was underage and had been drinking alcohol before arriving at the store.
- On 11/19/2019, management requested assistance with two intoxicated men who had returned to the property after being told not to be on the property.
- On 11/18/2019, management requested assistance with two intoxicated men who were refusing to leave the property.
- On 11/08/2019, management requested assistance with two intoxicated men who had been previously told not to be on the property and were on the property accosting customers.
- On 08/19/2019, management requested assistance with a highly intoxicated man who was found on the property unconscious. Man was transported to hospital.
- On 08/19/2019, management called because a highly intoxicated driver had purchased gas and was getting ready to drive away. The driver was arrested for DWI.

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

- On 08/11/2019, management reported an underage woman had fled on foot after being stopped from stealing alcohol.
- On 05/30/2019, management reported several underage men stealing alcohol and leaving. Juveniles were identified and charged.
- Casey's management proactively assists law enforcement with all criminal investigations and with mitigating the underage purchase or consumption of alcohol.

Casey's Retail Company, Inc. for Casey's General Store #3525 at 1302 Princeton St.

- On 10/7/2019, Casey's on Princeton passed a compliance check.
- On 04/13/20, management reported a theft of alcohol. Management provided suspect information and video of the event.
- Casey's management proactively assists law enforcement with all criminal investigations and with mitigating the underage purchase or consumption of alcohol.

Charcoal Lounge, Inc. for Charcoal Lounge, 6 & 8 East Main Street

- There were no compliance checks conducted at the Charcoal Lounge in the last 12 months.
- On 03/15/2020, Officers contacted two men who were injured and yelling in the direction of the Charcoal Lounge. Investigation showed they had been thrown out of the Lounge after a fight inside the bar.
- On 03/01/2020, a caller reported underage persons drinking in the Charcoal Lounge.
- On 02/29/2020, during a bar check, officers found an underage man drinking in the bar. The man lied about his identity to officers.
- On 02/26/2020, during a bar check, officers found six underage subjects in the bar. Four had used revoked or altered licenses to gain access to the bar.
- On 02/15/2020, during a bar check, officers found one underage subject in the bar. The subject had a fake license that was used to gain access to the bar.
- On 02/06/2020, during a bar check, officers found five underage subjects in the bar. Three had used a fake ID to enter the bar. One had stolen the ID from a roommate.
- On 01/29/2020, during a bar check, officers found three underage subjects in the bar. One had used a fake ID to enter the bar.
- On 12/08/2019, management called for assistance with two groups fighting inside the bar.
- On 11/14/2019, Officers responded to a medical call outside the bar. The subject was intoxicated and underage. He admitted he was drinking in the bar and turned over a fake license he had used to gain access.
- On 08/30/2019, during a bar check, officers found one underage person inside the bar.
- On 08/22/2019, during a bar checks, officers found five underage persons in the bar. Four had fake ID.

- On 06/16/2019, complainant reported her purse being stolen from the Charcoal Lounge the night before near closing.
- Charcoal Lounge management provides information when asked and cooperates with investigative efforts.

Circle 13, LLC for Westside Inn at 1313 West Cherry Street

- There were no compliance checks conducted at the Westside Inn in the last 12 months.
- There has been no alcohol related law enforcement responses to the Westside Inn in the last 12 months.
- Westside Inn management has cooperated fully with police investigations.

City of Vermillion for The Bluff's Golf Course at 2021 East Main Street

- There were no compliance checks conducted at the Bluff's Golf Course in the last 12 months.
- There has been no alcohol related law enforcement responses to Bluff's Golf Course in the last 12 months.
- Bluff's Golf Course has cooperated fully with police investigations.

City of Vermillion for Municipal Liquor Store at 826 Cottage Street

- On 10/7/2019, the Municipal Liquor Store passed a compliance check.
- On 05/04/2020, management reported a man had stolen alcohol from the store.
- On 03/13/2020, management reported a woman had stolen alcohol from the store.
- On 02/25/2020, management reported a man who was denied access due to his level of intoxication was causing a disturbance in the parking lot.
- On 02/07/2020, management requested assistance with a man who had a suspicious out-of-state license.
- On 02/04/2020, management reported a woman entered the store and left with two bottles of alcohol.
- On 01/03/2020, management reported a man had just left the store with stolen alcohol.
- On 12/30/2019, management reported a woman had grabbed a bottle of alcohol and fled the store.
- On 12/29/2019, management reported a man and woman had stolen a bottle of alcohol and fled the store.
- On 12/12/2019, management reported a woman stole a bottle of alcohol.
- On 12/3/2019, management reported discovering a half consumed bottle of alcohol near the casino area. Video surveillance identified the suspect.

- On 11/24/2019, management reported a man had pocketed a bottle of alcohol and walked out of the store.
- On 10/16/2019, management requested assistance with a possible false identification.
- On 10/11/2019, management requested assistance with a possible false identification.
- On 10/08/2019, management requested assistance with a possible false identification.
- On 10/03/2019, management reported a man had just taken a bottle of alcohol and left the store.
- On 09/14/2019, management requested assistance with a possible false identification.
- On 09/12/2019, management reported a woman had just grabbed a bottle of alcohol and fled the store.
- On 08/31/2019, management requested assistance with a possible false identification.
- On 06/18/2019, management reported a couple were stealing alcohol from the store.
- Municipal Liquor Store management proactively assists law enforcement with all criminal investigations and with mitigating the underage purchase or consumption of alcohol.

Coyote Convenience, Inc. for Coyote Convenience, 116 East Cherry Street

- There were no compliance checks conducted at Coyote Convenience in the last 12 months.
- On 10/10/2019, management called to request assistance with an intoxicated man who had passed out in the lottery room.
- Coyote Convenience management has cooperated fully with police investigations.

D&D Foods, Inc. for Hartford Steak Co Tavern, 7 Court Street

- On 10/7/2019, the Hartford Steak Co. passed a compliance check.
- There has been no alcohol related law enforcement responses to Hartford Steak Co. Tavern in the last 12 months.
- Hartford Steak Co. Tavern management has cooperated fully with police investigations.

Dwight Iverson for Cherry Pit Stop Video Lottery at 23 East Cherry Street

- On 10/7/2019, the Cherry Pit Stop failed a compliance check.
- On 07/30/2019, management reported a woman stole alcohol from the store.
- Cherry Pit Stop management proactively assists law enforcement with all criminal investigations and with mitigating the underage purchase or consumption of alcohol.

Fireworks, Inc. for Dakota Brick House, 15 West Main Street

- There were no compliance checks conducted at the Dakota Brick House in the last 12 months.
- On 09/03/2019, management reported an intoxicated man who was refused service driving away drunk.
- Dakota Brick House has cooperated fully with police investigations.

Hy-Vee Food Store, Inc. for Hy-Vee at 525 West Cherry St.

- On 10/7/2019, HyVee passed a compliance check.
- On 11/19/2019, management requested officer assistance with removing an intoxicated man from the premises.
- On 07/04/2019, management reported a man had grabbed a package of beer and fled the store.
- On 05/25/2019, management reported a woman stealing alcohol from the store.
- Hy-Vee management proactively assists law enforcement with all criminal investigations and with mitigating the underage purchase or consumption of alcohol.

IMart Stores, LLC for IMart Stores USA at 830 E Cherry St. (AKA Freedom Store)

- On 10/7/2019, IMart (Freedom) passed a compliance check.
- On 12/04/2019, management requested assistance with two men who had been refused service.
- On 11/18/2019, management requested assistance with two men who had been refused service and told not to return to the property.
- On 06/21/2019, management reported two subjects stealing alcohol from the store.
- IMart management proactively assists law enforcement with all criminal investigations and with mitigating the underage purchase or consumption of alcohol.

Jon Donald Enterprises for Silk Road Café at 12 West Main Street

- On 03/03/2020, Silk Road Café passed a compliance check.
- There has been no alcohol related law enforcement responses to Silk Road Cafe in the last 12 months.
- Silk Road Cafe management has cooperated fully with police investigations.

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Mexico Viejo, Inc. for Mexico Viejo Mexican Restaurant at 432 E. Cherry Street

- On 03/03/2020, Mexico Viejo passed a compliance check.
- There have been no alcohol related law enforcement responses to Mexico Viejo in the last 12 months.
- Mexico Viejo management has cooperated fully with police investigations.

NPC International, Inc. for Pizza Hut #2788 at 928 East Cherry Street

- There were no compliance checks conducted at Pizza Hut in the last 12 months.
- There have been no alcohol related law enforcement responses to Pizza Hut in the last 12 months.
- Pizza Hut management has cooperated fully with police investigations.

Old Lumber Company, Inc. – Old Lumber Co. Bar and Grill at 11 & 15 Court Street

- There were no compliance checks conducted at the Old Lumber Company in the last 12 months.
- On 02/27/2020, while conducting a bar check, officers found four underage persons drinking in the bar. Two were found to have false ID.
- On 02/26/2020, while conducting a bar check, officers found four underage persons drinking in the bar. One was found to have false ID.
- On 11/24/2019, management requested assistance with an intoxicated man who was denied service trying to get into the bar. The man was underage and had a fake ID and was angry about not being let into the bar.
- On 10/05/2019, management requested help for an intoxicated woman who had just walked into the bar and had clearly been assaulted.
- On 09/13/2019, management contacted police about a wanted subject who was drinking in the bar.
- Old Lumber Company management proactively assists law enforcement with all criminal investigations and with mitigating the underage purchase or consumption of alcohol.

Prairie River, Inc. for R Pizza at 2 West Main Street

- On 03/03/2020, R-Pizza passed a compliance check.
- On 10/6/2019, D-Days Cameras witnessed an assault at R-Pizza. The suspect was underage and lied about his identity.
- R Pizza management has cooperated fully with police investigations.

Pump N Stuff of Vermillion, Inc. (Video Lottery Rooms 1 and 2) for Pump N Stuff at 203 E Main St.

- On 10/7/2019, Pump N Stuff passed a compliance check.
- On 02/08/2020, management called for assistance removing two intoxicated subjects from the casino area.
- On 01/16/2020, officers arrested an intoxicated man in the casino area. He was intoxicated and on probation.
- On 11/19/2019, management requested assistance with an intoxicated man who was trying to start fights with other patrons in the store.
- On 05/26/2019, management requested assistance with an intoxicated woman who started throwing things around when refused an alcohol purchase.
- Pump N Stuff management proactively assists law enforcement with all criminal investigations and with mitigating the underage purchase or consumption of alcohol.

R & D Management, LLC for El Fredo Pizza Vermillion at 831 E Cherry St

- There were no compliance checks conducted at El Fredo's Pizza in the last 12 months.
- There have been no alcohol related law enforcement responses to El Fredo Pizza in the last 12 months. Note: the business has only been open for a couple of months.
- El Fredo Pizza management has cooperated fully with police investigations.

Red Steakhouse, Inc. for Red Steakhouse at 1 East Main Street

- On 03/03/2020, Red Steakhouse passed a compliance check.
- There have been no alcohol related law enforcement responses to Red Steakhouse in the last 12 months.
- Red Steakhouse management has cooperated fully with police investigations.

Sunset Oil, Inc. (Lucky 7 Casino and Sunset Casino) for Pump N Pak at 629 Stanford

- On 10/7/2019, Pump N Pack passed a compliance check.
- On 12/26/2019, caller reported two intoxicated men threatened him while he was getting gas at Pump N Pak.
- On 12/26/2019, management reported a woman had stolen a case of beer.
- On 12/21/2019, management requested assistance removing an intoxicated man who had passed out in the casino.
- On 07/31/2019, management reported the theft of alcohol by two women.
- On 07/03/2019, management reported a drunk driver leaving the property.
- On 06/12/2019, management reported the theft of alcohol by a woman.
- Pump N Pak management proactively assists law enforcement with all criminal investigations and with mitigating the underage purchase or consumption of alcohol.

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Valiant Vineyard, Inc. for Valiant Vineyard at 1500 West Main

- There were no compliance checks conducted at Valiant Vineyard in the last 12 months.
- There have been no alcohol related law enforcement responses to Valiant Vineyard in the last 12 months.
- Valiant Vineyard management has cooperated fully with police investigations.

Varsity Pub, LLC. for The Varsity at 113 East Main Street

- There were no compliance checks conducted at the Varsity Pub in the last 12 months.
- There have been no alcohol related law enforcement responses to the Varsity Pub in the last 12 months.
- Varsity Pub management has cooperated fully with police investigations.

Wal-Mart Stores, Inc. for Wal-Mart Super Center #3734 at 1207 Princeton St.

- On 10/7/2019, Wal-Mart passed a compliance check.
- On 04/20/2020, management requested officers remove an intoxicated man from the store and tell him not to return.
- On 11/18/2019, management requested assistance removing two intoxicated men from the store.
- On 08/13/2019, an officer was in the store and witnessed a man with an arm full of bottles of alcohol flee out the front door.
- On 08/01/2019, management reported an intoxicated man driving out of the store parking lot.
- On 07/04/2019, management reported a man had run out the door with two cases of beer.
- On 07/02/2019, management reported a man had stolen a cart full of groceries including a case of beer.
- On 06/30/2019, management reported two women had stolen alcohol from the store.
- On 06/03/2019, management reported a woman had stolen beer and cigarettes from the store.
- On 05/30/2019, management requested assistance with an intoxicated man creating a disturbance.
- Wal-Mart management proactively assists law enforcement with all criminal investigations and with mitigating the underage purchase or consumption of alcohol.

Council Agenda Memo

From: Shane Griese, Utilities Manager

Meeting: June 1, 2020

Subject: Resolution Approving the Special Assessment Roll and Notice of Special Assessments for Installation of Street Lighting Along West Main Street West of Stanford Street

Presenter: Shane Griese

Background: At the October 21, 2019 meeting, the City Council approved a resolution Adopting the Resolution of Necessity for Installation of Street Lighting Along West Main Street West of Stanford Street. Work has been completed and the final payment has been made. The special assessments were calculated and filed with the Finance Officer on April 27, 2020. At the May 4, 2020 meeting, the City Council approved a resolution setting the public hearing date for June 1, 2020. Notice of this hearing was advertised in the newspaper and mailed to affected property owners.

Discussion: Prior to the project bid opening, City staff estimated the project cost at $10,422.50. The low bid for the project was $10,045.60 which was approved at the April 6, 2020 City Council meeting.

Per State statute, the City is required to hold a public hearing to allow the affected property owners to review and discuss any concerns regarding the assessed value.

Financial Consideration: The construction cost was $10,045.60. With the 8% administrative fee included, the total cost to be assessed is $10,849.23.

Conclusion/Recommendations: Administration recommends approving the assessment roll for the installation of street lighting along West Main Street west of Stanford Street.

RESOLUTION APPROVING THE SPECIAL ASSESSMENT ROLL AND NOTICE OF SPECIAL ASSESSMENTS FOR INSTALLATION OF STREET LIGHTING ALONG WEST MAIN STREET WEST OF STANFORD STREET IN THE CITY OF VERMILLION, SOUTH DAKOTA

WHEREAS, the Governing Body of the City of Vermillion, Clay County, South Dakota has established a special assessment roll for defraying the cost of installation of street lighting improvements against the several tracts of real property fronting and abutting upon:

PARCEL NUMBER	PROPERTY ADDRESS	LEGAL DESCRIPTION	AMOUNT
15091-00100-050-00	1200 W. Main Street	LOT 5, BLK 1, BLISS 2ND ADDN	$767.50
15090-00100-020-00	1201 W. Main Street	Lots 1 & 2, EXC LOT H1, BLK 1 BLISS ADDN	$1,479.32
15091-00100-040-00	1310 W Main Street	LOT 4, BLK 1, BLISS 2ND ADDN	$1,756.54
15093-00600-000-00	1317 W. Main Street	LOT 12, BLK 6 BLISS POINTE ADDN	$2,106.10
15091-00100-030-00	1324 W. Main Street	LOT 3, BLK 1 BLISS 2ND ADDN	$1,756.54
15093-00600-130-00	1411 W. Main Street	LOT 13, BLK 6 BLISS POINTE ADDN	$1,839.21
15091-00100-020-00	1412 W. Main Street	LOT 2, BLK 1 BLISS 2ND ADDN	$927.04
15091-00100-010-00	1500 W. Main Street	LOT 1, BLK 1 BLISS 2ND ADDN	$216.98

in the City of Vermillion, Clay County, South Dakota. The assessment roll was filed in the office of the City Finance Officer of the City of Vermillion, South Dakota on the 27th day of April 2020.

WHEREAS, said Governing Body, by resolution, fixed this time and place for hearing, upon the assessment roll, and directed the City Finance Officer, of the City of Vermillion, Clay County, South Dakota, to publish a Resolution and Notice for such hearing in the official newspaper of Vermillion, South Dakota. Said Resolution and Notice described, in general terms, the improvement for which the special assessment is levied, the date of filing of the assessment roll, and the time and place for the hearing that the assessment roll would be open for public inspection at the office of the City Finance Officer of Vermillion, South Dakota, and referred to the assessment roll for further particulars. The Finance Officer was further directed to mail a copy of the Resolution and Notice, by first-class mail, postage thereon fully prepaid, addressed to the property owners of any property to be assessed for such improvement at their address, as shown by the records of the Director of Equalization, prior to the date set for the hearing.

WHEREAS, it now appears that the Finance Officer has caused notice of the hearing to be given in the manner provided by the aforementioned Resolution and Notice, and by law.

WHEREAS, all persons interested have been given an opportunity to appear and show cause why the Governing Body should not approve the assessment roll, and the assessments against the respective premises of the owners, and the Governing Body has determined that the assessment roll is, in all respects, true and correct and according to law.

NOW, THEREFORE, IT IS RESOLVED, by the Governing Body of the City of Vermillion, Clay County, South Dakota that the special assessment roll is hereby approved without amendment or change.

BE IT FURTHER RESOLVED, that the approved assessment roll be filed in the office of the City Finance Officer the day after approval of the assessment roll. The City Finance Officer shall publish once in the official newspaper of Vermillion, South Dakota, and a copy of this Resolution and Notice, along with the approved assessment roll.

BE IT FURTHER RESOLVED, that the City Finance Officer shall immediately mail to the owner, or owners, of each lot, parcel or piece of ground, as shown by the assessment roll, a copy of this Resolution and Notice, along with the approved assessment roll for that location.

NOTICE IS HEREBY GIVEN, that the assessments mentioned in the assessment roll will be payable according to the provisions of Plan One, as set forth in Sections 9-43, inclusive of the Codified Laws of the State of South Dakota, unless superseded by a deferred assessments agreement.

NOTICE IS FURTHER GIVEN, that any assessment under Plan One, or any installment thereof, may be paid without interest to the City Finance Officer whose office is located in City Hall at 25 Center Street in the City of Vermillion, South Dakota, at any time, within thirty days after the filing of the approved assessment roll in the office of said City Finance Officer. Thereafter, and prior to the due date of the first installment, the entire assessment remaining, or any number of installments thereof, plus interest thereon, from the filing date to the date of payment, may be paid to the said City Finance Officer. After the due date of the first installment, provided that the installments, which are due together with interest included thereon, have been paid, any or all of the remaining installments not yet due may be paid without additional interest to the said City Finance Officer. All installments paid prior to their respective due dates shall be paid in inverse order of their due dates. No installment, under Plan One, shall be paid to the said City Finance Officer on or after its due date, and on and after said date such installment shall be paid only to the County Treasurer with interest.

NOTICE IS FURTHER GIVEN, that the approved assessment roll, will be filed with the City Finance Officer on June 2, 2020. The assessment is payable in ten (10) installments at ten percent (10%), per annum, interest on unpaid installments as stipulated in the assessment roll for each location. Assessment will be certified to the County Treasurer and will be included with property tax statements for respective installment years.

Dated at Vermillion, South Dakota, this 1st day of June, 2020.

THE GOVERNING BODY OF THE CITY OF VERMILLION, SOUTH DAKOTA

By_____
Kelsey Collier-Wise, Mayor

ATTEST:

_____
Michael D. Carlson, Finance Officer

Council Agenda Memo

From: John Prescott, City Manager

Meeting: June 1, 2020

Subject: Second reading of Ordinance 1414 – Emergency Ordinance to limit business occupancy to address COVID-19 pandemic

Presenter: John Prescott

Background: The City Council conducted special meetings on March 24 and March 30, to review, modify, and adopt Emergency Ordinance 1413. This Emergency Ordinance placed restrictions on public gathering places and entertainment venues such as bars, restaurants, movie theaters, video lottery casino operations, and similar places of public accommodation as well as nail and hair salons, barber shops, health clubs, and spas where individuals are in close contact. At the May 4, 2020 meeting, the City Council adopted a Resolution modifying the original restrictions. The Resolution provided businesses in #1, #2, #3, and #4 of the original ordinance with guidelines on reopening. The Resolution provided for opening some businesses up to 33% of their capacity. Businesses were not required to open but provided guidelines. All Emergency Ordinances expire at the end of 60 days or if canceled sooner by the governing body. The sixtieth day for Emergency Ordinance 1413 is May 30, 2020.

Interest was expressed in a new Emergency Ordinance which would continue to provide for a gradual removal of restrictions with a focus on social distancing to continue to slow the spread of COVID-19. The first reading of Emergency Ordinance 1414 was approved at the May 18, 2020 City Council meeting.

Discussion: Ordinance 1414 is very similar to Ordinance 1413 as amended with the May 4, 2020 Resolution. Changes between Emergency Ordinance 1414 and Emergency Ordinance 1413 as amended by the May 4th resolution include:

- Providing for a 50% occupancy vs. 33% that was provided for after adoption of the May 4 resolution. The City Council has the ability to adjust the percentage to be more lenient with the second reading but could not establish a more stringent occupancy percentage than the 50% occupancy approved during the first reading of the ordinance on May 18, 2020.

- The wearing of masks by the general public when social distancing can't be maintained is recommended with Emergency Ordinance 1414.
- Item 2b has been clarified to state that the six-foot distance between customers is to be maintained. This was a common question that was received.
- Some of the businesses that were included in Ordinance 1413 that was modified with the May 4th Resolution which do not currently exist in Vermillion have been left out of Emergency Ordinance 1414 (for example: airport concessionaires)

Brookings has adopted an ordinance very similar to proposed ordinance 1414. All of the cities which did have an ordinance or restrictions similar to Emergency Ordinance 1413 have let the ordinance expire or taken action to lift all of the restrictions. These changes were largely brought about by Governor Noem's Back to Normal plan and Executive Order 2020-20 which was issued on April 28, 2020.

If this ordinance reflects how the City Council and community want to move forward, second reading can take place this evening. An Emergency Ordinance can be placed into effect immediately. The ordinance is written with a June 1st implementation date.

Item 8a under New Business on this agenda is to establish a fee for a violation of the Ordinance. Section 7 of the Ordinance uses the standard language of a fee set by resolution that is in compliance with the general penalty provision in Section 10.99 of City Code. The fee is typically set when second reading of an ordinance takes place.

Financial Consideration: A negative sales tax impact is anticipated. The Bed, Board, and Booze sales tax is likely to feel the largest impact as the majority of gathering places which collect this tax are impacted by the restrictions. Without information on the sales of each business or the length of time that the ordinance is in place, this calculation remains difficult to determine.

Conclusion/Recommendations: Administration recommends that the City Council thoughtfully review information related to COVID-19, which changes continually.

Second reading of Emergency Ordinance 1414 would continue the approach taken with Ordinance 1413 and the May 4, 2020 Resolution of providing the opportunity and guidance in lifting restrictions in a consistent manner that is intended to safeguard employees, customers, and the public.

EMERGENCY ORDINANCE NO. 1414

AN EMERGENCY ORDINANCE TO CONTINUE ADDRESSING A PUBLIC HEALTH CRISIS BY CONTINUING THE IMPLEMENTATION OF CERTAIN MEASURES WHICH HAVE BEEN DEEMED NECESSARY TO CONTINUE TO SLOW THE COMMUNITY SPREAD OF COVID 19 (CORONAVIRUS).

WHEREAS, the City of Vermillion (City) has the authority pursuant to SDCL 9-29-1 and 9-32-1 to enact ordinances for the purpose of promoting the health, safety, morals, and general welfare, of the community and to do what may be necessary or expedient for the promotion of health or the suppression of diseases; and

WHEREAS, an outbreak of the COVID-19 disease, which is caused by the novel coronavirus, has been confirmed in more than 100 countries, including the United States; and

WHEREAS, COVID-19 is a severe respiratory disease transmitted by person-to-person contact, or by contact with surfaces contaminated by the virus that in some cases, especially among older adults and persons with serious underlying health conditions, can result in serious illness requiring hospitalization, admission to an intensive care unit, and possibly death; and

WHEREAS, the City Council adopted Emergency Ordinance No. 1413 with second reading on March 30, 2020 to implement measures to slow the community spread of the COVID-19 virus; and

WHEREAS, Ordinance No. 1413 became effective upon passage for a maximum of sixty days (March 30, 2020 to May 30, 2020); and

WHEREAS, Ordinance No. 1413 was amended according to its terms by a resolution adopted May 4, 2020 in response to Governor Noem's Plan and Executive Order 2020-20 that stated every South Dakotan shall follow South Dakota's Back to Normal Plan; and

WHEREAS, this Ordinance is consistent with the Governor's Executive Order 2020-20, and Section 3 thereof, in particular, which provide for South Dakota's "Back to Normal Plan"; and

WHEREAS, social distancing is a method of slowing the spread of a contagious disease by reducing the probability of contact between infected persons and those not infected in order to minimize disease transmission; and

WHEREAS, the failure to successfully implement social distancing may result in higher numbers of infected individuals and the potential to strain the capacity of the City's health care providers; and

WHEREAS, it is important that control measures continue to be taken to reduce or slow down the spread of COVID-19 in order to protect the health and safety of the City's residents, especially for seniors and those with underlying health conditions that make them particularly vulnerable to COVID-19; and

WHEREAS, based on the number of cases in Clay County; the City Council believes that some of the social distancing restrictions can be modified to enable businesses to resume more typical operations without causing the number of COVID-19 cases in the City to rise to a level which will negatively impact public health; and

WHEREAS, these revised measures and restrictions are intended to replace and supersede the measures and restrictions set forth in Emergency Ordinance 1413 as amended by the resolution adopted on May 4, 2020.

NOW, THEREFORE, BE IT ORDAINED, by the Governing Body of the City of Vermillion that:

1. Any Business identified in Emergency Ordinance 1413 as revised can continue to remain open to serve patrons on-site pursuant to the conditions established in this ordinance. These businesses include:
   a. Restaurants, food courts, coffee houses, bars, breweries, distilleries, wineries, clubs, cafes, and other similar places of public accommodation offering food and beverages for on-site consumption, including any alcohol licensees with on-sale privileges.
   b. All recreational facilities, public pools, health clubs, hair and nail salons, barber shops, spas, tattoo parlors, massage facilities unless providing prescribed, required, or recommended services as directed by a licensed medical provider, athletic facilities, and theaters, including movie theaters, and music or entertainment venues.
   c. All hookah lounges, cigar bars, vaping lounges or other similar businesses.
   d. All arcades, bingo halls, bowling alleys, video lottery casino operations, indoor climbing facilities, skating rinks, trampoline parks, and other similar recreational or entertainment facilities.

2. Any businesses within the City of Vermillion identified in #1 above, which are open to the public, shall observe the following guidelines to slow the spread of COVID-19.
   a. Establish a minimum six-foot distance between any tables, chairs, and barstools. This provision does not need to be observed between members of the same household.
   b. Restaurants, bars, and video lottery casino operations shall be limited to a maximum of ten (10) customers or a capacity of fifty (50) percent of their maximum posted capacity, whichever is greater but shall still maintain the minimum six-foot distance between customers.
   c. All businesses will identify their occupancy allowance and post it in a conspicuous location for customers entering the building.
   d. All restaurants and bars shall dispose of, or disinfect, all menus before and after use by each customer. Condiment containers shall be cleaned/disinfected between each group and shall not be shared among multiple groups. Salad bars and self-service buffets shall not be permitted.
   e. Recreation and fitness businesses shall limit customers based on available square footage. A maximum of ten (10) customers or a capacity of fifty (50) percent of their maximum posted capacity, whichever is greater but shall still maintain the minimum six-foot distance between customers.

f. Encourage social distance spacing while waiting for service or entry into a business. Businesses may accomplish this by requiring people to remain in their vehicles.
g. Install a Plexiglas or similar divider where physically possible between the cashier and the customer.
h. Require employees to wash hands at regular intervals.
i. Food service employees must wear a mask when serving dine-in patrons which covers the employee's nose and mouth.
j. In video lottery casinos operations, machines must be cleaned and disinfected between each customer.
k. Employees of hair salons, nail salons, spa, and barber shops must wear masks which cover their nose and mouth during customer contact times. Customers must be seated at least six (6) feet apart.
l. In gyms and fitness facilities, any equipment and/or exercise mats must be cleaned or disinfected between each use. Customers should be separated by at least six feet when using machines or equipment.
m. Customer seating in theaters and similar businesses shall be reduced for social distancing with certain seats marked as "not available due to social distancing guidelines" to ensure compliance.
n. Businesses shall publicly post a regular cleaning and disinfecting schedule.
o. Businesses are encouraged to conduct daily employee screenings for illness.
p. Businesses are encouraged to post signage outside of their facility that encourages customers to not enter if they are not feeling well or have COVID-19 symptoms.
q. Businesses are encouraged to develop risk mitigation strategies for restrooms or other areas where social distancing requirements are likely to be compromised.
r. Certain businesses (e.g., gym, recreation facility, video lottery casino, etc.) are encouraged to have customers wipe down their equipment/machines before and after use. However, it will still be the responsibility of the business to ensure proper cleaning and disinfecting is occurring.
s. Businesses, particularly salons, barber shops, and spas, are encouraged to provide service on an appointment-only basis to ensure proper social distancing and hygiene practices are met.

3. In addition to the specific requirements listed above, businesses shall operate in a manner consistent with CDC guidelines and any applicable state regulations and Executive Orders issued by the Governor.

4. The restrictions in this order do not apply to the following businesses, activities or operations:
   a. Places of public accommodation that offer food and beverages for off-site consumption, including grocery stores, markets, retail stores that offer food, convenience stores, liquor stores, pharmacies, drug stores, and food pantries, other than any portion of such business which offer on-site consumption.
   b. Health care facilities, residential care facilities, congregate care facilities, correctional facilities, and facilities providing medical, therapy, or rehabilitation services as prescribed, required or recommended by a licensed medical provider.
   c. Crisis shelters, homeless shelters, soup kitchens, or other similar institutions.

d. Any emergency facilities necessary for the response to the current public health emergency or any other community emergency or disaster.
e. Official meetings of the city, schools, county, or state.
f. The operations and meetings of any state, federal, or local governments or their courts.
g. Educational institutions and their related services under the governance of the Board of Regents or the local school board to the extent permitted by the governing authorities.
h. Parks, trails, hike/bike path, and the Bluffs Golf Course.

5. The City encourages all members of the public within the City of Vermillion to continue to follow CDC guidelines, social distancing practices, recommended hygiene, and to utilize face masks outside the home when social distancing spacing can't be maintained.

6. This ordinance shall remain in effect for a period of sixty (60) days, at which time it shall be automatically repealed unless specifically readopted for an additional period of time by the City Council. At each regular City Council meeting during the sixty (60) day period or at a special meeting called for consideration of this ordinance, the City Council will have as an agenda item consideration of a resolution to suspend the provisions herein prior to the end of the sixty (60) day period. Any restriction contained in this ordinance may be modified at any time by a resolution of the City Council. Modification may expand its scope to encompass additional businesses, activities or operations or greater restrictions.

7. Any violation of this ordinance is subject to a fine set by resolution in compliance with the general penalty provision in Section 10.99 of the City of Vermillion Municipal Code. Each day a violation of this ordinance is allowed to occur is considered a separate offense.

BE IT FURTHER ORDAINED, that, pursuant to SDCL 9-19-13, this ordinance is necessary for the immediate preservation of the public peace, health, safety, and welfare of the City and shall become effective immediately upon passage.

Dated at Vermillion, South Dakota this 1st day of June, 2020.

THE GOVERNING BODY OF THE CITY
OF VERMILLION, SOUTH DAKOTA

BY_____
Kelsey Collier-Wise, Mayor

ATTEST:

BY_____
Michael D. Carlson, Finance Officer

First Reading: May 18, 2020
Second Reading: June 1, 2020
Effective Date: June 1, 2020

Council Agenda Memo

From: John Prescott, City Manager

Meeting: June 1, 2020

Subject: Resolution adopting a fine for a violation of Emergency Ordinance 1414

Presenter: John Prescott

Background: Section 7 of Emergency Ordinance 1414 provides for a fine for those found in violation of the ordinance. The fine is to be set by resolution in compliance with the general penalty provision in Section 10.99 of the Vermillion City Code. Each day a violation of the ordinance occurs is treated as a separate violation. If the City Council does not adopt Emergency Ordinance 1414, this agenda item is not needed.

Discussion: Given the similarity of Emergency Ordinance 1414 to Emergency Ordinance 1413, staff has developed a resolution which utilizes the same fee structure. With the adoption of ordinance 1413, staff found that most cities were using the general language which references that a violation is subject to the City's fine section. Most of the cities have a $500 maximum fine and/or 30 days in jail in their City Code. The State in SDCL 9-19-3 and 22-6-2(2) establishes these parameters. Not establishing a fine by resolution requires the court or City Attorney to determine the amount of the fine levied should a violation occur. The most common fine cost for City Code violations is $56.50. With court costs of $62.50, a violation would result in a total cost of $119. This was the fine amount approved by the City Council for a violation of Emergency Ordinance 1413.

Financial Consideration: Any fines collected for a violation would be added to the General Fund. As of the time of City Council packet preparation, there have been no fines assessed for a violation of Emergency Ordinance 1413.

Conclusion/Recommendations: Administration recommends approval of the Resolution adopting a fine for the violation of Emergency Ordinance 1414.

EMERGENCY RESOLUTION

ESTABLISHING A FINE FOR VIOLATION OF ORDINANCE 1414 TO ADDRESS A PUBLIC HEALTH CRISIS BY IMPLEMENTING CERTAIN MEASURES WHICH HAVE BEEN DEEMED NECESSARY TO SLOW THE COMMUNITY SPREAD OF COVID 19 (CORONAVIRUS).

WHEREAS, an outbreak of the COVID-19 disease, which is caused by the novel coronavirus, has been confirmed in more than 100 countries, including the United States; and

WHEREAS, the City Council has adopted an Emergency Ordinance No. 1414 to implement measures to slow the community spread of the COVID-19 virus; and

WHEREAS, Emergency Ordinance No. 1414 provides that a fine be set by resolution for any violation of the ordinance; and

WHEREAS, Ordinance No. 1414 was adopted as an emergency ordinance to become effective after adoption this fine resolution shall be considered an emergency to establish the fine for any violation.

NOW THEREFORE BE IT RESOLVED, by the Governing Body of the City of Vermillion, South Dakota, at a regular meeting thereof in the Council Chambers of said City at 7:00 p.m. CDT on the 1st day of June, 2020, that the fine for each violation be $56.50 plus court costs. (Fine $56.50 plus court costs of $62.50 for a total $119.00)

Dated at Vermillion, South Dakota this 1st day of June, 2020.

THE GOVERNING BODY OF THE CITY
OF VERMILLION, SOUTH DAKOTA

By _____
Kelsey Collier-Wise, Mayor

Attest:

By _____
Michael D. Carlson, Finance Officer

Adopted: June 1, 2020
Effective: June 1, 2020

Council Agenda Memo

From: José Domínguez, City Engineer

Meeting: June 1, 2020

Subject: Amendment to Consultant Agreement with S.E.H. for the Final Report on the SD Highway 50 Drainage Improvements Project

Presenter: José Domínguez

Background: Over the years the City has been experiencing street flooding in City streets (East Cherry Street, Cottage Avenue, Elm Street, Duke Street, North Dakota Street, and Jefferson Street) that can be attributed to poor drainage along the south ditch of SD Highway 50. In an effort to address this issue, the City contracted with Short Elliot Hendrickson Inc. (S.E.H.) in November 2017 to complete a conceptual report that would identify possible options that would reduce the street flooding experienced in the City. This report was completed in December 2018. The findings were presented to the City Council at the April 1, 2019 meeting.

As a result of the April 1, 2019 meeting, the direction received by Staff was to follow the option of constructing a parallel storm sewer system that would directly convey the storm water from Dakota Street and Cottage Avenue to the south ditch of SD Highway 50. The discharge point of the new system into the ditch would be just east of Over Drive. Along with this, the City Council asked Staff to contact the SD Department of Transportation (SDDOT) to see if they would be able to partner on a project since the SDDOT would be reconstructing SD Highway 50 along Vermillion.

At the January 20, 2020 Noon City Council meeting, Staff presented what the SDDOT proposed regarding the City's proposed improvements on the SD Highway 50 ditch. The SDDOT expressed their willingness to share the cost of the construction of the project. However, the City would be required to complete a final report, and provide the SDDOT with some design items needed for the construction of the proposed storm sewer pipe. Additionally, the City and SDDOT would need to enter into an agreement that would clarify the construction cost sharing and future maintenance of the new storm sewer pipe. At that meeting, Staff was instructed by the City Council to contact S.E.H. to see if they would be willing to enter in to an agreement with the City to complete the final report, and provide the SDDOT with the design information required.

The agreement with S.E.H. to complete the final report was approved by the City Council at the March 2, 2020 meeting.

Discussion: The agreement the City entered into with S.E.H. was based on the fact that the DOT would be using the finding in the City's final study, and some basic design information, to complete the construction documents. Over several meetings with the DOT since March 2, the scope of the project has changed from only requiring the final study from the City to needing a completed construction set of plans ready for construction. This change has greatly increased the consultant's fee. The new fee would be $72,650. This is an additional $29,860 from the original $42,790 fee agreed to on March 2.

Due to the significant increase, the City approached the Vermillion Basin Water Development District (VBWDD) to see if a portion could be covered through a grant from them. Typically, the VBWDD does not fund construction projects, or the development of construction plans, however, due to the fact that a large portion of the total fee would be used to pay for the final report, the VBWDD awarded the City a $25,000 grant. The City will be receiving the grant money in the 3rd quarter of this year.

Financial Consideration: The original agreement was for $42,790. The amendment would increase the total by $29,860 bringing it to $72,650.

The City has a budget of $120,000 in the Stormwater Collection System Maintenance Fund for the design of the proposed storm sewer pipe. This cost includes the final report, and the completion of the construction documents. Although the City would have experienced a larger savings if the DOT would have completed the construction documents, the grant received from the VBWDD offsets a large portion of the increase cost. The grant money would bring the down the City's cost to $47,650.

Conclusion/Recommendations: Staff recommends allowing the City Manager to sign the amendment to the contract with, on behalf of the City, with Short Elliot Hendrickson Inc. for engineering services to complete the Final Report/Design and Construction Documents for the SD Highway 50 Drainage Improvements Project.

Council Agenda Memo

From: José Domínguez, City Engineer

Meeting: June 1, 2020

Subject Final Plat of McHenry Street Right-of-Way; Lot 3B in Block 6; Lot 4C in Block 6; and Lot 6B in Block 6; all in Erickson Addition, an Addition to the City of Vermillion, Clay County, South Dakota

Presenter: José Domínguez

Background: Banner Associates has submitted a final plat on behalf of the owners. The area is located west of Princeton Street, north of Bower Street, east of Carr Street and south of SD Highway 50. The area to be replatted consists of roughly 9.79-acres. The area will be accessed through a new street being dedicated. This new street will be called McHenry Street.

The Planning and Zoning Commission reviewed the plat at their May 26, 2020 meeting. At this meeting the Commission unanimously recommended approval of the plat to the City Council.

Discussion: Staff has reviewed the final plat and finds that it complies with all code provisions. The applicant will also be dedicating all of the required utility easements around the lots.

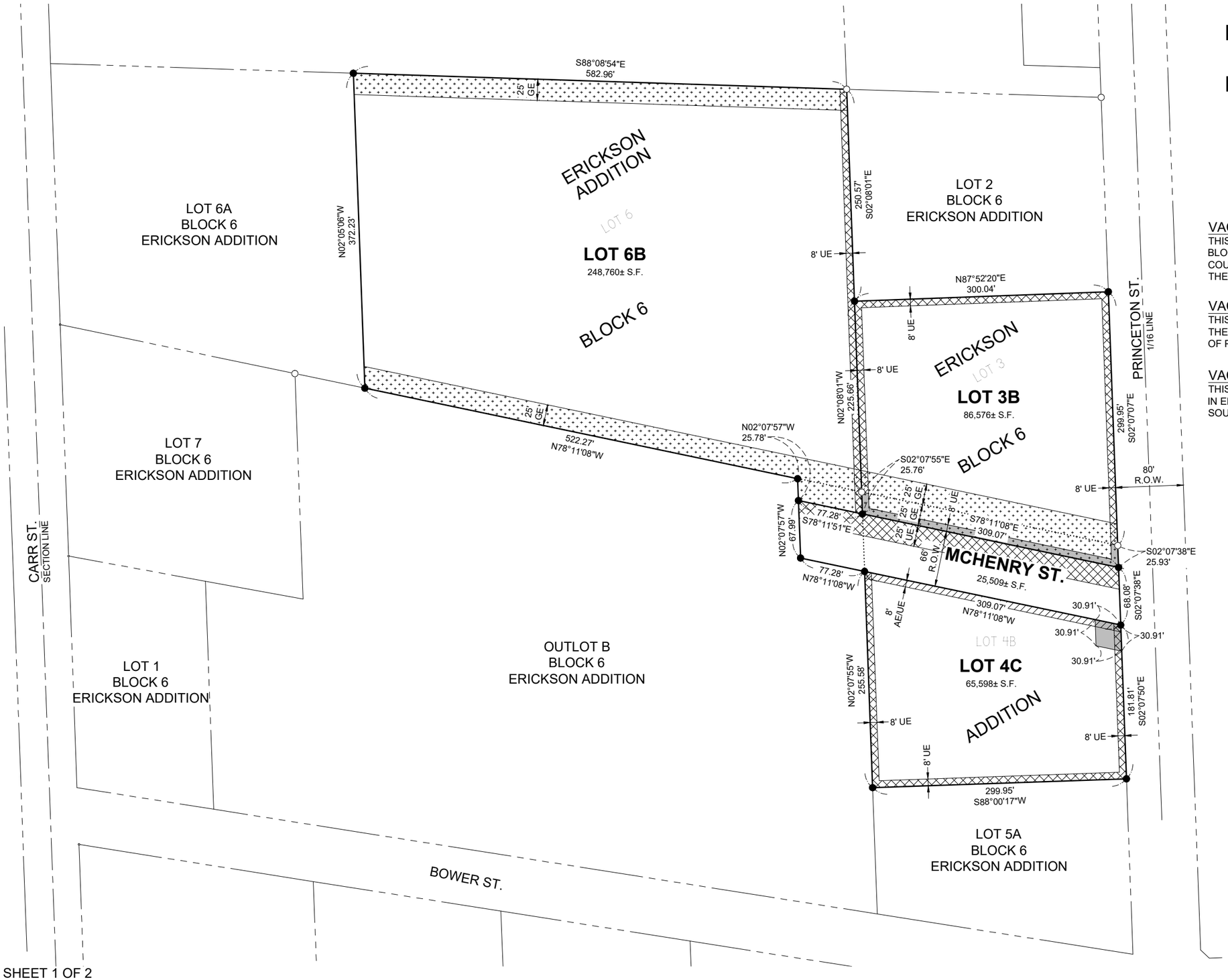
When originally platted, Erickson Addition was made of larger lots. With all of the recent replatting creating smaller lots, Lot 6B was essentially landlocked. The dedication of McHenry Street will create an access point for the lot.

Financial Consideration: The platting fee has been paid by the applicant.

Conclusion/Recommendations: Staff finds that the final plat meets all of the ordinance requirements and recommends approval of the final plat.

23212-00

PLAT OF
MCHENRY STREET RIGHT OF WAY; LOT 3B IN BLOCK 6; LOT 4C IN BLOCK 6; AND LOT 6B IN BLOCK 6; ALL OF ERICKSON ADDITION, AN ADDITION TO THE CITY OF VERMILLION, CLAY COUNTY, SOUTH DAKOTA



VACATION NOTICE

THIS PLAT SHALL VACATE LOT 3, BLOCK 6; AND A PORTION OF OUTLOT B, BLOCK 6; ERICKSON ADDITION, TO THE CITY OF VERMILLION, CLAY COUNTY, SOUTH DAKOTA FILED IN BOOK 7 OF PLATS ON PAGE 589 THEREIN.

VACATION NOTICE

THIS PLAT SHALL VACATE LOT 4B OF BLOCK 6 IN ERICKSON ADDITION, TO THE CITY OF VERMILLION, CLAY COUNTY, SOUTH DAKOTA FILED IN BOOK 8 OF PLATS ON PAGE 167 THEREIN.

VACATION NOTICE

THIS PLAT SHALL VACATE THE REMAINING PORTION OF LOT 6 OF BLOCK 6 IN ERICKSON ADDITION, TO THE CITY OF VERMILLION, CLAY COUNTY, SOUTH DAKOTA FILED IN BOOK 7 OF PLATS ON PAGE 611 THEREIN.

LEGEND

- ● MONUMENT SET THIS SURVEY (5/8" REBAR WITH STAMPED PLASTIC CAP)
- ○ MONUMENT FOUND
- EXIST. GAS EASEMENT (GE)
- EXIST. UTILITY EASEMENT (UE)
- NEW UTILITY EASEMENT (UE)
- NEW ACCESS/UTILITY EASEMENT (AE/UE)
- PROPERTY LINE VACATED BY THIS PLAT

REGISTERED PROFESSIONAL LAND SURVEYOR
REG. NO. 9924
NATHAN W. NIELSON
SOUTH DAKOTA

PREPARED BY:
BANNER ASSOCIATES, INC.
VERMILLION, SOUTH DAKOTA
TEL. (TOLL FREE): 1-855-323-6342

MAY 2020

SURVEYOR'S CERTIFICATE

I, Nathan W. Nielson, a Professional Land Surveyor in the State of South Dakota, do hereby certify that I did, on or before **May 19, 2020**, at the request of the owner(s) listed hereon, survey a portion of those parcels of land described as LOT 3 IN BLOCK 6 OF ERICKSON ADDITION, AN ADDITION TO THE CITY OF VERMILLION, CLAY COUNTY, SOUTH DAKOTA; LOT 4B IN BLOCK 6 OF ERICKSON ADDITION, AN ADDITION TO THE CITY OF VERMILLION, CLAY COUNTY, SOUTH DAKOTA; OUTLOT 6 IN BLOCK 6 OF ERICKSON ADDITION, AN ADDITION TO THE CITY OF VERMILLION, CLAY COUNTY, SOUTH DAKOTA; OUTLOT B IN BLOCK 6 OF ERICKSON ADDITION, AN ADDITION TO THE CITY OF VERMILLION, CLAY COUNTY, SOUTH DAKOTA; AND LOT 6 IN BLOCK 6 OF ERICKSON ADDITION, AN ADDITION TO THE CITY OF VERMILLION, CLAY COUNTY, SOUTH DAKOTA and platted a portion of the same as shown on the above plat.

The same shall hereafter be known and described as **MCHENRY STREET RIGHT OF WAY; LOT 3B IN BLOCK 6; LOT 4C IN BLOCK 6; AND LOT 6B IN BLOCK 6; ALL OF ERICKSON ADDITION, AN ADDITION TO THE CITY OF VERMILLION, CLAY COUNTY, SOUTH DAKOTA.**

I have surveyed the tract of land shown, and to the best of my knowledge and belief, said plat is an accurate representation of said survey.

IN WITNESS WHEREOF, I have set my hand and seal the _____ DAY OF _____ , 20 _____ .

REGISTERED PROFESSIONAL LAND SURVEYOR
REG. NO. 9924
NATHAN W. NIELSON
SOUTH DAKOTA

Nathan W. Nielson
Registered Land Surveyor
Registration No. 9924

Banner Associates, Inc.
14 W. Main St., Suite A
Vermillion, South Dakota 57069
Tel. (Toll Free): 1-855-323-6342

CERTIFICATE OF OWNER

We, **VERMILLION CHAMBER OF COMMERCE AND DEVELOPMENT COMPANY**, do hereby certify that we are the owners of LOT 3B, BLOCK 6; LOT 4C, BLOCK 6; AND LOT 6, BLOCK 6; ALL OF ERICKSON ADDITION, included in the above plat and that the plat has been made at my request and in accordance with my instructions for the purposes indicated herein.

We, **VERMILLION CHAMBER OF COMMERCE AND DEVELOPMENT COMPANY**, certify that said plat was made at our request and direction for the purpose of locating, marking, and platting the same, and that said property is free of all encumbrances. We also certify that development of this land shall conform to all existing applicable zoning, subdivision, and erosion and sediment control regulations. It is further provided that any streets, roads, alleys, and/or other easements shown on this plat are hereby, or have been previously, dedicated for the purpose indicated thereon.

We, **VERMILLION CHAMBER OF COMMERCE AND DEVELOPMENT COMPANY**, certify that this plat will not place any existing lot or building in violation of any applicable ordinance, code, regulation, law including but not limited to zoning, building, subdivision, and flood prevention.

We, **VERMILLION CHAMBER OF COMMERCE AND DEVELOPMENT COMPANY**, further certify that this plat shall vacate LOT 3, BLOCK 6; AND A PORTION OF OUTLOT B, BLOCK 6; ERICKSON ADDITION, TO THE CITY OF VERMILLION, CLAY COUNTY, SOUTH DAKOTA FILED IN BOOK 7 OF PLATS ON PAGE 589 THEREIN.

We, **VERMILLION CHAMBER OF COMMERCE AND DEVELOPMENT COMPANY**, further certify that this plat shall vacate LOT 4B OF BLOCK 6 IN ERICKSON ADDITION FILED IN BOOK 8 OF PLATS ON PAGE 167 THEREIN.

We, **VERMILLION CHAMBER OF COMMERCE AND DEVELOPMENT COMPANY**, further certify that this plat shall vacate THE REMAINING PORTION OF LOT 6 OF BLOCK 6 IN ERICKSON ADDITION, TO THE CITY OF VERMILLION, CLAY COUNTY, SOUTH DAKOTA FILED IN BOOK 7 OF PLATS ON PAGE 611 THEREIN.

IN WITNESS WHEREOF, I have set my hand the _____ DAY OF _____ , 20 _____ .

NATHAN WELCH, PRESIDENT AND C.E.O.
VERMILLION CHAMBER OF COMMERCE & DEVELOPMENT COMPANY

STATE OF _____
COUNTY OF _____ { SS

On the _____ day of _____, 20____, before the undersigned officer, personally appeared **NATHAN WELCH, PRESIDENT AND C.E.O., VERMILLION CHAMBER OF COMMERCE AND DEVELOPMENT COMPANY**, known to me or satisfactorily proven to be the person(s) whose name are subscribed to the within instrument and acknowledged that he/she executed the same for the purposes therein contained.

IN WITNESS WHEREOF I have hereunto set my hand and official seal this _____ day of _____, 20 _____.

Notary Public My Commission Expires

CERTIFICATE OF OWNER

We, **JR&R II, LLC**, do hereby certify that we are the owners of OUTLOT B, BLOCK 6 OF ERICKSON ADDITION included in the above plat and that the plat has been made at my request and in accordance with my instructions for the purposes indicated herein.

We, **JR&R II, LLC**, certify that said plat was made at our request and direction for the purpose of locating, marking, and platting the same, and that said property is free of all encumbrances. We also certify that development of this land shall conform to all existing applicable zoning, subdivision, and erosion and sediment control regulations. It is further provided that any streets, roads, alleys, and/or other easements shown on this plat are hereby, or have been previously, dedicated for the purpose indicated thereon.

We, **JR&R II, LLC**, certify that this plat will not place any existing lot or building in violation of any applicable ordinance, code, regulation, law including but not limited to zoning, building, subdivision, and flood prevention.

We, **JR&R II, LLC**, further certify that this plat shall vacate LOT 3, BLOCK 6; AND A PORTION OF OUTLOT B, BLOCK 6; ERICKSON ADDITION, TO THE CITY OF VERMILLION, CLAY COUNTY, SOUTH DAKOTA FILED IN BOOK 7 OF PLATS ON PAGE 589 THEREIN.

We, **JR&R II, LLC**, further certify that this plat shall vacate LOT 4B OF BLOCK 6 IN ERICKSON ADDITION FILED IN BOOK 8 OF PLATS ON PAGE 167 THEREIN.

We, **JR&R II, LLC**, further certify that this plat shall vacate THE REMAINING PORTION OF LOT 6 OF BLOCK 6 IN ERICKSON ADDITION, TO THE CITY OF VERMILLION, CLAY COUNTY, SOUTH DAKOTA FILED IN BOOK 7 OF PLATS ON PAGE 611 THEREIN.

IN WITNESS WHEREOF, I have set my hand the _____ DAY OF _____ , 20 _____ .

DAN HERRMANN, CHIEF OPERATING OFFICER
JR&R II, LLC

STATE OF _____
COUNTY OF _____ { SS

On the _____ day of _____, 20____, before the undersigned officer, personally appeared **DAN HERRMANN, CHIEF OPERATING OFFICER, JR&R II, LLC**, known to me or satisfactorily proven to be the person(s) whose name are subscribed to the within instrument and acknowledged that he/she executed the same for the purposes therein contained.

IN WITNESS WHEREOF I have hereunto set my hand and official seal this _____ day of _____, 20 _____.

Notary Public My Commission Expires

VERMILLION CITY COUNCIL RESOLUTION

WHEREAS, it appears that the owner(s) thereof has/have caused a plat to be made of the following described real property: Plat of **MCHENRY STREET RIGHT OF WAY; LOT 3B IN BLOCK 6; LOT 4C IN BLOCK 6; AND LOT 6B IN BLOCK 6; ALL OF ERICKSON ADDITION, AN ADDITION TO THE CITY OF VERMILLION, CLAY COUNTY, SOUTH DAKOTA**.

BE IT RESOLVED, that the attached and foregoing plat has been submitted to and a report and recommendation hereon, made by the Vermillion Planning Commission to the Vermillion City Council and has recommended approval.

BE IT FURTHER RESOLVED, that the attached and foregoing plat has been submitted to the Governing Body of the City of Vermillion, which has examined the same; that it appears the system of streets and alleys set forth therein conforms to the system of streets and alleys of Vermillion; that all taxes and special assessments, if any, upon the tract or subdivision have been fully paid; that such plat and survey thereof have been executed according to law; the same is hereby accordingly approved. Dated this _____ day of _____, 20___.

_____
Mayor, City of Vermillion, South Dakota

I, the undersigned Finance Officer of the City of Vermillion, South Dakota, do hereby certify that the within and foregoing is a true copy of the resolution passed by the City Council of the City of Vermillion, South Dakota on this _____ day of _____, 20____.

_____
Finance Officer, City of Vermillion, South Dakota

CERTIFICATE OF COUNTY TREASURER

The undersigned, County Treasurer of Clay County, South Dakota, hereby certifies that all taxes that are liens upon the land included in the above plat, as shown by the records of this office, have been fully paid.

Dated this _____ day of _____ 20 ____.

_____
Treasurer, Clay County, South Dakota

CERTIFICATE OF DIRECTOR OF EQUALIZATION

The undersigned, Director or Equalization of Clay County, South Dakota, hereby certifies that I have received a copy of the foregoing plat.

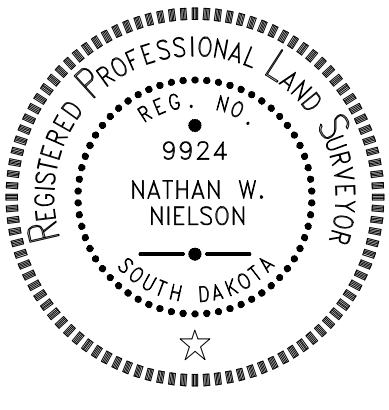
Dated this _____ day of _____ 20 ____.

_____
Director of Equalization, Clay County, South Dakota

CERTIFICATE OF REGISTER OF DEEDS

Filed for record this _____ day of _____ , 20 _____ , _____ o'clock ____ M, and recorded in Book _____ of Plats, on page _____.

_____
Register of Deeds, Clay County, SD



Council Agenda Memo

From: Mike Carlson, Finance Officer

Meeting: June 1, 2020

Subject: Declaration as Surplus 38 Abandoned Bicycles for USD Auction

Presenter: Mike Carlson

Background: When bicycles are found abandoned within the city, the Police Department documents the items found and stores them in the basement of the safety center until claimed or declared surplus to be sold or disposed. Per city ordinance property that is kept for 90 days or more without being claimed may be disposed of by the department.

The state statutes that apply to surplus property are as follows:

90.36 ABANDONED PROPERTY.

(A) Property abandoned in streets or public places, or on private property after complaint, prohibited; deemed nuisance. No person shall abandon, leave, or place in any street, alley or public place in the city any property of any kind; and no person shall permit any property of any kind so abandoned, left or placed to be or remain for more than 24 hours in any street, alley, or public place in the city, adjacent to or in the vicinity of his or her property or residence without reporting the same; and any property heretofore and hereafter so abandoned, left, or placed in the street, alley, or public place, and any property heretofore or hereafter abandoned, left, or placed by any person on any private property of which report or complaint may have reached any department of the city is declared to be a public nuisance and an obstruction and menace to the public welfare, comfort, safety, and health.

(B) Removal and abatement. The Chief of Police shall see to the removal of any property abandoned or left or placed in any street, alley, or public place in the city in violation of this section as soon as is reasonably possible after he or she shall have received a report of its presence.

(C) Expense made lien. It shall be the duty of the Police Department to take possession of any property abandoned, left, or placed on any public or private property in violation of this section, and if the same is believed to have any value, to keep it and make an attempt to find the owner thereof, and to retain any such article heretofore so taken by it. It shall be the duty of the Department to maintain a place for the keeping of any such article until the same shall be claimed or otherwise disposed of, and the city shall have a lien thereon for the reasonable expense incurred or value and cost of the time and effort necessary in taking, removing or storing the article, and for the value of the storage and keeping thereof, and may retain possession until any and all the liens are paid and discharged.

(D) Sale and disposition. If any article of property has been or is kept for 90 days or more without being claimed, the same may be disposed of by any department. If of no value, or slight value, it may be destroyed. If the same shall be of slight value but of use to the city it may be turned over to the proper department and used until claimed, and the charges thereby made a lien thereon shall be

regarded as a sufficient offset to the value of any such use. If the property shall be of more than slight value it shall be sold by the Department 10 days after notice of the sale has been given by 1 publication in a legal newspaper published in the city, and the city may be a bidder at the sale. If on the sale an amount is bid in excess of the charges or lien of the city, the excess shall be deposited to the credit of the General Fund of the city.

Discussion: The City normally has an auction in the spring to sell surplus and abandoned property, but due to the COVID-19 restrictions the auction was not held this spring. The University of South Dakota is planning an auction in August and offered to include any surplus city property in the auction. The Police Department requests the City Council to declare the 38 abandoned bicycles as surplus to be sold at auction and if not in condition to sell dispose of at the landfill. The removal of these bicycles will make room in the basement until the next spring auction.

Financial Consideration: The proceeds from the auction are not a significant source of revenue, but a legal way to dispose of abandoned property.

Conclusion/Recommendations: Administration recommends the City Council declare the 38 bicycles as surplus to be sold at the USD auction or if not in condition to sell dispose of at the landfill. The list is on file in the Finance Office and maintained by the Police Department.

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

From: Matt Betzen, Police Chief

Meeting: June 1, 2020

Subject: Disposal of Abandoned Bicycles

Background: The Police Department has in storage 38 bicycles that have been turned over as abandoned and not claimed. The Police Department is running out of room to store bicycles. The legal process for disposing of these bikes has been completed and the bikes can be disposed of. See attached list.

Discussion: The University of South Dakota is having an auction on August 7, 2020. The responsible party for the auction has invited the Police Department to add these bicycles to the auction. Once the bicycles have been declared surplus by the Council, the Police Department will work with USD to auction those bicycles that can be auctioned. The rest will be disposed of at the landfill.

Financial Consideration: The value of these bicycles is difficult to impossible to assess. Past efforts to auction bicycles have had minimal success.

Conclusion/Recommendations: Administration recommends the City Council declare the attached list of bicycles be declared surplus. They will be auctioned or disposed of at the Police Department's discretion.

Council Agenda Memo

From: John Prescott, City Manager

Meeting: June 1, 2020

Subject: Central Ward Council vacancy

Presenter: John Prescott

Background: The City Council accepted the resignation of Central Ward Council member Kelsey Collier-Wise at the May 4, 2020 meeting after her appointment as Mayor. State Statute 9-13-14.1 provides direction on how the vacancy is filled.

> 9-13-14.1. Filling of vacancy on municipal governing body--Appointment or special election. If a vacancy exists on a municipal governing body, the remaining members shall appoint a replacement to serve until the next annual municipal election, or the vacancy may be filled by special election for the remainder of the unexpired term as provided in §9-13-14.2. In the aldermanic form of municipal government, the appointment shall be a person from the same ward of the municipality. If electing a person to fill the remainder of the unexpired term at an annual municipal election, the vacancy shall have occurred prior to the publication required by § 9-13-6.

As noted in the materials with the appointment of a Mayor, the City of Vermillion has never adopted an ordinance providing for a special election of an unexpired term. The option available to the City Council is to appoint an individual to serve as a Central Ward Council member. As the vacated term of office is expiring with the July 6, 2020 meeting, an appointment made prior to that date would continue until another person qualifies for this Central Ward Council seat.

Kelsey Collier-Wise filed a nominating petition for the Central Ward seat in March. She did not have any opposition for this Council seat. While Mayor Collier-Wise has resigned from the current term of Central Ward seat, she is the person elected to fill the Central Ward seat starting with the July 6, 2020 meeting. If Mayor Collier-Wise fails to qualify for the Central Ward seat by taking the oath of office within 10 days of the July 6 meeting, the City Council can than make an appointment. The City Attorney has suggested that a written notice stating the intent not to qualify for the Central Ward seat be provided to the City Council at the July 6, 2020 meeting. The City Council still has to wait through the ten-day period but the intent is clearly known. This would provide an opportunity for the City Council to make an appointment at the July 20, 2020 meeting.

After reviewing the timing of options to fill the Central Ward Council seat, the City Council elected to receive Expression of Interest forms and other background information prior to the June 1, 2020 meeting. Notice of the vacancy was advertised in the Plain Talk, Broadcaster, the City's website, and the City's Facebook page.

While Vermillion doesn't typically have an annual municipal election, staff has verified with the Secretary of State that there would be an election on the next possible annual municipal election date of June 1, 2021. The person elected in June 2021 would serve from the first meeting in July 2021 until the end of the original term in July 2024.

Discussion: There is no set process for the City Council to use to fill the vacancy. Four individuals submitted Expression of Interest forms and other background information. Copies of the materials submitted by each of the four candidates is attached to this memo.

If the City Council appoints an individual to the vacant Central Ward Council seat at the June 1 or 15 meeting, the person would be available to participate in the reorganizational meeting on July 6. The individual would need to be reappointed at the July 20th meeting. The July 20th appointment would run until the first meeting in July 2021.

Financial Consideration: No additional cost. The annual salary of $6,921 for each of the City Council members has been included in the 2020 budget.

Conclusion/Recommendations: Administration recommends the City Council appoint an individual to fill the vacant Central Ward seat.

From: noreply@civicplus.com
To: Vermillion; John Prescott; James Purdy
Subject: Online Form Submittal: Citizen Board/Commission Expression of Interest Form
Date: Wednesday, May 20, 2020 9:55:38 PM

Citizen Board/Commission Expression of Interest Form

Select the Board/Commission on which your are interested in serving.	City Council
Related Documents	*Field not completed.*
Related Documents	*Field not completed.*
Related Documents	*Field not completed.*
Name	Anthony Edelen
Number of years you have lived in/around Vermillion	38 years
Address	[redacted]
City	Vermillion
State	SD
Zip Code	57069
Phone Number	[redacted]
Email Address	[redacted]
Occupation	Small Business Owner
Employer	Self-employed
Business Address	1225 E. Cherry St. Vermillion, SD 57069
Prior elected or appointed offices held (if any)	Moderator United Church of Christ, Rotary Board, Department of Labor Board
Present and past community volunteer activities	VACF Board, VCDC Ambassadors

Why are you interested in serving on this Board/Commission?	I have a passion for everything Vermillion. I have always had a endearing passion for small business in Vermillion and want to help in any way I can by serving the people of the Central Ward precinct.
Do you have any unique skills or experience which would be beneficial to the City to know in selecting someone to serve?	I have a very unique set of people skills that allow me to communicate easily. I own a small business in Vermillion. I am knowledgeable with social media and how to use it to the fullest extent.
Are there any particular projects, programs or goals you would like to see achieved while serving on the Board/Commission?	I would love to see the bike path finished and connecting Vermillion. I want to continue the excellent relationship Vermillion has with the University of South Dakota and Sanford. I would like to help get more industry to come to Vermillion.
Electronic Signature Agreement	I agree.
Electronic Signature	Anthony C. Edelen

Email not displaying correctly? View it in your browser.

From: noreply@civicplus.com
To: Vermillion; John Prescott; James Purdy
Subject: Online Form Submittal: Citizen Board/Commission Expression of Interest Form
Date: Thursday, May 28, 2020 9:55:50 AM

Citizen Board/Commission Expression of Interest Form

Select the Board/Commission on which your are interested in serving.	City Council
Related Documents	Cover Letter - City Council.docx
Related Documents	*Field not completed.*
Related Documents	*Field not completed.*
Name	Matthew Fairholm
Number of years you have lived in/around Vermillion	18
Address	[redacted]
City	Vermillion
State	SD
Zip Code	57069
Phone Number	[redacted]
Email Address	[redacted]
Occupation	Professor
Employer	University of South Dakota
Business Address	[redacted]
Prior elected or appointed offices held (if any)	Member of Planning and Zoning Commission; Member of Mayor's Task Force on Home Rule 2003; Member of Home Rule Study Committee 2020
Present and past community volunteer activities	I have tried to be a useful member of the community. I am a member of the Integrated Community Action Planning (ICAP) group since its beginning and a part of various Vermillion growth efforts over the years. I have been a leader in youth leadership

	and Scouting efforts in the city for years. This allowed me to be involved in Welcome Table and the senior center and other community service projects. I led a significant religious congregation in the community. This allowed me to organize Meals on Wheels service and to serve the spiritual, emotional, and temporal needs of community members. I learned a lot about how to help community members and their various needs including rent support, food, job placement, family issues, education, and other practical needs. I was also able to begin the interdenominational Christmas on the Missouri annual concert. I am involved in the high school music boosters and athletic boosters and volunteer in the classroom and in various school events. I have been a volunteer youth sports (Soccer and Football) coach for a number of years. I have facilitated community forums and information sessions numerous times upon request.
Why are you interested in serving on this Board/Commission?	I find local government fascinating. It has a real impact on the lives of everyday citizens by helping them live their daily lives. What some find mundane like infrastructure, budget meetings, and plans for city departments, I find essential to quietly and responsibly serving our neighbors. The City Council is a collegial group trying to ensure the best quality of life in Vermillion. I would like to be a part of such service.
Do you have any unique skills or experience which would be beneficial to the City to know in selecting someone to serve?	I am a student of government administration. I am not a student of politics, but rather of the day-to-day activities of how to make a government run well. As a student, I have picked up a few skills and experiences that I think will be helpful to the city and to the council, though I readily acknowledge I have much yet to learn. I do have experience in strategic planning and visioning. I have skills in facilitation and group decision-making. I have worked in the Federal Government at the cabinet level succinctly summarizing complex issues to help decision-makers come to sound conclusions. The capacity to understand and synthesize information translates well to the issues the city does and will face. I have experience in project management having worked in a multi-million dollar nonprofit seeking and implementing grant-funded activities and implementing programs. I am well-versed in local government budgeting and in matching city priorities to measurable performance outcomes. I have led religious organizations at the local and regional levels, bringing not only administrative experiences, but the leadership required to keep volunteers engaged in meaningful work and activities. I am familiar with the many different departments of the city government and acknowledge the many programs and projects they are involved in. I have created, organized, and led new initiatives and projects in work and volunteer settings.
Are there any particular projects, programs or	Vermillion is a well-run city with experienced and committed administrators. In general, my goal is to be a contributing member of what is a collegial city council. I will acknowledge a

goals you would like to see achieved while serving on the Board/Commission?	learning curve that needs to occur, but I hope my experience with city government will help shorten that time so I can be useful relatively quickly. Four specific areas of interest and goals include parks and amenities, city finances, infrastructure, and economic development/land use. I do appreciate the renovations of the parks and green spaces in the city and will want to encourage such improvements and innovations continue. I hope to see continued improvements on the hike/bike path and progress on some sort of community center-like amenities. I am impressed with how city funds are accounted for and want to be a part of such good practices continuing. As mentioned, a city must focus on infrastructure maintenance, improvement, and expansions. I want to continue Vermillion's plan to invest wisely in these services. I hope road maintenance and improvements continue apace as well as water and wastewater systems to meet current and future capacity. Having served on the Planning Commission for some time, I want to ensure the growth and development of the city is done vigorously and wisely. Economic development and land use is an area both of interest and experience for me so I hope to be more involved in these city efforts.
Electronic Signature Agreement	I agree.
Electronic Signature	Matthew Fairholm

Email not displaying correctly? View it in your browser.

RE: Cover Letter: Expression of Interest Form: City Council Vacancy

Dear Mayor Collier-Wise,

This letter is to express my interest in being appointed a member of the Vermillion City Council from the Central Ward. I realize that this rare vacancy is an opportunity for me to serve the community in ways I have not yet been able to and in that service show some of the gratitude I have for being able to live in such a place.

I have lived my life in several places, but I began to live the life I wanted to live when our young family moved to Vermillion. My wife, Shannon, and I wanted to raise a family in a community we felt would support our family goals and in which we could find a place to contribute. Vermillion has certainly lived up to our expectations. Having added two more children to our family since moving here we have found a place where we all can experience new activities, learn, grow and serve others. From youth sports to music museum programs to cub scouts and boy scouts to church activities to high school music and athletic boosters to school concerts to university art and athletics to volunteering at community and benefitting from community amenities, Vermillion has been good to our family. I hope we have been good to it as well. These are some of the reason I have felt to put my name in consideration to fill the vacancy in the city council. It is a way to acknowledge our gratitude and to give of my time and efforts to help see such benefits continue for other families.

I know that much of what makes Vermillion what it is happens to be the people in it and their various interests and talents they willingly share regardless of the government in place. But there is a foundation set by the city government that allows Vermillion to flourish. My background and profession in government and nonprofit management and leadership suggest to me that the more mundane and quiet activities of government are essential to this foundation more than perhaps those issues that raise public attention. I would like to facilitate our government workers' ability to provide the foundation they do so well and I would like to be a voice in the issues that generate concern, passion, and interest among its residents. Having served on the Planning Commission for about fifteen years, I am comfortable with the goals and plans for Vermillion's growth and development having been a part of two comprehensive planning processes and several city/county cooperative planning efforts. I understand where the city is situated in its capacities to grow and how it might accomplish its development goals. Having had the chance to interact with many of the city councils over years in orientations or study commissions and to interact with city employees in planning activities or facilitations, I feel I am comfortable and knowledgeable about how the city council and the city operates generally and what the issues and projects have been over the years. I readily acknowledge, however, there are specifics I need to learn. I would have to study and listen as I come up to speed on the current projects of the day or the pressing matters that always seem to take the council's time. And I will have to learn the day-to-day activities of being a council member. I have always appreciated the collegial nature of the city council and, with that appreciation, I will strive diligently to contribute to that collegiality. I believe with my background in the city government, in theory and practice, I will be able to contribute something useful with a shortened learning curve.

The Vermillion community has given to me and my family opportunities, and even challenges, which have benefitted us tremendously. We have learned and grown as a family within this community. And we have learned to appreciate, serve and contribute to the neighbors we know and do not know. The vacancy in the city council from the Central Ward is a unique event and it seemed the right time for me to show my interest in and gratitude to the city through service in this unique, meaningful way. I submit this application of interest to be appointed a city council member and look forward to the chance to contribute to something great…the Vermillion community.

Sincerely,

Matthew R. Fairholm

From: noreply@civicplus.com
To: Vermillion; John Prescott; James Purdy
Subject: Online Form Submittal: Citizen Board/Commission Expression of Interest Form
Date: Saturday, May 23, 2020 9:02:16 PM

Citizen Board/Commission Expression of Interest Form

Select the Board/Commission on which your are interested in serving.	City Council
Related Documents	Nicky_Gilbertson_Letter 5-2020.pdf
Related Documents	*Field not completed.*
Related Documents	*Field not completed.*
Name	Nicky Gilbertson
Number of years you have lived in/around Vermillion	19+
Address	[redacted]
City	Vermillion
State	South Dakota
Zip Code	57069
Phone Number	[redacted]
Email Address	[redacted]
Occupation	Area Vice President
Employer	Aegis Therapies
Business Address	123 Forest Ave
Prior elected or appointed offices held (if any)	n/a
Present and past community volunteer activities	Vermillion Food Pantry distributor, Salvation Army bell ringer, VHS Booster club member, volunteer youth sports coach (basketball, softball and soccer), UCC Church volunteer, Welcome Table, and USD Physical Therapy Managers Panel

Why are you interested in serving on this Board/Commission?	I would like to have a voice in the decision making process of our community's growth and development. By providing mutually acceptable solutions to everyday problems or to unprecedented situations like COVID-19, I feel I have many valuable and unique skills that can serve our community. I am fully vested and have lived in Clay County for all but six years of my life. It has been a wonderful place to raise a family as well as work and grow with the community.
Do you have any unique skills or experience which would be beneficial to the City to know in selecting someone to serve?	Goal-driven expert with strong integrity and nearly 20 years in healthcare services. Able to balance strategic decisions and financial discipline with a hands-on approach to leadership. Engaging communicator and relationship builder with expertise in recruitment, training and management of employees in order to provide exceptional services to customers in an efficient and accurate manner. Leading cultural shifts in operations resulting in strong employee and patient satisfaction aligned with growth and KPIs. Highly organized and hardworking with excellent planning and program management skills.
Are there any particular projects, programs or goals you would like to see achieved while serving on the Board/Commission?	I would like to provide representation from the healthcare sector with regards to community and business relationships. Additionally, it has always been a goal of our family to have greater public access to an indoor health and fitness area that supports activities for all ages. The USD Wellness Center is absolutely wonderful, however, it is geared towards college students and adults. We have dreamed of an indoor location available year round for ages 1 to 100 yrs that has the potential to partner with local entities by bringing in health education, fitness, and fun!
Electronic Signature Agreement	I agree.
Electronic Signature	Nicholle M Gilbertson

Email not displaying correctly? View it in your browser.

Nicky **Gilbertson**

E-mail [redacted]

May 24, 2020

City of Vermillion

RE: City Council Member

Dear Hiring Manager,

As an experienced Area Vice President with Aegis Therapies, the posting for City Council Member with the City of Vermillion piqued my interest. When reviewing the job requirements and your website, I was excited to see that my qualifications and personal traits align with your needs and mission.

I bring a set of talents that I believe will be valuable to City of Vermillion. In my Area Vice President role, I honed my abilities in process development and recruiting, providing a solid foundation for the City Council Member position. My communication, people-centric nature, and eagerness to please have afforded me excellent critical thinking skills.

I am excited to contribute my strengths and proficiency in leadership toward your team efforts. As an extroverted and personable communicator with a proven track record in budgeting, my focus on building strong professional relationships has been a valuable asset throughout my career.

Please review my expression of interest for more information. I look forward to hearing from you at your earliest convenience. I'm hoping to discuss how my personality and work history fit the City Council Member role.

Thank you for your time and consideration.

Sincerely,
Nicky Gilbertson

From: noreply@civicplus.com
To: Vermillion; John Prescott; James Purdy
Subject: Online Form Submittal: Citizen Board/Commission Expression of Interest Form
Date: Tuesday, May 19, 2020 10:27:23 PM

Citizen Board/Commission Expression of Interest Form

Select the Board/Commission on which your are interested in serving.	City Council
Related Documents	Lindsey_Jennewein_Resume.pdf
Related Documents	*Field not completed.*
Related Documents	*Field not completed.*
Name	Lindsey Jennewein
Number of years you have lived in/around Vermillion	22
Address	[redacted]
City	Vermillion
State	SD
Zip Code	57069
Phone Number	[redacted]
Email Address	[redacted]
Occupation	Sr. Team Lead/Software Engineer
Employer	Eagle Creek Software Services
Business Address	1215 W Cherry St, Vermillion, SD
Prior elected or appointed offices held (if any)	Citizen representative - Joint Powers, Sept 2015 - present
Present and past community volunteer activities	Welcome Table core team member, 2004 - 2011, 2015 - present

Why are you interested in serving on this Board/Commission?	I came here as a traditional USD student and loved the community so much that we made it our home. Serving on the Joint Powers board for the last 5 years has opened my eyes to the multiple different factors that must be considered in the decisions that impact the day to day experiences everyone has.
Do you have any unique skills or experience which would be beneficial to the City to know in selecting someone to serve?	I think it's important that all citizens have a voice, and I am an approachable person who tries to find ways to achieve balance for everyone. While my career in computer science/programming might not have an obvious benefit to the council, I would be happy to utilize my experience in technology in any way that I can.
Are there any particular projects, programs or goals you would like to see achieved while serving on the Board/Commission?	The bike path project is very important to me, as are other opportunities to increase outdoor activities for families.
Electronic Signature Agreement	I agree.
Electronic Signature	Lindsey M Jennewein

Email not displaying correctly? View it in your browser.

Lindsey Jennewein
322 Forest Ave, Vermillion, SD
(605) 202-0536 | lindsey.jennewein@gmail.com

May 28, 2020

Vermillion City Council

To whom it may concern,

I am writing to express my interest in the City Council Vacancy in the Central Ward. I moved to Vermillion in 1998 to attend The University of South Dakota, and have made it my permanent home. I moved to the Central Ward in 2015 with my husband and three children.

As you will see, my resume reflects a very technical background, but that is only the professional side of my personality. I am also very passionate about helping others, as evidenced in my 12+ years as a core team member for the Welcome Table program.

For the last 7 years, I have been working as a software developer here in Vermillion. I am also a supervisor, supervising up to 15 people at a time, both co-located and remote, for the last 5 years. This experience has helped me better see problems from many different angles, learning to balance the common good with individual needs.

Additionally, in the last 5 years, I have been serving as a citizen representative on the Joint Powers Board, which gave me my first up-close experience in the government process. During my tenure on the board, we have worked through raising landfill rates and the decision of Yankton to move to single stream, among other issues. Because final decisions are passed back to the local governments, I am very interested in participating in the other side of that process.

I am aware that this is a very difficult time, with many decisions being made related to the current pandemic. I am confident in my ability to weigh all angles of each decision in order to better serve the citizens of Vermillion.

With my experience in the technical industry, combined with my interest in the government process, I think you'll find that I am a unique candidate for the city council. I look forward to the opportunity to represent Vermillion's central ward.

Thank you for your time.

Sincerely,

Lindsey Jennewein

Lindsey Jennewein
(605) 202-0536 | lindsey.jennewein@gmail.com

Senior Team Lead with over 13 years professional experience in analysis, design, and development of enterprise-wide applications, with a focus on web development, primarily in Drupal 7 and 8. Six years providing Drupal web development/maintenance for higher education institutions. Excel in a team-oriented environment, providing leadership while also producing quality code. Known for customer service and structured problem solving. Offering expertise in the following areas:

- Customer Service
- Google Analytics
- Conflict Management
- Strong Communicator
- Approaches problems from multiple angles
- Adapts easily to dynamic environments
- Executive Presentations
- Team Leadership
- Project Implementation

PROFESSIONAL EXPERIENCE

Eagle Creek Software Services, Vermillion, SD **2013 to Present**

Sr. Application Development Team Lead/Supervisor

Senior Team Lead for web development teams responsible for delivery of higher education and corporate projects primarily developed in Drupal 8. The team develops custom themes, modules, and templates, incorporating data from external systems, as well as applicable analytics reporting, utilizing multisites and various hosting platforms (Acquia, Pantheon, or customer-hosted). Ongoing maintenance and security updates are typically a part of the project lifecycle.

- Drupal 8 specializations include migration scripting and front-end development (Twig, CSS, SASS, hooks, Views, JavaScript/jQuery)
- Use Agile methodology and JIRA tracking software to manage project timeline and development
- As a client-facing contact, provided training and documentation as well as demonstrations to the users and requirements-gathering for developers
- Utilized Google Analytics and Google Tag Manager for analytics tracking used by client's marketing teams. Assisted in custom filter development as well as AdWords tracking setup
- Supervise 15 off-site and remote consultants, conducting performance reviews and assisting with training and project preparation. Training coordinator for entry-level training classes
- Implemented two Salesforce B2B Commerce sites, one for a client, and one for sales to use for client demonstrations. Primarily responsible for UI/UX development, CSS maintenance, and custom interface hooks

MtronPTI, Yankton, SD **2006 to 2013**

Senior Programmer Analyst

Developed and supported manufacturing software, business software, and both internal and external websites for this electronics manufacturer. Accountable for the full project lifecycle, from requirements gathering, to development and testing, to project delivery and support. Oversaw all database maintenance and ERP data migration scripting.

- Team lead for 2 junior developers/interns located in Orlando, FL
- Technical contact on website migration to Drupal 7 site
- Designed and developed database and VB.NET application for Data Sheet Application for product datasheets. Data synced to MySQL database and incorporated into Drupal 7 web site for customers and potential customers
- Developed training documentation and provided company-wide general navigation training for Microsoft Dynamics AX 2009 and Microsoft Office 2010

- Developed many custom software solutions including label printing programs for shipping/receiving department and an internal ASP.NET web application for product failure tracking which exceeded the goal of $50,000 in yield loss savings per year

pullUin Software, Vermillion, SD **2003 - 2006**

Usability Expert -- Interface Design and Technical Writer

EDUCATION

The University of South Dakota Vermillion, SD

Master of Arts, Computer Science

- Emphasis: Human-Computer Interaction

The University of South Dakota Vermillion, SD

Bachelor of Science, Computer Science

- University Scholar
- Phi Beta Kappa

Council Agenda Memo

From: José Domínguez, City Engineer

Meeting: June 1, 2020

Subject: 2020 Miscellaneous Concrete Project

Presenter: José Domínguez

Background: The City has an ongoing program to update all of the ADA accessible ramps within the City. The program was instituted several years back and designates funding for ADA accessible 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.

The City sent request for bids to six contractors, and sent the project to four plan houses. From those requests, the City received two bids. Bids were opened on May 27, 2020. The bid from Walker Construction was not read since it did not include the required bid bond. The low and only bid was from M&M Construction for $64,138.31. The City's estimate was $67,000.

Discussion: Bidding is required by State law when the cost of the project is estimated to exceed $50,000. Since the estimate was over this limit the City requested bids. This project consists of performing several pavement repairs and repairs to the storm sewer system.

Financial Consideration: This project will be paid for through several funds due to the areas where the work will take place. (storm sewer system, trail, water department, etc.)

Conclusion/Recommendations: Administration recommends awarding the project to M&M Construction for the amount of $64,138.31.

Council Agenda Memo

From: José Domínguez, City Engineer

Meeting: June 1, 2020

Subject: Hangar Taxilane Improvements at the Airport

Presenter: José Domínguez

Background: The existing Capital Improvement Plan (CIP) for the airport calls for the reconstruction of the taxilane by the hangars.

Bids were opened on May 28, 2020. Four bids were received. The low bid was from Webster Scale, Inc., of Webster, SD, at $824,886.60, while the high bid came in at $1,081,440.00. The engineer's estimate was $863,943.

Discussion: Bidding is required by State law when the cost of the project exceeds $50,000. This project was estimated to cost more than the bid limit so bids were requested.

The project will consist of reconstructing the taxilane by the hangars. The taxilane is a 'road' that provides access to all of the hangars to the terminal building, apron, and runway.

Financial Consideration: Typically, the City pays for 100% of the cost and is reimbursed when the project is completed for 95% of the project cost. In this instance, the City share would be $41,244. Due to the COVID pandemic, there is an opportunity for additional funding from the Federal government which would reduce the City's share to a maximum of $9,750 and as low as zero. The City will not know the amount of additional federal government funding until at least 30 days after the grant application has been submitted.

The City budgeted $740,000 for this project. This was the total estimated project cost which would be expended by the City prior to receiving the 95% reimbursement. This amount was based on the 2018 airport CIP. At the time the budget was created, this was the latest CIP information available to the City. The budget will be amended upon notification of funding received from the FAA on the grant funding.

Conclusion/Recommendations: Administration recommends accepting the bid from Webster Scale, Inc. for $824,886.60 contingent upon a receipt of an FAA Grant Offer. Also, to meet expected short time lines in the grant process, the City Council is also asked to authorize the Mayor to sign the FAA Grant Application, FAA Grant Offer, and all necessary paperwork for the Contract Documents.

Helms & ASSOCIATES
CIVIL ENGINEERS & LAND SURVEYORS

221 Brown County Hwy 19
P.O. Box 111
Aberdeen, SD 57402

Phone: (605) 225-1212 Fax: (605) 225-3189
Email: operations@helmsengineering.com

May 28, 2020

Jose Dominguez, P.E. – City Engineer
City of Vermillion
25 Center St.
Vermillion, SD 57069

Re: Hangar Taxilane Improvements
Harold Davidson Field
Vermillion, South Dakota
AIP #3-46-0056-014-2020
A-7147

Dear Mr. Dominguez:

We would like to take this opportunity to make our "Engineer's Recommendation of Award" for the above referenced project.

The description of work is:

> This project shall include the reconstruction of approximately 2,200' of hangar taxilanes. This work includes full depth reclamation, grading, disposal of excess material, subbase course, aggregate base course, asphalt paving, concrete valley gutter, storm sewer piping, storm sewer inlets, pavement marking, topsoiling, seeding and other items of related construction.

We have reviewed the bid proposal documents received and are recommending that the Base Bid be tentatively awarded to the lowest bidder Webster Scale, Inc., Webster, SD, in the amount of $824,886.60 as their bid was complete and reasonable. We have also verified Webster Scale, Inc. has not been excluded at www.sam.gov.

The DBE goal was 2.5% for this project. The intended participation listed in Webster Scale, Inc.'s bid is 8.1%.

The motion for award should read "Tentative award for AIP Project #3-46-0056-014-2020 Hangar Taxilane Improvements, Base Bid is made to Webster Scale, Inc., Webster, SD, in the amount of $824,886.60 contingent upon receipt of an FAA Grant Offer.

Also, to help meet what we expect to be short time lines in the grant process, the Council should authorize the Mayor to sign the FAA Grant Application, FAA Grant Offer, and all necessary paperwork for the Contract Documents.

If you have any questions, comments, or need any further information, please feel free to contact our office at your convenience.

Sincerely,
Helms and Associates

Michael A. Schmit, P.E.

W/Enclosures

Cc: Brian Schuck, FAA – Dakota-Minnesota Airports District Office
Jon Becker, SD-DOT – Office of Air, Rail, and Transit

HANGAR TAXILANE IMPROVEMENTS
HAROLD DAVIDSON FIELD
VERMILLION, SOUTH DAKOTA
AIP #3-46-0056-014-2020
A-7147
BID TABULATION
5/28/2020

Base Bid

					Webster Scale, Inc. Webster, SD		VanderPol Dragline, Inc. Mitchell, SD		Double H Paving, Inc. Tea, SD	
Item #	**Spec #**	**Item Description**	**Quantity**	**Unit**	**Unit Price**	**Total Price**	**Unit Price**	**Total Price**	**Unit Price**	**Total Price**
1	C-105	Mobilization	1	L.S.	$100,000.00	$100,000.00	$79,000.00	$79,000.00	$200,000.00	$200,000.00
2	S-100	Construction Safety Phasing Plan	1	L.S.	$15,000.00	$15,000.00	$21,658.00	$21,658.00	$52,000.00	$52,000.00
3	P-152	Unclassified Excavation	13,548	CuYd	$5.00	$67,740.00	$7.10	$96,190.80	$7.75	$104,997.00
4	P-152	Disposal of Excess Material	5,130	CuYd	$2.00	$10,260.00	$2.70	$13,851.00	$5.35	$27,445.50
5	P-154	Subbase Course (Recycled)	1,717	CuYd	$12.00	$20,604.00	$18.00	$30,906.00	$20.00	$34,340.00
6	P-208 (MOD)	Aggregate Base Course	1,717	CuYd	$42.00	$72,114.00	$47.00	$80,699.00	$64.00	$109,888.00
7	P-403	Asphalt Base/Surface Course	2,653.0	Ton	$120.00	$318,360.00	$111.00	$294,483.00	$120.00	$318,360.00
8	P-602	Emulsified Asphalt Prime Coat	14.0	Ton	$1,100.00	$15,400.00	$1,100.00	$15,400.00	$970.00	$13,580.00
9	P-603	Emulsified Asphalt Tack Coat	5.0	Ton	$650.00	$3,250.00	$650.00	$3,250.00	$1,300.00	$6,500.00
10	P-610	6" Cement Concrete Valley Gutter	334	SqYd	$145.00	$48,430.00	$105.00	$35,070.00	$92.00	$30,728.00
11	P-620	Runway & Taxiway Painting	1	L.S.	$11,000.00	$11,000.00	$11,800.00	$11,800.00	$11,250.00	$11,250.00
12	D-701	15" RCP (Class III)	350	Ft	$50.00	$17,500.00	$36.70	$12,845.00	$55.00	$19,250.00
13	D-701	15" RCP (Class III) Flared End	1	Each	$750.00	$750.00	$840.00	$840.00	$615.00	$615.00
14	D-751	2' x 3' Storm Sewer Inlet w/Type E Frame and Grate	1	Each	$4,000.00	$4,000.00	$5,720.00	$5,720.00	$4,000.00	$4,000.00
15	D-751	2' x 3 Storm Sewer Inlet w/Type E Frame and Grate and 10' x 10 Concrete Apron	1	Each	$5,000.00	$5,000.00	$5,840.00	$5,840.00	$5,150.00	$5,150.00
16	T-901	Seeding and Fertilizing	3.0	Acre	$2,000.00	$6,000.00	$1,500.00	$4,500.00	$1,525.00	$4,575.00
17	T-905	Topsoiling	2,408	CuYd	$5.00	$12,040.00	$6.00	$14,448.00	$7.90	$19,023.20
18	T-908	Mulching	13,560	SqYd	$0.66	$8,949.60	$0.50	$6,780.00	$0.45	$6,102.00
19	TL-100	Field Laboratory	1	Each	$3,000.00	$3,000.00	$500.00	$500.00	$5,000.00	$5,000.00
20	SP-1	Full Depth Reclamation (2" Nominal Depth)	1,694	SqYd	$5.00	$8,470.00	$4.40	$7,453.60	$6.50	$11,011.00
21	SP-1	Full Depth Reclamation (7" Nominal Depth)	9,077	SqYd	$3.00	$27,231.00	$4.40	$39,938.80	$2.55	$23,146.35
22	SP-3	Geotexile Separator Fabric	10,620	SqYd	$2.00	$21,240.00	$1.90	$20,178.00	$1.40	$14,868.00

HANGAR TAXILANE IMPROVEMENTS
HAROLD DAVIDSON FIELD
VERMILLION, SOUTH DAKOTA
AIP #3-46-0056-014-2020
A-7147
BID TABULATION
5/28/2020

Base Bid

					Webster Scale, Inc. Webster, SD		VanderPol Dragline, Inc. Mitchell, SD		Double H Paving, Inc. Tea, SD	
Item #	**Spec #**	**Item Description**	**Quantity**	**Unit**	**Unit Price**	**Total Price**	**Unit Price**	**Total Price**	**Unit Price**	**Total Price**
23	Plans	Remove and Salvage Reflective Taxiway Markers	14	Each	$100.00	$1,400.00	$20.00	$280.00	$79.00	$1,106.00
24	Plans	Hot Pour Joint Sealant	1,012	Ft	$4.00	$4,048.00	$7.00	$7,084.00	$4.75	$4,807.00
25	Plans	Reflective Taxiway Markers	26	Each	$300.00	$7,800.00	$175.00	$4,550.00	$270.00	$7,020.00
26	Plans	Relocate Electrical Manholes	1	L.S.	$15,000.00	$15,000.00	$13,200.00	$13,200.00	$13,500.00	$13,500.00
27	Plans	Inlet/Culvert Protection	2	Each	$150.00	$300.00	$150.00	$300.00	$95.00	$190.00
Total Base Bid						**$824,886.60**		**$826,765.20**		**$1,048,452.05**

HANGAR TAXILANE IMPROVEMENTS
HAROLD DAVIDSON FIELD
VERMILLION, SOUTH DAKOTA
AIP #3-46-0056-014-2020
A-7147
BID TABULATION
5/28/2020

Base Bid

					Knife River Midwest, LLC. Sioux City, IA	
Item #	**Spec #**	**Item Description**	**Quantity**	**Unit**	**Unit Price**	**Total Price**
1	C-105	Mobilization	1	L.S.	$163,000.00	$163,000.00
2	S-100	Construction Safety Phasing Plan	1	L.S.	$12,500.00	$12,500.00
3	P-152	Unclassified Excavation	13,548	CuYd	$8.00	$108,384.00
4	P-152	Disposal of Excess Material	5,130	CuYd	$3.05	$15,646.50
5	P-154	Subbase Course (Recycled)	1,717	CuYd	$20.50	$35,198.50
6	P-208 (MOD)	Aggregate Base Course	1,717	CuYd	$53.00	$91,001.00
7	P-403	Asphalt Base/Surface Course	2,653.0	Ton	$152.50	$404,582.50
8	P-602	Emulsified Asphalt Prime Coat	14.0	Ton	$830.00	$11,620.00
9	P-603	Emulsified Asphalt Tack Coat	5.0	Ton	$820.00	$4,100.00
10	P-610	6" Cement Concrete Valley Gutter	334	SqYd	$140.00	$46,760.00
11	P-620	Runway & Taxiway Painting	1	L.S.	$11,500.00	$11,500.00
12	D-701	15" RCP (Class III)	350	Ft	$42.00	$14,700.00
13	D-701	15" RCP (Class III) Flared End	1	Each	$1,000.00	$1,000.00
14	D-751	2' x 3' Storm Sewer Inlet w/Type E Frame and Grate	1	Each	$6,500.00	$6,500.00
15	D-751	2' x 3 Storm Sewer Inlet w/Type E Frame and Grate and 10' x 10 Concrete Apron	1	Each	$7,700.00	$7,700.00
16	T-901	Seeding and Fertilizing	3.0	Acre	$2,000.00	$6,000.00
17	T-905	Topsoiling	2,408	CuYd	$6.75	$16,254.00
18	T-908	Mulching	13,560	SqYd	$0.70	$9,492.00
19	TL-100	Field Laboratory	1	Each	$1,000.00	$1,000.00
20	SP-1	Full Depth Reclamation (2" Nominal Depth)	1,694	SqYd	$9.00	$15,246.00
21	SP-1	Full Depth Reclamation (7" Nominal Depth)	9,077	SqYd	$5.50	$49,923.50
22	SP-3	Geotexile Separator Fabric	10,620	SqYd	$2.20	$23,364.00

HANGAR TAXILANE IMPROVEMENTS
HAROLD DAVIDSON FIELD
VERMILLION, SOUTH DAKOTA
AIP #3-46-0056-014-2020
A-7147
BID TABULATION
5/28/2020

Base Bid

					Knife River Midwest, LLC. Sioux City, IA	
Item #	**Spec #**	**Item Description**	**Quantity**	**Unit**	**Unit Price**	**Total Price**
23	Plans	Remove and Salvage Reflective Taxiway Markers	14	Each	$80.00	$1,120.00
24	Plans	Hot Pour Joint Sealant	1,012	Ft	$4.00	$4,048.00
25	Plans	Reflective Taxiway Markers	26	Each	$270.00	$7,020.00
26	Plans	Relocate Electrical Manholes	1	L.S.	$13,500.00	$13,500.00
27	Plans	Inlet/Culvert Protection	2	Each	$140.00	$280.00
Total Base Bid						**$1,081,440.00**

I HEREBY CERTIFY THAT THE FOREGOING IS AN ACCURATE REPRESENTATION AND TABULATION OF ALL BIDS RECEIVED AND THAT THE MATHEMATICS HAVE BEEN CHECKED AND IS TO THE BEST OF MY KNOWLEDGE CORRECT:

PROJECT ENGINEER: Michael A. Schmit DATE: 5-28-2020

CITY OF VERMILLION
INVOICES PAYABLE-JUNE 1, 2020

1	A&A SALES ASSOCIATES	PERSONAL PROTECTIVE SUPPLIES	407.10
2	ADAPCO, INC	SUPPLIES	3,685.10
3	ADIDAS AMERICA, INC	MERCHANDISE	99.78
4	AMAZON BUSINESS	GLOVES	137.96
5	AMERICA'S FENCE STORE INC	CHAIN LINK FENCE	10,536.00
6	AMERICAN LEGAL PUBLISHING	ORDINANCE BOOK UPDATE	5,448.00
7	APPEARA	SHOP TOWELS	45.00
8	ARAMARK UNIFORM SERVICES	UNIFORM CLEANING	280.60
9	ARGUS LEADER MEDIA #1085	SUBSCRIPTION	28.00
10	AUSTIN STRUEH	REFUND PARKING TCKT OVERPMT	5.00
11	AVERA OCCUPATIONAL MEDICINE	TESTING	126.10
12	BEN'S BREWING CO	SUPPLIES	44.00
13	BIERSCHBACH EQPT & SUPPLY	SUPPLIES	257.10
14	BLACKSTONE PUBLISHING	BOOKS	89.99
15	BORDER STATES ELEC SUPPLY	SUPPLIES	693.50
16	BOUND TREE MEDICAL, LLC	SUPPLIES	1,177.50
17	BRUNICKS SERVICE INC	FUEL	1,721.50
18	BUTLER MACHINERY CO.	PARTS	224.94
19	C & B OPERATIONS, LLC	PARTS	302.54
20	CASK & CORK	MERCHANDISE	1,062.00
21	CENTRAL STATES WIRE PRODUCTS	SUPPLIES	1,914.00
22	CENTURY BUSINESS PRODUCTS	COPER CONTRACT/COPIES	197.42
23	CITY OF VERMILLION	POSTAGE/COPIES	919.22
24	CITY OF VERMILLION	UTILITY BILLS	32,846.61
25	CLAY CO. CONSERVATION DISTRICT	TREES/FABRIC INSTALLATION	667.20
26	CLAY COUNTY DIRECTOR OF EQUALIZATION	PICTOMETRY	5,630.00
27	COLONIAL LIFE ACC INS.	INSURANCE	3,032.81
28	CORE & MAIN LP	SUPPLIES	817.11
29	CORTRUST BANK	TIF #6 PAYMENT	23,342.06
30	COYOTE CHEMICAL COMPANY	SUPPLIES	232.00
31	COYOTE CONVENIENCE	FUEL	7.87
32	CUTTER & BUCK	MERCHANDISE	379.09
33	DAKOTA BEVERAGE	MERCHANDISE	12,700.20
34	DAKOTA FLUID POWER INC	SUPPLIES	200.00
35	DAKOTA HOSPITAL FOUNDATION	TIF #6 PAYMENT	23,342.06
36	DAKOTA PC WAREHOUSE	SPEAKER/COMPUTER	620.94
37	DAKOTA PUMP INCORP	PARTS	718.28
38	DANKO EMERGENCY EQUIPMENT	PARTS	5,302.31
39	DELTA DENTAL PLAN	INSURANCE	6,222.86
40	DENNIS MARTENS	MAINTENANCE	833.34
41	DEPT. ENVIRONMENT NATL RESOURCES	ANNUAL FEES	4,527.00
42	DGR ENGINEERING	PROFESSIONAL SERVICES	277.50
43	DIAMOND VOGEL PAINTS	WHITE TRAFFIC PAINT	843.00
44	DUBOIS CHEMICALS	SODA ASH	7,359.00
45	EAKES OFFICE SOLUTIONS	PERSONAL PROTECTIVE SUPPLIES	1,878.97
46	ECHO ELECTRIC SUPPLY	SUPPLIES	1,579.19
47	EMERGENCY APPARATUS MAINTENANCE	REPAIRS	883.47
48	ERICKSON SOLUTIONS GROUP	COMPUTER/ROUTER	4,815.80
49	FARNER BOCKEN COMPANY	MERCHANDISE	1,253.24
50	FAST AUTO GLASS	CHIP REPAIRS	60.00
51	FASTENAL COMPANY	HAND SANITIZER	293.24
52	FEDEX.	SHIPPING	13.92
53	FIEGEN CONSTRUCTION	REFUND DUPLICATE PAYMENT	25.00
54	FIRST BANK & TRUST	TIF #6 PAYMENT	23,342.06
55	FIRST DAKOTA NATIONAL BANK	TIF #6 PAYMENT	23,342.06

56	FRONTIER PRECISION, INC	BATTERIES	337.07
57	GCSAA	MEMBERSHIP DUES	400.00
58	GLOBAL DIST.	MERCHANDISE	558.12
59	GLOBAL EQUIPMENT COMPANY	SUPPLIES	80.00
60	GOLF GENIUS SOFTWARE	ANNUAL SUBSCRIPTION	3,200.00
61	GREGG PETERS	FREIGHT	1,603.20
62	GREGG PETERS	RENT	937.50
63	GREY HOUSE PUBLISHING	BOOKS	148.50
64	HARTINGTON TREE LLC	TREE/STUMP GRINDING	1,983.00
65	HAUGER LAWN SERVICE	LAWN SERVICE	66.00
66	HAWKINS INC	SUPPLIES	372.77
67	HELMS & ASSOCIATES	PROFESSIONAL SERVICES	2,335.20
68	HERCULES INDUSTRIES, INC	SUPPLIES	328.28
69	HERREN-SCHEMPP BUILDING	REPAIRS	148.39
70	HIGH POINT NETWORKS	PROFESSIONAL SERVICES	415.00
71	HY VEE FOOD STORE	SUPPLIES	64.95
72	INGRAM	BOOKS	1,140.98
73	INTERSTATE ALL BATTERY CENTER	BATTERIES	296.34
74	INTERSTATE POWER SYSTEMS	REPAIRS	440.00
75	JERRY'S CHEVROLET BUICK GM	REPAIRS	95.80
76	JIM LAMB TRUCKING	FREIGHT RECYCLING	600.00
77	JIMMY HACK GOLF LLC	MERCHANDISE	209.06
78	JOHN A CONKLING DIST.	MERCHANDISE	4,046.42
79	JOHNSON BROTHERS OF SD	MERCHANDISE	16,762.71
80	JOHNSON CONTROLS	SERVICE AGREEMENT	1,758.99
81	JONES FOOD CENTER	SUPPLIES	321.38
82	KARSTEN MFG CORP	MERCHANDISE	330.31
83	KATHRYN BIRKELAND	REFUND REC FEES	109.00
84	LAYNES WORLD	LOCKER TAG	8.00
85	LEISURE LAWN CARE	FERTILIZE/REPAIRS	92.60
86	LESSMAN ELEC. SUPPLY CO	PRENTIS PARK LIGHTING	1,115.00
87	LOFFLER	COPIER CONTRACT/COPIES	1,414.52
88	LSC ENVIRONMENTAL PRODUCTS	PARTS	306.14
89	MART AUTO BODY	TOWING	225.00
90	MASONRY COMPONENTS INC	ANDERSON STREET IMPROVEMENT	4,142.66
91	MATHESON TRI-GAS, INC	MEDICAL OXYGEN/CYLINDER RENTAL	698.38
92	MATTHEW BETZEN	TUITION REIMBURSEMENT	1,053.75
93	MCCULLOCH LAW OFFICE	PROFESSIONAL SERVICES	2,502.20
94	MEDICAL WASTE TRANSPORT, INC	HAUL MEDICAL WASTE	213.41
95	MEDLINE INDUSTRIES, INC	PERSONAL PROTECTIVE SUPPLIES	599.26
96	MIDWEST READY MIX & EQUIPMENT	ROCK/FLOWABLE FILL	567.00
97	MIRACLE RECREATION EQPT CO	REPAIR KIT	296.00
98	MISSOURI VALLEY MAINTENANCE	REPAIRS	3,683.71
99	MOBOTREX MOBILITY & TRAFFIC	REPAIRS	918.00
100	MOORE WELDING & MFG	REPAIRS	94.60
101	MUTH ELECTRIC INC	TRAFFIC CABINET REPAIRS	33,995.00
102	NETSYS+	REPAIRS	2,208.50
103	O'REILLY AUTO PARTS	PARTS	39.70
104	OTTO ENGINEERING INC	SUPPLIES	1,545.25
105	PCC, INC	COMMISSION	3,013.50
106	PENWORTHY COMPANY	BOOKS	282.08
107	PETROCHOICE	OIL	947.34
108	PGA OF AMERICA	DUES	521.00
109	PRAIRIE BERRY WINERY	MERCHANDISE	693.00
110	PRESSING MATTERS	SUPPLIES	311.00
111	PRINT SOURCE	SUPPLIES	18.00
112	PRO-TAINER	PARTS	525.00
113	PROCHEM DYNAMICS	SUPPLIES	677.35

114	QUILL	SUPPLIES	261.16
115	RACOM CORPORATION	MAINTENANCE	411.70
116	REPUBLIC NATIONAL DISTRIBUTING	MERCHANDISE	11,179.58
117	RESCO	ALUM POLES	5,525.00
118	RICCHIO INC.	SUPPLIES	271.18
119	RODENBURG LAW FIRM	GARNISHMENT	605.33
120	RONS AUTO GLASS, INC	REPAIRS	530.00
121	RUNNING SUPPLY, LLC	SUPPLIES/PARTS	1,299.91
122	SANFORD HEALTH OCCUPATIONAL	TESTING	213.00
123	SANFORD HEALTH PLAN	PARTICIPATION FEE	54.00
124	SANFORD USD MEDICAL CENTER	SUPPLIES	218.67
125	SD DEPT OF HEALTH	TESTING	150.00
126	SD RETIREMENT SYSTEM	CONTRIBUTIONS	88,373.75
127	SECURITY SHREDDING SERVICE	DOCUMENT SHREDDING	35.00
128	SEH, INC	PROFESSIONAL SERVICES	18,696.13
129	SERVICE MASTER OF SE SOUTH DAKOTA	CUSTODIAL	3,619.70
130	SHAWNA LAVIN	REFUND AMBULANCE OVERPMT	453.99
131	SIOUXLAND HUMANE SOCIETY	FEES	74.00
132	SOUTHERN GLAZER'S OF SD	MERCHANDISE	5,391.86
133	STATE FARM HEALTH OPERATIONS CENTER	REFUND AMBULANCE OVERPMT	95.25
134	STATE FLAG ACCOUNT	US FLAGS	57.70
135	STUART C. IRBY CO.	SUPPLIES	458.60
136	STURDEVANTS AUTO PARTS	PARTS	1,192.44
137	SYNCB/AMAZON	BOOKS/DVDS/SUPPLIES	884.05
138	TE UNDERGROUND LLC	WATER MAIN REPLACEMENT	108,670.00
139	TESSMAN SEED COMPANY	SUPPLIES	360.00
140	THE UPS STORE #6751	SHIPPING	28.53
141	TITLEIST-ACUSHNET COMPANY	MERCHANDISE	188.24
142	TRACTOR SUPPLY CREDIT PLAN	SUPPLIES	179.30
143	TURNER PLUMBING	REPAIRS	174.50
144	TWIN CITY HARDWARE	SUPPLIES	167.34
145	UNITED LABORATORIES	SUPPLIES	279.60
146	UNITED WAY	CONTRIBUTIONS	1,150.50
147	UNUM LIFE INSURANCE COMPANY	INSURANCE	1,517.28
148	UPS SUPPLY CHAIN SOLUTIONS	SHIPPING	54.64
149	USA BLUEBOOK	PERSONAL PROTECTIVE SUPPLIES	913.68
150	USD FOUNDATION OFFICE	TIF #6 PAYMENT	23,342.06
151	VALIANT VINEYARDS	PERSONAL PROTECTIVE SUPPLIES	312.45
152	VAN DIEST SUPPLY CO	SUPPLIES	1,530.60
153	VAST BROADBAND	911 CIRCUIT/DIALUP SERVICE	1,415.45
154	VERIZON WIRELESS	CELL PHONES/IPAD ACCESS	2,382.14
155	VERMEER HIGH PLAINS	HOSE REEL	668.64
156	VERMILLION ACE HARDWARE	SUPPLIES	1,988.54
157	VERMILLION CHAMBER OF COMMERCE	TIF #5 GRANT/BID RESERVE	43,763.18
158	VESSCO, INC	REPAIRS	2,311.00
159	VISA/FIRST BANK & TRUST	FUEL/SUPPLIES	7,237.32
160	WALMART	SUPPLIES	1,308.52
161	WALT'S HOMESTYLE FOODS, INC	MERCHANDISE	243.40
162	WESCO DISTRIBUTION, INC	INSPECTION/REPAIRS/METERS	41,713.15
163	WILLIAMS & CO.	AUDIT FEE	14,000.00
164	WSP US	PROFESSIONAL SERVICES	13,411.29
165	ZEE MEDICAL SERVICE	SUPPLIES	101.60
166	ZIEGLER INC	PARTS	531.35
167	ZIMCO SUPPLY CO	SUPPLIES	801.00
168	ANN JENSEN	BRIGHT ENERGY REBATE	500.00
169	KALINS INDOOR COMFORT	BRIGHT ENERGY REBATE	200.00
170	CLAUDE GARELIK	BRIGHT ENERGY REBATE	250.00
171	HAROLD HOLOCH	BRIGHT ENERGY REBATE	25.00

172	PATRICIA DURKIN	BRIGHT ENERGY REBATE	350.00
173	DOROTHY OLSEN	BRIGHT ENERGY REBATE	250.00
		GRAND TOTAL	$730,958.76