

Unapproved Minutes
Council Special Session
June 1, 2020
Monday 12:00 noon

The special session of the City Council, City of Vermillion, South Dakota was held on Monday, June 1, 2020 at 12:00 noon at the City Hall large conference room.

1. Roll Call

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

2. Visitors to be Heard

Jim Waters, with Café Brule and Dakota Brick House, reported that an email letter regarding second reading of Ordinance No. 1414 was sent to all City Council members. He stated that, if anyone has not received the letter, he would provide a copy. Jim noted that the local businesses that signed the letter are concerned about their business as well as their employees should the occupancy restrictions continue. Jim stated that they would be back at the evening meeting but did not know if there would be discussion at the noon meeting on the ordinance. Jim stated that they support the City Council on items that the community needs but now the businesses need the support of the City Council so they can stay open. Jim stated that getting another loan is not the answer as it just adds another payment which, if the business is restricted to 33% or 50% capacity, there is not the revenue to support the loan. Jim offered to answer any questions of the City Council.

Monica Iverson, with Café Brule and Dakota Brick House, reported that all the business owners that signed the letter had concerns regarding the restrictions contained in Ordinance No. 1414. Monica reported that all food service businesses currently need to address safety issues in serving food and understand the issues related to the virus. Monica reported that they would be back to the evening meeting.

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

Jim Goblirsch, Director of Parks & Recreation, stated, as a follow up to the May 18th meeting, that he was looking for direction from the City Council on opening the playgrounds/basketball courts, if the softball and baseball associations can start scheduling games, opening of parks

and golf course bathrooms, opening of picnic shelters and just received a request from soccer about scheduling camps and practices. Discussion followed on the parks and recreations items including signage, social distancing of home and away fans at baseball and softball games.

Mayor Collier-Wise asked if we could hear about the public health update before taking any action and suggested that Jim provide a list of the items for tonight's meeting.

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

Mayor Collier-Wise introduced Dr. Megan O'Connell, Dr. Vicki Walker and Chelsea Wesner with the USD Public Health project on COVID-19 to address decision making risks. Dr. O'Connell stated that the public health project was to provide information for local officials in opening up communities. Dr. O'Connell explained her recommendations on how to address COVID-19 by physical or social distancing to reduce the respiratory droplets that spread the virus. Dr. Vicki Walker reviewed issues dealing with testing, social distancing and the data being generated on the virus. Dr. O'Connell reviewed data from around the state as well as Clay County. Chelsea Wesner reported on development of community guidelines that can be used to determine risk associated with different activities and how to change social norms. Discussion followed on how to safely allow businesses to open back to capacity as well as risks with parks and recreation activities.

Alderman Ward stated that he needed to leave for another commitment at 12:58 p.m.

The individuals answered questions of the City Council on COVID-19 issues. Alderman Holland stated that he has made some changes to Ordinance No. 1414 which ask businesses if they have a social distancing area that has been designated. Alderman Holland asked John Prescott to forward the information to the rest of the Council.

Mayor Collier-Wise asked if this discussion could be continued to the evening meeting.

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

Mayor Collier-Wise reported that four central ward residents have completed expression of interest forms. Discussion followed with the consensus to appoint Lindsey Jennewein. Mayor Collier-Wise reported that a motion will be needed for the appointment at tonight's meeting.

6. Briefing on the June 1, 2020 City Council Regular Meeting

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

6. Adjourn

138-20

Alderman Price moved to adjourn the Council special session at 1:23 p.m. Alderman Sorensen seconded the motion. A roll call vote of the Governing Body was as follows: Hellwege-Y, Holland-Y, Humphrey-Y, Price-Y, Sorensen-Y, Willson-Y, Mayor Collier-Wise-Y. Mayor Collier-Wise declared the motion adopted.

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

Unapproved Minutes
City Council Regular Session
June 1, 2020
Monday 7:00 p.m.

The regular session of the City Council, City of Vermillion, South Dakota was called to order on Monday, June 1, 2020 at 7:00 p.m. by Mayor Collier-Wise.

1. Roll Call

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

2. Pledge of Allegiance

3. Minutes

A. Minutes of May 18, 2020 Special Meeting; May 18, 2020 Regular Meeting Session

139-20

Alderman Price moved approval of the May 18, 2020 Special Meeting and May 18, 2020 Regular Meeting Session minutes. Alderman Humphrey seconded the motion. A roll call vote of the Governing Body was as follows: Hellwege-Y, 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

140-20

Alderman Price moved approval of the agenda with the addition to Item 5 Visitors to be heard (B) Proclamation Recognizing Vermillion as a Community of Tolerance and Peace. Alderman Holland seconded the motion. A roll call vote of the Governing Body was as follows: Hellwege-Y, 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

A. LGBTQ+ Pride Month proclamation

Alderman Sorensen read the proclamation declaring the month of June 2020 as "LGBTQ+ Pride Month" in Vermillion and encouraged the citizens of our community to recognize the accomplishments and contributions of all citizens and visitors.

B. Proclamation Recognizing Vermillion as a Community of Tolerance and Peace

Alderman Hellwege read the proclamation continuing the recognition of Vermillion as a community of tolerance and peace.

6. Public Hearings

A. Annual malt beverage and South Dakota farm wine license renewals

Mike Carlson, Finance Officer, reported that the Notice of Hearing and the Police Chief's report for the applicants are included in the packet. Mike noted that City ordinance requires a management plan upon re-application if a violation occurred since last renewal. Mike noted that the management plan from Dwight Iverson for Cherry Pit Stop at 23 East Cherry was included in the packet. Mike noted that in May 2018 when the Old Lumber Company, Inc applied to expand the license into 11 Court Street it was contingent upon the final inspection and occupancy permit

that has not been completed. Mike read the list of licenses that had applied for renewal and recommended that renewal of all licenses with the contingency on Old Lumber Company, Inc. Discussion followed.

141-20

Alderman Hellwege moved approval of the renewal of the following retail on-off sale malt beverage with SD Farm Wine licenses for the licensing period of July 1, 2020 to June 30, 2021: 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 with the contingency on the Old Lumber Company that before expanding into 11 Court that the Building Official complete an inspection and issue an occupancy permit. Alderman Humphrey seconded the motion. A roll call vote of the Governing Body was as follows: Hellwege-Y, Holland-Y, Humphrey-Y, Price-Y, Sorensen-Y, Ward-Y, Willson-Y, Mayor Collier-Wise-Y. Mayor Collier-Wise declared the motion adopted.

B. Special assessment roll for installation of street lighting along West Main Street west of Stanford Street

Shane Griese, Utility Manager, reported that, 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. Shane stated that the work has been completed and the final payment has been made. Shane noted that the special assessments were calculated and filed with the Finance Officer on April 27, 2020 and at the May 4, 2020 meeting the City Council approved a resolution setting the public hearing date for June 1, 2020. Shane stated that notice of this hearing was advertised in the newspaper and mailed to affected property owners. Shane noted that he has not received any comments from the property owners and recommended approval of the resolution.

142-20

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

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:

<u>Parcel ID</u> <u>Number</u>	<u>Address</u> <u>Legal</u>	<u>Amount</u> <u>(w/fees)</u>
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 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 are, 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:

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 vote of the Governing Body. A roll call vote of the Governing Body was as follows: Hellwege-Y, 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. Second reading of Emergency Ordinance No. 1414 to restrict business occupancy 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 Ordinance No. 1413 expired on May 30, 2020, first reading was held on May 18, 2020 on emergency Ordinance No. 1414 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 Ordinance No. 1413 as amended by the Resolution adopted on May 4, 2020. John reviewed the changes between the proposed ordinance and the previous ordinance as amended, noting that the occupancy was increased from 33% to 50%. John stated that the emergency ordinance would become effective upon adoption. John also noted that the Parks and Recreation items continued from the noon meeting will need to be addressed.

Monica Iverson with Café Brule and Dakota Brick House read a letter that was prepared by a number of local business owners that explained the impact on their businesses with the restrictions contained in Ordinance No. 1414. Monica noted that most all other first class cities have dropped the restrictions. Jim Waters with Café Brule and Dakota Brick House reported that the local business that signed the letter stated that they need to be allowed to operate their business to stay safe from the virus as is done with serving food. Jim noted that communities around have

opened up and there has not been reports of long lines or congestion of patrons. Collin Lind with Pizza Ranch stated that they have spent the last 60 days refining their business operations and we can police ourselves as well as customers can choose where they feel safe. Collin noted that all businesses should be treated the same, where their buffet cannot be self-serve other stores can have self-serve foods and beverages. Collin stated that their business knows how to protect and serve the customer.

James Purdy, Assistant City Manager, provided comments to the City Council that were posted on the web site.

Discussion followed on the ordinance including the possibility of changing the percentage to 100%, providing notice if a social distancing area is available in the business, if the six-foot distance can be reduced and what changes could be made without needing to return to first reading.

143-20

Alderman Willson moved to deny second reading of proposed Ordinance No. 1414 titled an Emergency Ordinance to restrict business occupancy due to COVID-19. Alderman Humphrey seconded the motion. Discussion followed on the motion and proposed ordinance including allowing additional public input from Monica Iverson and Collin Lind. John Prescott, City Manager, suggested if the City Council would want to consider a resolution instead of an ordinance, noting that a resolution will not include the ability to enforce the recommendations as is provided in an ordinance. John noted that a resolution only requires one Council action. Jim McCulloch, City Attorney, reviewed what proposed changes would require the ordinance to start over with first reading noting that five days is needed for second reading. A roll call vote of the Governing Body was as follows: Hellwege-Y, Holland-Y, Humphrey-Y, Price-Y, Sorensen-N, Ward-Y, Willson-Y, Mayor Collier-Wise-Y. Mayor Collier-Wise declared the motion adopted and that Ordinance No. 1414 was not adopted.

Mayor Collier-Wise noted that the City Council will need to provide direction on the parks and recreation items discussed at noon. Jim Goblirsch, Director of Parks and Recreation, requested Council direction on possible opening for the parks and golf course restrooms, playground & park shelters, basketball courts, and if baseball & softball associations can start scheduling games. Discussion followed on the parks and recreation amenities.

144-20

Alderman Ward moved to open the parks and golf course restrooms, park shelters and to allow baseball and softball associations to begin scheduling beginning June 15th with recommendations provided and that for baseball and softball games with home and away spectators practicing

social distancing and no concessions. This includes basketball courts and playgrounds equipment not opening. Alderman Hellwege seconded the motion. Discussion followed. A roll call vote of the Governing Body was as follows: Hellwege-Y, Holland-N, Humphrey-N, Price-Y, Sorensen-N, Ward-Y, Willson-N, Mayor Collier-Wise-Y. Mayor Collier-Wise declared with a tie vote the motion failed.

Discussion followed with Mayor Collier-Wise suggesting that a motion be made for each item to be considered.

145-20

Alderman Willson moved approval of opening the golf course restrooms with the recommendations provided. Alderman Ward seconded the motion. A roll call vote of the Governing Body was as follows: Hellwege-Y, Holland-Y, Humphrey-Y, Price-Y, Sorensen-Y, Ward-Y, Willson-Y, Mayor Collier-Wise-Y. Mayor Collier-Wise declared the motion adopted.

146-20

Alderman Willson moved approval of opening the restrooms in the parks with the recommendations provided. Alderman Ward seconded the motion. A roll call vote of the Governing Body was as follows: Hellwege-Y, Holland-Y, Humphrey-Y, Price-Y, Sorensen-Y, Ward-Y, Willson-Y, Mayor Collier-Wise-Y. Mayor Collier-Wise declared the motion adopted.

147-20

Alderman Ward moved approval of allowing baseball and softball associations to schedule games beginning June 15th with the recommendations provided, signage, no concessions and with home and away spectators practicing social distancing. Alderman Willson seconded the motion. A roll call vote of the Governing Body was as follows: Hellwege-Y, Holland-Y, Humphrey-Y, Price-Y, Sorensen-Y, Ward-Y, Willson-Y, Mayor Collier-Wise-Y. Mayor Collier-Wise declared the motion adopted.

148-20

Alderman Price moved approval of opening park shelters with the recommendations provided to small groups. Alderman Ward seconded the motion. A roll call vote of the Governing Body was as follows: Hellwege-Y, Holland-Y, Humphrey-Y, Price-Y, Sorensen-Y, Ward-Y, Willson-Y, Mayor Collier-Wise-Y. Mayor Collier-Wise declared the motion adopted.

149-20

Alderman Holland moved approval of opening the basketball courts and park playground equipment with the recommendations provided. Alderman Willson seconded the motion. A roll call vote of the Governing Body was as follows: Hellwege-N, Holland-Y, Humphrey-Y, Price-N, Sorensen-N, Ward-N, Willson-Y, Mayor Collier-Wise-N. Mayor Collier-Wise declared the motion failed.

Mayor Collier-Wise asked if there was direction on the COVID-149 resolution proposed by the City Manager. Discussion followed with the consensus for the City Manager to develop a resolution for review by members of the business group for future Council consideration. Monica Iverson stated that they would be willing to help.

8. New Business

A. Resolution to establish a fine for a violation of Ordinance 1414

John Prescott, City Manager, noted that, as Ordinance No. 1414 was not adopted, this resolution is not needed so no action is required on this agenda item.

B. Amendment to Consultant Agreement with S.E.H. for the Final Report on the SD Highway 50 Drainage Improvement Project

Jose Dominguez, City Engineer, reported that 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. Jose provided the history of working with S.E.H. and the SDDOT on including the drainage improvements with the state project. Jose stated that the agreement with the S.E.H. for the final report and to provide the SDDOT with the design information was approved on March 2, 2020 with a cost of \$42,790. Jose reported that over several meetings with the DOT since March 2nd, 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. Jose noted that this change has increased the consultant's fee to \$72,650, an additional \$29,860 from the original \$42,790 fee agreed to on March 2nd. Jose stated that, due to the significant increase, the City approached the Vermillion Basin Water Development District (VBWDD) to see if a portion of the increased fee could be covered through a grant. Jose reported that the VBWDD awarded the City a \$25,000 grant. Discussion followed.

Alderman Hellwege left the meeting at 9:15 p.m.

150-20

Alderman Humphrey moved approval of authorizing the City Manager to sign the amendment to the contract 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 at the revised amount of \$72,650 and any grant documents with the Vermillion Basin Water Development District. 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.

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)

Jose Dominguez, City Engineer, reported that a final plat was received for the area located west of Princeton Street, north of Bower Street, east of Carr Street and south of SD Highway 50. Jose provided a map of the area noting the changes proposed. Jose reported that the Planning Commission reviewed the plat at their May 26, 2020 meeting and recommended approval. Jose recommended approval of the final plat.

151-20

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

WHEREAS IT APPEARS that the owners thereof have caused a plat to be made of the following described real property: 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, City of Vermillion, Clay County, South Dakota for approval.

BE IT RESOLVED that the attached and foregoing plat has been submitted to and a report and recommendations thereon made by the Vermillion Planning Commission to the City Council of Vermillion which has approved the same.

BE IT ALSO RESOLVED that access shall be granted to the lot in accordance with the City of Vermillion street access and driveway approach policy, which requires an application permit.

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, and it appears that the systems of streets and alleys set forth therein conforms to the system of streets and alleys of the existing plat of such city, and that all taxes and special assessments, if any, upon the tract or subdivision have been fully paid and that such plat and survey thereof have been executed according to law, and the same is hereby accordingly approved.

The motion was seconded by Alderman Price. Discussion followed and the question of the adoption of the Resolution was presented for a vote of the Governing Body. 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.

D. Declare 38 abandoned bicycles as surplus to be sold at auction

Mike Carlson, Finance Officer, reported that the Police Department documents bicycles found abandoned within the city and ordinance provides that if they are unclaimed after 90 days they can be declared surplus to be sold or disposed. Mike stated that the City usually has a surplus and abandoned property auction each spring but, due to the COVID-19 restrictions, no auction was held. Mike stated that the University of South Dakota contacted the City offering to include any surplus City property in an auction that they have planned for August and the Police Department has contacted them about including 38 abandoned bikes with their auction. Mike stated that the request is to declare the 38 abandoned bikes as surplus and authorize the disposal at the USD auction or to dispose of at the landfill depending upon condition of the bikes. Mike noted that if someone is missing a bicycle to contact the Police Department. Discussion followed.

152-20

Alderman Ward moved to declare the 38 abandoned bicycles as surplus and authorize the disposal at the USD auction or at the landfill depending upon condition. Alderman Humphrey 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.

E. Appointment of an individual to fill vacant Central Ward City Council seat

John Prescott, City Manager, reported that 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. John noted that the appointment would be for the term expiring in July 2020 and, as Kelsey Collier-Wise filed a nominating petition for the Central Ward seat in March, if she does not qualify for the alderman seat within ten days of the July 6th meeting the central ward seat will be vacant. John noted that this would provide an opportunity for the City Council to make an appointment at the July 20th meeting. John noted that at the May 18th meeting the City Council requested that expression of interest forms be filed for consideration at tonight's meeting. John noted that there will need to be an election in June 2021 for the balance of the term. John noted that four expression of interest forms were included in the packet.

153-20

Alderman Sorensen moved approval of the appointment of Lindsey Jennewein to fill the vacancy in the Central ward with the oath of office to be completed at the June 15th meeting. Alderman Price seconded the motion. Discussion followed thanking the four individuals that completed the expression of interest forms. 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

A. Fuel quotes

Mike Carlson, Finance Officer, read the monthly fuel quotes and recommended the low quote of Stern Oil on all four items.

Item 1 - 4,350 gal unleaded 10% ethanol: Stern Oil \$1.507, Brunick's Service \$1.55, Jerry's Service \$1.71; Item 2 - 1,000 gal unleaded regular: Stern Oil \$1.7012, Brunick's Service \$1.75, Jerry's Service \$1.86; Item 3 - 3,000 gal No. 2 Diesel fuel dyed: Stern Oil \$1.1926, Brunick's Service \$1.20, Jerry's Service \$1.53; Item 4 - 1,000 gal No. 2 diesel fuel-clear: Stern Oil \$1.4884, Brunick's Service \$1.56, Jerry's Service \$1.81.

154-20

Alderman Price moved approval of the low quote of Stern Oil on all four items. 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.

B. Bid Opening for Miscellaneous Concrete

Jose Dominguez, City Engineer, reported that bids were opened on May 27, 2020 for the miscellaneous concrete projects for the year. Jose stated that bids were sent to six contractors with two bids received. Jose reported that the bid from Walker Construction was not read since it did not include the required bid bond. The other bid was from M&M Construction for \$64,138.31. Jose noted that the engineers estimate was \$67,000. Jose recommended approval of the only bid of M&M Construction for \$64,138.31.

155-20

Alderman Willson moved approval of the only bid of M&M Construction for \$64,138.31 for the miscellaneous concrete project. 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.

C. Bid Opening for the Hangar Taxilane Improvements at the Airport

Jose Dominguez, City Engineer, reported that bids for hanger taxilane improvements at the airport were opened on May 28, 2020. Jose reported that four bids were received and the low bid is from Webster Scale, Inc in the amount of \$863,943. Jose stated that the bid award will need to be contingent on the FAA Grant Offer. Jose stated that in the past the airport projects were funded by 95% federal and state grant and the City share is 5%. Jose noted that due to the COVID pandemic there is an opportunity for up to 100% federal funding instead of the 5% or \$41,244 City share. Jose noted that, in addition, the motion should authorize the Mayor to sign the FAA Grant Application, FAA Grant Offer and all necessary paperwork for the contract documents. Discussion followed.

Bids: Webster Scale, Inc - \$824,886.60; VanderPol Dragline, Inc - \$826,765.20; Double H Paving, Inc - \$1,048,452.05; Knife River Midwest, LLC - \$1,081,440,00

156-20

Alderman Price moved approval of the low bid of Webster Scale, Inc of \$824,886.60 for the airport hangar taxilane improvements contingent upon receipt of an FAA Grant Offer and to authorize the Mayor to sign the FAA Grant Application, FAA Grant Offer and all necessary paperwork for the contract documents. 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.

10. City Manager's Report

A. John reported that the request from the University Police Department for the temporary street closings of Plum Street and Rose Street for the August Move-in Days was tabled to this meeting but last Friday USD requested to move the matter to a later meeting date as they refine their plans.

B. John reported that the Historic Preservation Commission is meeting this Wednesday at 9:00 a.m.

C. John reported that there is one term on the Vermillion Housing Authority expiring later this month. John asked interested citizens to complete an Expression of Interest form for the 5-year term by Thursday, June 11th at 5:00 p.m. in anticipation that the City Council will make an appointment at the June 15th meeting.

D. John reported that there are five terms on the Planning and Zoning Commission that are expiring at the end of the month. John asked

interested citizens to complete an Expression of Interest form for the 5-year terms by Wednesday, July 1st at 5:00 p.m. in anticipation that the City Council will make appointments at the July 6th meeting.

E. John invited citizens to attend a public webinar to introduce and gather public input for the Downtown Streetscape Project. John stated that the webinar will be held on Tuesday, June 9th from 7:00 p.m. to 8:30 p.m. via Zoom. John stated that the Zoom link will be on the City web site or to contact City Hall for the link.

F. 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 that it is important to the City of Vermillion and Clay County.

G. John reported that the Yankton and Vermillion Police Departments were coordinating efforts to respond to reports that groups would be coming to the communities tonight to protest.

PAYROLL ADDITIONS AND CHANGES

Administration: James Purdy \$24.21/hr; Police: Robin Hower \$30.76/hr; Street: Drew Thelen \$9.50/hr, Dylan Thelen \$9.50/hr; Ambulance: Madison Christenson \$2.00/on call hr-\$3.00/hol on call hr, Maria Glover \$11.60/FTO; Mosquito: Josh Prescott \$10.00/hr; Golf Clubhouse: Jack Cochrane \$9.50/hr, Brock Boerboom \$9.50/hr

11. Invoices Payable

157-20

Alderman Willson moved approval of the following invoices:

A&A Sales Associates	personal protective supplies	407.10
ADAPCO, Inc	supplies	3,685.10
Adidas America, Inc	merchandise	99.78
Amazon Business	gloves	137.96
America's Fence Store Inc	chain link fence	10,536.00
American Legal Publishing	ordinance book update	5,448.00
Appeara	shop towels	45.00
Aramark Uniform Services	uniform cleaning	280.60
Argus Leader Media #1085	subscription	28.00
Austin Strueh	refund parking tckt overpmt	5.00
Avera Occupational Medicine	testing	126.10
Ben's Brewing Co	supplies	44.00
Bierschbach Eqpt & Supply	supplies	257.10
Blackstone Publishing	books	89.99
Border States Elec Supply	supplies	693.50

Bound Tree Medical, LLC	supplies	1,177.50
Brunicks Service Inc	fuel	1,721.50
Butler Machinery Co.	parts	224.94
C & B Operations, LLC	parts	302.54
Cask & Cork	merchandise	1,062.00
Central States Wire Products	supplies	1,914.00
Century Business Products	copier contract/copies	197.42
City Of Vermillion	postage/copies	919.22
City Of Vermillion	utility bills	32,846.61
Clay Co. Conservation District	trees/fabric installation	667.20
Clay Co Director Of Equalization	pictometry	5,630.00
Colonial Life Acc Ins.	insurance	3,032.81
Core & Main LP	supplies	817.11
CorTrust Bank	TIF #6 payment	23,342.06
Coyote Chemical Company	supplies	232.00
Coyote Convenience	fuel	7.87
Cutter & Buck	merchandise	379.09
Dakota Beverage	merchandise	12,700.20
Dakota Fluid Power Inc	supplies	200.00
Dakota Hospital Foundation	TIF #6 payment	23,342.06
Dakota Pc Warehouse	speaker/computer	620.94
Dakota Pump Incorp	parts	718.28
Danko Emergency Equipment	parts	5,302.31
Delta Dental Plan	insurance	6,222.86
Dennis Martens	maintenance	833.34
DENR	annual fees	4,527.00
DGR Engineering	professional services	277.50
Diamond Vogel Paints	white traffic paint	843.00
Dubois Chemicals	soda ash	7,359.00
Eakes Office Solutions	personal protective supplies	1,878.97
Echo Electric Supply	supplies	1,579.19
Emergency Apparatus Maint	repairs	883.47
Erickson Solutions Group	computer/router	4,815.80
Farner Bocken Company	merchandise	1,253.24
Fast Auto Glass	chip repairs	60.00
Fastenal Company	hand sanitizer	293.24
FedEx.	shipping	13.92
Fiegen Construction	refund duplicate payment	25.00
First Bank & Trust	TIF #6 payment	23,342.06
First Dakota National Bank	TIF #6 payment	23,342.06
Frontier Precision, Inc	batteries	337.07
GCSAA	membership dues	400.00
Global Dist.	merchandise	558.12

Global Equipment Company	supplies	80.00
Golf Genius Software	annual subscription	3,200.00
Gregg Peters	freight	1,603.20
Gregg Peters	rent	937.50
Grey House Publishing	books	148.50
Hartington Tree LLC	tree/stump grinding	1,983.00
Hauger Lawn Service	lawn service	66.00
Hawkins Inc	supplies	372.77
Helms & Associates	professional services	2,335.20
Hercules Industries, Inc	supplies	328.28
Herren-Schempp Building	repairs	148.39
High Point Networks	professional services	415.00
Hy Vee Food Store	supplies	64.95
Ingram	books	1,140.98
Interstate All Battery Center	batteries	296.34
Interstate Power Systems	repairs	440.00
Jerry's Chevrolet Buick Gm	repairs	95.80
Jim Lamb Trucking	freight recycling	600.00
Jimmy Hack Golf LLC	merchandise	209.06
John A Conkling Dist.	merchandise	4,046.42
Johnson Brothers Of SD	merchandise	16,762.71
Johnson Controls	service agreement	1,758.99
Jones Food Center	supplies	321.38
Karsten Mfg Corp	merchandise	330.31
Kathryn Birkeland	refund rec fees	109.00
Laynes World	locker tag	8.00
Leisure Lawn Care	fertilize/repairs	92.60
Lessman Elec. Supply Co	Prentiss park lighting	1,115.00
Loffler	copier contract/copies	1,414.52
LSC Environmental Products	parts	306.14
Mart Auto Body	towing	225.00
Masonry Components Inc	Anderson street improvement	4,142.66
Matheson Tri-Gas, Inc	medical oxygen/rental	698.38
Matthew Betzen	tuition reimbursement	1,053.75
McCulloch Law Office	professional services	2,502.20
Medical Waste Transport, Inc	haul medical waste	213.41
Medline Industries, Inc	personal protective supplies	599.26
Midwest Ready Mix & Equipment	rock/flowable fill	567.00
Miracle Recreation Eqpt Co	repair kit	296.00
Missouri Valley Maintenance	repairs	3,683.71
Mobotrex Mobility & Traffic	repairs	918.00
Moore Welding & Mfg	repairs	94.60
Muth Electric Inc	traffic cabinet repairs	33,995.00

Netsys+	repairs	2,208.50
O'Reilly Auto Parts	parts	39.70
Otto Engineering Inc	supplies	1,545.25
PCC, Inc	commission	3,013.50
Penworthy Company	books	282.08
Petrochoice	oil	947.34
PGA Of America	dues	521.00
Prairie Berry Winery	merchandise	693.00
Pressing Matters	supplies	311.00
Print Source	supplies	18.00
Pro-Tainer	parts	525.00
Prochem Dynamics	supplies	677.35
Quill	supplies	261.16
Racom Corporation	maintenance	411.70
Republic National Distributing	merchandise	11,179.58
Resco	alum poles	5,525.00
Ricchio Inc.	supplies	271.18
Rodenburg Law Firm	garnishment	605.33
Rons Auto Glass, Inc	repairs	530.00
Running Supply, LLC	supplies/parts	1,299.91
Sanford Health Occupational	testing	213.00
Sanford Health Plan	participation fee	54.00
Sanford Usd Medical Center	supplies	218.67
SD Dept Of Health	testing	150.00
SD Retirement System	contributions	88,373.75
Security Shredding Service	document shredding	35.00
SEH, Inc	professional services	18,696.13
Service Master Of Se SD	custodial	3,619.70
Shawna Lavin	refund ambulance overpmt	453.99
Siouxland Humane Society	fees	74.00
Southern Glazer's Of SD	merchandise	5,391.86
State Farm Health Operations	refund ambulance overpmt	95.25
State Flag Account	us flags	57.70
Stuart C. Irby Co.	supplies	458.60
Sturdevants Auto Parts	parts	1,192.44
Synch/Amazon	books/dvds/supplies	884.05
TE Underground LLC	water main replacement	108,670.00
Tessman Seed Company	supplies	360.00
The Ups Store #6751	shipping	28.53
Titleist-Acushnet Company	merchandise	188.24
Tractor Supply Credit Plan	supplies	179.30
Turner Plumbing	repairs	174.50
Twin City Hardware	supplies	167.34

United Laboratories	supplies	279.60
United Way	contributions	1,150.50
Unum Life Insurance Company	insurance	1,517.28
Ups Supply Chain Solutions	shipping	54.64
USA Bluebook	personal protective supplies	913.68
USD Foundation Office	TIF #6 payment	23,342.06
Valiant Vineyards	personal protective supplies	312.45
Van Diest Supply Co	supplies	1,530.60
Vast Broadband	911 circuit/dialup service	1,415.45
Verizon Wireless	cell phones/ipad access	2,382.14
Vermeer High Plains	hose reel	668.64
Vermillion Ace Hardware	supplies	1,988.54
Vermillion Chamber Of Commerce	TIF #5 grant/bid reserve	43,763.18
Vessco, Inc	repairs	2,311.00
Visa/First Bank & Trust	fuel/supplies	7,237.32
Walmart	supplies	1,308.52
Walt's Homestyle Foods, Inc	merchandise	243.40
Wesco Distribution, Inc	inspection/repairs/meters	41,713.15
Williams & Co.	audit fee	14,000.00
WSP Us	professional services	13,411.29
Zee Medical Service	supplies	101.60
Ziegler Inc	parts	531.35
Zimco Supply Co	supplies	801.00
Ann Jensen	Bright Energy Rebate	500.00
Kalins Indoor Comfort	Bright Energy Rebate	200.00
Claude Garelik	Bright Energy Rebate	250.00
Harold Holoch	Bright Energy Rebate	25.00
Patricia Durkin	Bright Energy Rebate	350.00
Dorothy Olsen	Bright Energy Rebate	250.00

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.

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

158-20

Alderman Price moved approval of the consensus 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.

13. Adjourn

159-20

Alderman Ward moved to adjourn the Council Meeting at 9:35 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 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

Published once at the approximate cost of _____.