



**Special Meeting Agenda
City Council**

12:00 p.m. (Noon) Special Meeting
Monday, October 4, 2021
Jack Powell Conference Room – City Hall
25 Center Street
Vermillion, South Dakota 57069

1. **Roll Call**
2. **Adoption of the Agenda**
3. **Visitors to Be Heard.**
4. **Educational Session – Mockler farmland lease – Katie Redden.**
5. **Informational Session – Medical Cannabis Administrative Rules – John Prescott and Stone Conley.**
6. **Briefing on the October 4, 2021 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, October 4, 2021

City Council Chambers

25 Center Street

Vermillion, South Dakota 57069

1. **Roll Call**
2. **Pledge of Allegiance**
3. **Minutes**
 - a. September 20, 2021 Special Meeting and September 20, 2021 Regular Meeting.
4. **Adoption of the Agenda**
5. **Visitors to be Heard**
 - a. Public Power Week Proclamation.
6. **Public Hearings**
 - a. Special daily malt beverage and wine license for the Vermillion Area Arts Council at 202 Washington Street for a fundraising event on October 23, 2021.
7. **Old Business**
 - a. Second reading of Ordinance 1441 to amend Sections 112.24 and 112.25 Title XI, Business Regulations; Chapter 112, Alcoholic Beverages to establish a malt beverage markup for Convention Center and Municipal Airport on-sale licenses.
 - b. Second reading of Ordinance 1442 to amend Section 32.32(B) of Title III, Administration; Chapter 32, City Organizations to allow owners of a registered historic property to qualify for a designated seat on the City's Historic Preservation Commission.
 - c. Second reading of Ordinance 1443 to add Sections 90.22 – 90.26 to provide for establishing a State of Emergency Nuisance in Title IX, General Regulations; Chapter 90, Health and Safety Nuisances.
8. **New Business**
 - a. Resolution to establish fees for medical cannabis licensing and registration as provided for with the adoption of Ordinance 1435.
 - b. Resolution adjusting the Storm Water Drainage fee.
 - c. Streetscape agreement amendment with Stockwell Engineering for Redesign of Transition Areas, Additional Inspections Regarding Basement Protrusions and Openings, and Extension of Deadline for Construction of Project.
 - d. Grant offer for Project No. 3-46-0056-16-2021 at Harold Davidson Field (part of the Coronavirus Response and Relief Appropriate Act (CRRSAA)).
9. **Bid Openings**
 - a. Fuel quotes.
10. **City Manager's Report**
11. **Invoices Payable**

12. Consensus Agenda.

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
September 20, 2021
Monday 12:00 noon

The special session of the City Council, City of Vermillion, South Dakota was held on Monday, September 20, 2021 at 12:00 noon at City Hall in the Jack Powell Conference Room.

1. Roll Call

Present: Hellwege, Holland, Jennewein, Letellier, Price, Willson, Mayor Collier-Wise

Absent: Humphrey, Ward (arrived 12:03)

2. Adoption of Agenda

298-21

Council Member Price moved approval of the agenda. Council Member Holland seconded the motion. Motion carried 7 to 0. Mayor Collier-Wise declared the motion adopted.

Steve Ward arrived at 12:03 p.m.

3. Visitors to be Heard - None

4. 2020 Audited Annual Comprehensive Financial Audit- Chad Regnier, Williams & Company

Chad Regnier, representing Williams & Company, P.C., provided Council Members with the Audited Comprehensive Annual Financial Report for 2020. Chad reviewed the content of the Comprehensive Annual Financial Report. Chad answered questions of the City Council on the report.

5. Informational Session - Introduction of Building Official Kalin Knief

John Prescott, City Manager, introduced the new Building Official, Kalin Knief, to give the Council time to ask questions and get to know him. Kalin went over new requirements that he is looking to implement. Kalin stated what he would like to see for the future to get his Department moving smoothly, such as implementing GIS for rentals, grass tagging, and other code enforcement needs. Discussion followed.

6. Briefing on the September 20, 2021 City Council Regular Meeting

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

7. Executive Session - Legal Matter per SDCL 1-25-2(3)

299-21

Council Member Price Moved to go into Executive Session for legal matters at 12:59 p.m. Council Member Willson seconded the motion. Motion carried 8 to 0. Mayor Collier-Wise declared the motion adopted.

Mayor Collier-Wise declared the Council out of Executive Session at 12:59 p.m.

8. Adjourn

300-21

Council Member Ward moved to adjourn the Council special session at 12:59 p.m. Council Member Price seconded the motion. Motion carried 8 to 0. Mayor Collier-Wise declared the motion adopted.

Dated at Vermillion, South Dakota this 20th day of September, 2021.

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

ATTEST:

BY _____
Katie E Redden, Finance Officer

Unapproved Minutes
City Council Regular Session
September 20, 2021
Monday 7:00 p.m.

The regular session of the City Council, City of Vermillion, South Dakota was called to order on September 20, 2021 at 7:00 p.m. by Mayor Collier-Wise.

1. Roll Call

Present: Hellwege, Holland, Humphrey, Jennewein, Letellier, Price, Ward, Willson, Mayor Collier-Wise

2. Pledge of Allegiance

3. Minutes

A. Minutes of September 7, 2021, Special Meeting and September 7, 2021, Regular Session.

301-21

Council Member Ward moved approval of the September 7, 2021, Special Meeting and September 7, 2021 regular session minutes. Council Member Hellwege seconded the motion. Motion carried 9 to 0. Mayor Collier-Wise declared the motion adopted.

4. Adoption of Agenda

302-21

Council Member Price moved approval of the agenda. Council Member Humphrey seconded the motion. Motion carried 9 to 0. Mayor Collier-Wise declared the motion adopted.

5. Visitors to be Heard

Damon Alvey, Vermillion School District Superintendent, thanked the City of Vermillion for all the help they have provided the School District. Damon stated that all the help with the homecoming parade really allowed for a smooth parade route. Damon noted that there was a fire at the school on Thursday September 16, 2021 and they wanted to thank the Fire Department personnel on being very responsive and helpful to get everything taken care of.

6. Public Hearings

A. Special daily malt beverage and wine license for Old Lumber Company to provide malt beverages for the Department of Education's Legends of Delzell event on Friday, October 1, 2021 in the Delzell Education Building on the University of South Dakota campus

Katie Redden, Finance Officer, reported on a special Daily malt beverage and wine license for Old Lumber Company (OLC). Katie stated that, due to the city ordinance being more restrictive than State Statute, OLC is not permitted to file for a Special Daily malt beverage and wine license. Katie noted that the public hearing should be canceled. Katie stated that the USD Education Alumni elected to make this a free event along with complimentary alcohol. The public hearing was not needed and no action was taken.

7. Old Business

A. Second reading of Ordinance 1439 - 2022 Appropriations ordinance

John Prescott, City Manager, stated that the final step in the 2022 budget process is second reading of the appropriations ordinance. John stated that the budget ordinance was developed following the City Council budget hearings in August and first reading was approved on September 2nd. John reviewed some of the major items included in the 2022 budget ordinance. John recommended approval of second reading of the budget ordinance for 2022. Discussion followed.

303-21

Second reading of title to Ordinance No. 1439, entitled 2022 Appropriations Ordinance for the City of Vermillion, South Dakota

Mayor Collier-Wise read the title to the above named Ordinance, and Council Member Ward moved adoption of the following:

BE IT RESOLVED that the minutes of this meeting shall show that the title to the proposed Ordinance No. 1439 entitled 2022 Appropriations Ordinance was first read and the Ordinance considered substantially in its present form and content at a regularly called meeting of the Governing Body on the 7th day of September, 2021 and that the title was again read at this meeting, being a regularly called meeting of the Governing Body on this 20th day of September, 2021 at the City Hall Council Chambers in the manner prescribed by SDCL 9-19-7 as amended.

BE IT RESOLVED and ordained that said Ordinance be adopted to read as follows:

ORDINANCE NO. 1439
2022 APPROPRIATION ORDINANCE

AN ORDINANCE ADOPTING the 2022 Appropriations Ordinance for the City of Vermillion, South Dakota.

BE IT ORDAINED BY THE GOVERNING BODY of the City of Vermillion that the following sums are appropriated to meet the obligations of the municipality.

	<u>2022 Budget</u>
GENERAL FUND	
<u>REVENUES:</u>	
General Property Taxes	2,685,300
Sales Tax	2,140,000
Penalties & Interest	4,500
Licenses & Permits	164,950
Cable TV Franchise	75,000
State Intergovernmental	1,691,515
County Intergovernmental	135,000
Charges for Goods & Services	790,100
Fines & Forfeits	41,000

Miscellaneous Revenues	259,360	
TOTAL GENERAL FUND REVENUES		7,986,725

EXPENDITURES:

Policy & Administration:

General Government	627,684	
Finance Office	189,758	
Engineering	372,776	
Planning & Zoning	650	
Code Compliance	254,852	
Community Promotion	58,500	
Total Policy & Administration		1,504,220

Public Safety & Security:

Police Administration & Invest.	643,746	
Police Patrol	1,632,553	
Fire & Rescue	401,838	
Emergency Management	2,200	
Ambulance	605,551	
Total Public Safety & Security		3,285,888

Maintenance & Transportation:

Municipal Garage	148,502	
Municipal Service Center	28,600	
Street Department	821,772	
Snow Removal	88,547	
Sweeping & Mowing	130,766	
Carpentry	21,556	
City Hall Maintenance	88,100	
Old Landfill Maintenance	24,000	
Airport	78,630	
Total Maintenance & Transportation		1,430,473

Human Development & Leisure Services:

Library	694,996	
Parks & Forestry	415,825	
Swimming Pool	267,318	
Recreation	230,704	
Mosquito Control	22,120	
National Guard Armory Center	53,451	
Total Human Development & Leisure		1,684,414
TOTAL GENERAL FUND EXPENDITURES		7,904,995

GENERAL FUND NEEDS		81,730
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Transfer to 911 Fund - Communications		(344,549)
Transfer to Prentis Park Debt Service		(148,000)
Reserved for STIP Projects		(439,150)
Transfer from Electric Fund		803,117
Transfer from Water Fund		2,306

Transfer from Sewer Fund	1,402
Transfer from Liquor Fund	282,505
Transfer from Library Fine & Gift	5,000
Transfer from Utilities Engineering Fees	136,387
Transfer from BID #1	1,200
Appropriation to Reserve	(381,948)
GENERAL FUND BALANCE	<u><u>0</u></u>

SPECIAL REVENUE FUNDS

SECOND CENT SALES TAX FUND

Revenues	2,199,800
Expenditures - Second Cent Sales Tax	1,353,900
Transfer to Bike Path Capital Projects	(225,000)
Transfer to City Hall Debt Service Fund	(336,000)
Transfer to Prentis Park GO Debt Service	(69,555)
Transfer to Prentis Park Capital Project	(25,000)
Advance to TIF 7	(4,052)
Appropriation from Reserve	(186,293)
SECOND CENT SALES TAX FUND BALANCE	<u><u>0</u></u>

PARKS IMPROVEMENT FUND

Revenues-Recreation Fees	2,010
Expenditures - Parks Improvements	12,000
Appropriation from Reserve	9,990
PARKS IMPROVEMENT FUND BALANCE	<u><u>0</u></u>

BBB SALES TAX FUND

Revenues	335,900
Expenditures	380,000
Appropriation from Reserve	44,100
BBB SALES TAX FUND BALANCE	<u><u>0</u></u>

911 FUND -COMMUNICATIONS

Revenues	346,549
Expenditures	691,098
Transfer from General Fund	344,549
911FUND FUND BALANCE	<u><u>0</u></u>

BUSINESS IMPROVEMENT DISTRICT #1

Revenues	60,000
Expenditures	58,800
Transfer to General Fund	1,200

Business Improvement District #1 Fund Balance 0

STORMWATER MAINTENANCE FUND

Revenues - Stormwater Fees 295,200

Expenditures: 330,394

Appropriation from Reserve 35,194

STORMWATER FEE FUND BALANCE 0

LIBRARY FINE AND GIFT FUND

Revenues- Library Fine & Gifts 15,050

Expenditures - Library 10,050

Transfer to General Fund 5,000

LIBRARY FINE AND GIFT FUND BALANCE 0

SPECIAL REVENUE - TIF District No. 5

Revenues 85,785

Expenditures 85,785

SPECIAL REVENUE - TIF 5 FUND BALANCE 0

DEBT SERVICE FUNDS

DEBT SERVICE--SPECIAL ASSESSMENT FUND

Revenues 54,111

Expenditures 52,447

Appropriation to Reserve (1,664)

DS SPECIAL ASSESSMENT FUND BALANCE 0

DEBT SERVICE-- TIF District No. 6

Revenues 322,575

Expenditures 322,575

DEBT SERVICE - TIF 6 FUND BALANCE 0

DEBT SERVICE-- TIF District No. 7

Revenues 7,652

Expenditures 11,704

Advance from Sales Tax 4,052

DEBT SERVICE - TIF 7 FUND BALANCE 0

DEBT SERVICE - CITY HALL

Revenues 5,400

Expenditures 341,400

Transfer from Second Cent Sales Tax Fund	336,000
DEBT SERVICE - CITY HALL FUND BALANCE	<u>0</u>

DEBT SERVICE - PRENTIS PARK GO BOND

Revenues	100
Expenditures	197,655
Transfer from Second Penny Sales Tax Fund	69,555
Transfer from General Fund Malt Beverage	148,000
Appropriation to Reserve	<u>(20,000)</u>
DEBT SERVICE - PRENTIS PARK BOND FUND BALANCE	<u>0</u>

CAPITAL PROJECTS FUND - BIKE PATH

Revenues	82,590
Expenditures	307,590
Transfer from Second Cent Sales Tax Fund	<u>225,000</u>
CP BIKE PATH FUND BALANCE	<u>0</u>

CAPITAL PROJECTS FUND - PRENTIS PARK

Revenues	0
Expenditures	25,000
Transfer from Second Cent Sales Tax	<u>25,000</u>
CP PRENTIS PARK FUND BALANCE	<u>0</u>

INTERNAL SERVICE FUNDS (Information Only)

	Unemployment Fund	Copier - Fax- Postage Fund	Custodial Fund	Equipment Replacement Fund
<u>Revenues</u>				
Internal Dept Charges	-	14,575	89,562	568,549
Interest on Investments	25	-	-	5,000
Other Revenues	<u>-</u>	<u>-</u>	<u>-</u>	<u>78,000</u>
Total Revenues	25	14,575	89,562	651,549
<u>Expenditures</u>				
Personnel	-	-	43,107	-
Operating Expenses	25	24,100	46,450	-
Capital	<u>-</u>	<u>-</u>	<u>-</u>	<u>568,000</u>
Total Expenditures	25	24,100	89,557	568,000

(To) From Reserve	-	9,525	(5)	(83,549)
Fund Balance	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>

UTILITY AND ENTERPRISE FUNDS (Information Only)

	Electric Fund	Water Fund	Wastewater Fund	Joint Powers Fund	Liquor Fund	Golf Course Fund	Curbside Recycling Fund
<u>Revenues</u>							
Sales	5,800,500	1,620,000	2,009,438	1,946,680	1,790,000	840,210	139,700
Surcharge Other Revenue	884,388	302,000	362,000		-	-	-
	985,200	49,705	10,300	5,000	-	54,100	300
Interest	13,700	5,000	2,900	5,000	400	2,000	200
Grants	-	-	500,000		-	-	-
Total Revenues	<u>7,683,788</u>	<u>1,976,705</u>	<u>2,884,638</u>	<u>1,956,680</u>	<u>1,790,400</u>	<u>896,310</u>	<u>140,200</u>
<u>Expenditures</u>							
Personnel Operating Expenses	1,025,939	697,444	523,013	658,038	-	446,095	120,941
	3,642,255	631,828	693,322	1,295,000	1,497,895	489,875	14,613
Capital	496,788	290,939	1,061,242	344,000	10,000	14,500	-
Debt Service Debt Service Surcharge	-	186,475	303,441	348,413	-	-	2,112
	683,008	235,669	291,013	-	-	-	-
Total Expenditures	<u>5,847,990</u>	<u>2,042,355</u>	<u>2,872,031</u>	<u>2,645,451</u>	<u>1,507,895</u>	<u>950,470</u>	<u>137,666</u>
Transfers Out	(884,950)	(29,583)	(28,679)	-	(282,505)	-	-
Transfers In Bond Proceeds (To) From Reserve	-	-	-	-	-	-	-
	(950,848)	95,233	16,072	688,771	-	54,160	(2,534)
Fund Balance	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>

The City Manager is directed to certify the following dollar amount of tax levies in ordinance to the Clay County Auditor:

General Fund	\$2,685,000
General Obligation Bond	0

and to levy taxes for Tax Incremental Financing Districts No. 5, No. 6, and No. 7

Dated at Vermillion, South Dakota this 20th day of September, 2021

THE GOVERNING BODY OF THE CITY OF
VERMILLION, SOUTH DAKOTA

By _____
Kelsey Collier-Wise, Mayor

ATTEST:

BY _____
Katie E Redden, Finance Officer

Adoption of the Ordinance was seconded by Council Member Holland. Thereafter, the question of the adoption of the Ordinance put to a roll call vote of the Governing Body was as follows: Hellwege-Y, Holland-Y, Humphrey-Y, Jennewein-Y, Letellier-Y, Price-Y, Ward-Y, Willson-Y, Mayor Collier-Wise-Y.

Motion carried 9 to 0. Mayor Collier-Wise declared that the Ordinance has been adopted and directed publication thereof as required by law.

B. Second reading of Ordinance 1440 - 2021 Revised Appropriations ordinance

John Prescott, City Manager, stated that the 2021 budget was adopted in September 2020 and since that time some things have changed that have been incorporated into the revised appropriations ordinance. John reviewed some of the major changes contained in the revised budget. John stated that there would most likely need to be another revised ordinance before the yearend to address unanticipated items. John recommended adoption of the 2021 revised appropriations ordinance. Discussion followed.

304-21

Second reading of title to Ordinance No. 1440 entitled 2021 Revised Appropriation Ordinance for the City of Vermillion, South Dakota

Mayor Collier-Wise read the title to the above named Ordinance, and Council Member Willson moved adoption of the following:

BE IT RESOLVED that the minutes of this meeting shall show that the title to the proposed Ordinance No. 1440 entitled 2021 Revised Appropriation Ordinance was first read and the Ordinance considered substantially in its present form and content at a regularly called meeting of the Governing Body on the 7th day of September, 2021 and that the title was again read at this meeting, being a regularly called meeting of the Governing Body

on this 20th day of September, 2021 at the City Hall Council Chambers in the manner prescribed by SDCL 9-19-7 as amended.

BE IT RESOLVED and ordained that said Ordinance be adopted to read as follows:

ORDINANCE NO. 1440
2021 REVISED APPROPRIATION ORDINANCE

AN ORDINANCE ADOPTING the 2021 Revised Appropriations Ordinance for the City of Vermillion, South Dakota.

BE IT ORDAINED BY THE GOVERNING BODY of the City of Vermillion that the following sums are appropriated to meet the obligations of the municipality.

	<u>2021 Revised Budget</u>	
GENERAL FUND		
<u>REVENUES:</u>		
General Property Taxes	2,590,750	
Sales Tax	2,078,000	
Penalties & Interest	4,500	
Licenses & Permits	164,950	
Cable TV Franchise	75,000	
State & Federal Intergovernmental	1,683,515	
County Intergovernmental	131,000	
Charges for Goods & Services	799,500	
Fines & Forfeits	41,000	
Miscellaneous Revenues	313,800	
TOTAL GENERAL FUND REVENUES	7,882,015	7,882,015
<u>EXPENDITURES:</u>		
<u>Policy & Administration:</u>		
General Government	598,341	
Finance Office	206,651	
Engineering	344,246	
Planning & Zoning	650	
Code Compliance	254,839	
Community Promotion	72,900	
Total Policy & Administration	1,477,627	1,477,627
<u>Public Safety & Security:</u>		
Police Administration & Invest.	637,146	
Police Patrol	1,496,440	
Fire & Rescue	392,072	
Emergency Management	2,200	
Ambulance	552,074	
Total Public Safety & Security	3,079,932	3,079,932
<u>Maintenance & Transportation:</u>		

Municipal Garage	126,527	
Municipal Service Center	28,600	
Street Department	710,480	
Snow Removal	85,326	
Sweeping & Mowing	127,295	
Carpentry	20,394	
City Hall Maintenance	90,100	
Old Landfill Maintenance	22,000	
Airport	60,780	
Total Maintenance & Transportation		1,271,502
<u>Human Development & Leisure Services:</u>		
Library	694,973	
Parks & Forestry	390,348	
Swimming Pool	250,613	
Recreation	215,462	
Mosquito Control	20,909	
National Guard Armory Center	54,178	
Total Human Development & Leisure		1,626,483
TOTAL GENERAL FUND EXPENDITURES		<u>7,455,544</u>
GENERAL FUND NEEDS		426,471
Transfer to 911 Fund - Communications		(327,792)
Transfer to Prentis Park Debt Service		(145,000)
Reserved for STIP Projects		0
Transfer to Capital Projects STIP		(804,138)
Transfer to Streetscape		(500,000)
Transfer from Electric Fund		803,117
Transfer from Water Fund		2,306
Transfer from Sewer Fund		1,402
Transfer from Liquor Fund		194,200
Transfer from Library Fine & Gift		5,000
Transfer from Capital Projects		0
Transfer from Utilities Engineering Fees		136,387
Transfer from BID #1		1,300
Appropriation from STIP Reserve		365,088
Appropriation to Reserve		(158,341)
GENERAL FUND BALANCE		<u><u>0</u></u>
SPECIAL REVENUE FUNDS		
<u>SECOND CENT SALES TAX FUND</u>		
Revenues		2,224,749
Expenditures - Second Cent Sales Tax		743,859
Transfer to Airport Capital Projects		(62,205)
Transfer to City Hall Debt Service Fund		(331,800)
Transfer to Prentis Park GO Debt Service		(75,285)
Transfer to Streetscape		(1,910,000)

Advance to TIF 7	(183,988)
Appropriation from Reserve	1,082,388
SECOND CENT SALES TAX FUND BALANCE	<u>0</u>

PARKS IMPROVEMENT FUND

Revenues-Recreation Fees	3,010
Expenditures - Parks Improvements	3,010
PARKS IMPROVEMENT FUND BALANCE	<u>0</u>

BBB SALES TAX FUND

Revenues	337,400
Expenditures	387,000
Appropriation from Reserve	49,600
BBB SALES TAX FUND BALANCE	<u>0</u>

911 FUND -COMMUNICATIONS

Revenues	358,331
Expenditures	686,123
Transfer from General Fund	327,792
911FUND FUND BALANCE	<u>0</u>

BUSINESS IMPROVEMENT DISTRICT #1

Revenues	65,000
Expenditures	63,700
Transfer to General Fund	1,300
Business Improvement District #1 Fund Balance	<u>0</u>

STORMWATER MAINTENANCE FUND

Revenues - Stormwater Fees	2,277,615
Expenditures:	3,608,645
Appropriation to Reserve	1,331,030
STORMWATER FEE FUND BALANCE	<u>0</u>

LIBRARY FINE AND GIFT FUND

Revenues- Library Fine & Gifts	15,550
Expenditures - Library	10,550
Transfer to General Fund	5,000
Appropriation to Reserve	
LIBRARY FINE AND GIFT FUND BALANCE	<u>0</u>

SPECIAL REVENUE - TIF District No. 5

Revenues	84,768
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Expenditures	84,768
SPECIAL REVENUE - TIF 5 FUND BALANCE	<u>0</u>

DEBT SERVICE FUNDS

DEBT SERVICE--SPECIAL ASSESSMENT FUND

Revenues	11,829
Expenditures	7,682
Transfer to Capital Projects	(450,000)
Transfer In Sales Tax	450,000
Appropriation to Reserve	<u>(4,147)</u>
DS SPECIAL ASSESSMENT FUND BALANCE	<u>0</u>

DEBT SERVICE-- TIF District No. 6

Revenues	264,865
Expenditures	276,865
Appropriation from Reserve	<u>12,000</u>
DEBT SERVICE - TIF 6 FUND BALANCE	<u>0</u>

DEBT SERVICE - CITY HALL

Revenues	5,400
Expenditures	337,200
Transfer from Second Cent Sales Tax Fund	<u>331,800</u>
DEBT SERVICE - CITY HALL FUND BALANCE	<u>0</u>

DEBT SERVICE - PRENTIS PARK GO BOND

Revenues	70
Expenditures	200,355
Transfer from Second Penny Sales Tax Fund	75,285
Transfer from General Fund Malt Beverage	145,000
Appropriation to Reserve	<u>(20,000)</u>
DEBT SERVICE - PRENTIS PARK BOND FUND BALANCE	<u>0</u>

DEBT SERVICE-- TIF District No. 7

Revenues	8,252
Expenditures	11,704
Appropriation from Reserve	<u>3,452</u>
DEBT SERVICE - TIF 7 FUND BALANCE	<u>0</u>

CAPITAL PROJECTS FUNDS

CAPITAL PROJECTS FUND

Revenues	0
Expenditures	152,250
Transfer from GF STIP	152,250
CP AIRPORT FUND BALANCE	<u>0</u>

CAPITAL PROJECTS FUND - AIRPORT

Revenues	894,795
Expenditures	957,000
Transfer from Second Cent Sales Tax Fund	62,205
CP AIRPORT FUND BALANCE	<u>0</u>

CAPITAL PROJECT FUND - DOWNTOWN STREETScape

Revenues	0
Expenditures	3,567,888
Transfer in	3,567,888
CP DOWNTOWN STREETScape FUND BALANCE	<u>0</u>

CAPITAL PROJECT FUND - TIF 7 BLISS POINT II

Revenues	65,200
Expenditures	2,314,679
Transfer in	269,479
Bond Proceeds	1,980,000
CP TIF 7 BLISS POINT II FUND BALANCE	<u>0</u>

INTERNAL SERVICE FUNDS (Information Only)

	Unemployment Fund	Copier - Fax- Postage Fund	Custodial Fund	Equipment Replacement Fund
<u>Revenues</u>				
Internal Dept Charges	-	14,575	87,664	568,549
Interest on Investments	50	-	-	10,000
Other Revenues	-	-	-	89,500
Total Revenues	50	14,575	87,664	668,049
<u>Expenditures</u>				
Personnel	-	-	41,224	-
Operating Expenses	50	14,100	45,544	410,437

Capital	-	-	-	0
Total Expenditures	50	14,100	86,768	410,437
Transfer In	-	-	-	43,700
(To) From Reserve	-	(475)	(896)	(301,312)
Fund Balance	0	0	0	0

UTILITY AND ENTERPRISE FUNDS (Information Only)

	Electric Fund	Water Fund	Wastewater Fund	Joint Powers Fund	Liquor Fund	Golf Course Fund	Curbside Recycling Fund
<u>Revenues</u>							
Sales	5,841,000	1,603,000	1,747,000	1,948,280	1,780,000	815,947	132,000
Surcharge	890,598	283,800	360,600	-	-	-	-
Other Revenue	955,150	49,022	10,300	54,500	-	54,100	300
Interest	67,465	7,300	8,250	18,000	850	2,000	500
Grants	-	-	-	500,000	-	-	-
Total Revenues	7,754,213	1,943,122	2,126,150	2,520,780	1,780,850	872,047	132,800
<u>Expenditures</u>							
Personnel	1,013,334	684,496	519,816	626,512	-	424,760	116,850
Operating Expenses	3,636,944	612,419	1,012,584	1,574,948	1,498,870	504,101	12,613
Capital	1,110,902	185,980	31,700	3,268,000	10,000	40,800	-
Debt Service	-	186,475	302,486	209,370	-	-	2,113
Debt Service Surcharge	681,358	235,669	291,014	-	-	-	-
Total Expenditures	6,442,538	1,905,039	2,157,600	5,678,830	1,508,870	969,661	131,576
Transfers Out	(1,234,950)	(30,833)	(28,679)	-	(194,200)	-	(43,700)
Transfers In	1,250	-	-	-	-	-	-
Bond Proceeds	-	-	-	1,500,000	-	-	-
(To) From Reserve	(77,975)	(7,250)	60,129	1,658,050	(77,780)	97,614	42,476
Fund Balance	0	0	0	0	0	0	0

Dated at Vermillion, South Dakota this 20th day of September, 2021

THE GOVERNING BODY OF THE CITY OF
VERMILLION, SOUTH DAKOTA

by _____
Kelsey Collier-Wise, Mayor

ATTEST:

BY _____
Katie E Redden, Finance Officer

Adoption of the Ordinance was seconded by Council Member Humphrey. Thereafter, the question of the adoption of the Ordinance put to a roll call vote of the Governing Body was as follows: Hellwege-Y, Holland-Y, Humphrey-Y, Jennewein-Y, Letellier-Y, Price-Y, Ward-Y, Willson-Y, Mayor Collier-Wise-Y.

Motion carried 9 to 0. Mayor Collier-Wise declared that the Ordinance has been adopted and directed publication thereof as required by law.

8. New Business

A. Permit for consumption but not the sale of alcoholic beverages for the last Thursday Farmers Market sponsored by the Vermillion Area Farmers Market on Thursday, October 28, 2021 from 3:00 p.m. to 7:00 p.m. at 515 High Street

Katie Redden, Finance Officer, reported that Grace Freeman, on behalf of the Vermillion Area Farmers Market, has requested a permit to consume alcoholic beverages on public property for sampling of local wine and beer at the last Thursday Farmers Market. Katie noted that the event will be on Thursday, October 28th from 3:00 p.m. to 7:00 p.m. at 515 High Street. Katie noted that the City Council may permit the consumption, but not the sale, of alcoholic beverages on property owned by the public in which this is city property that is leased to Clay County for the fairgrounds.

Amy Scheinle, Vermillion Area Farmers Market member, noted that this event is to show off our local producers with samples. Amy stated that there will be two local breweries and one winery that have sent them samples.

305-21

Council Member Hellwege moved approval of the Permit for consumption but not the sale of alcoholic beverages for the last Thursday Farmers Market

sponsored by the Vermillion Area Farmers Market on Thursday, October 28, 2021 from 3:00 p.m. to 7:00 p.m. at 515 High Street. Council Member Ward seconded the motion. Motion carried 9 to 0. Mayor Collier-Wise declared the motion adopted.

B. Permit for consumption but not the sale of alcoholic beverages for the Legends of Delzell sponsored by the USD Education Alumni on Friday October 1, 2021 from 4:00 p.m. to 5:30 p.m. in the Delzell Education Building Room 112 on the University of South Dakota campus

Katie Redden, Finance Officer, reported that Bre Schwandt, on behalf of the USD Education Alumni, has requested a permit to consume alcoholic beverages on public property at the Legends of Delzell event. Katie noted that the Legends of Delzell will be at the Delzell Education building Room 112 on Friday, October 1st from 4:00 p.m. to 5:30 p.m. Katie noted that the City Council may permit the consumption, but not the sale, of alcoholic beverages on property owned by the public in which this is University of South Dakota property.

Amy Scheinle, Dean of the University of South Dakota Education Department, noted that this event is to honor two past members of the USD Education Department - Mark Delzell and Robert Wood. Amy noted that there are currently 65 people who have RSVP'd to this event.

306-21

Council Member Price moved approval of the Permit for consumption but not the sale of alcoholic beverages for the Legends of Delzell sponsored by the USD Education Alumni on Friday October 1, 2021 from 4:00 p.m. to 5:30 p.m. in the Delzell Education Building Room 112 on the University of South Dakota campus. Council Member Holland seconded the motion. Motion carried 9 to 0. Mayor Collier-Wise declared the motion adopted.

C. First reading of Ordinance 1441 to amend Sections 112.24 and 112.25 Title XI, Business Regulations; Chapter 112, Alcoholic Beverages to establish a malt beverage markup for Convention Center and Municipal Airport on-sale licenses

307-21

Mayor Collier-Wise read the title to the above mentioned Ordinance and Council Member Holland moved adoption of the following Resolution:

BE IT RESOLVED that the minutes of this meeting shall show that the title to proposed Ordinance No. 1441 entitled An Ordinance Adopting Amending City of Vermillion Code of Ordinances Title XI, Business Regulations; Chapter 112, Alcoholic Beverages; Sections 112.24 and 112.25 to establish a malt beverage markup for Convention Center and Municipal Airport on-sale licenses of the City of Vermillion, South Dakota has been read and

the Ordinance has been considered for the first time in its present form and content at this meeting being a regularly called meeting of the Governing Body of the City on this 20th day of September, 2021 at the Council Chambers in City Hall in the manner prescribed by SDCL 9-19-7 as amended.

The motion was seconded by Council Member Price. After discussion the question of adoption of the Resolution was put to a vote of the Governing Body and 9 members voted in favor of and 0 members voted in opposition to the motion. Mayor Collier-Wise declared the motion adopted.

D. First reading of Ordinance 1442 to amend Section 32.32 (B) of Title III, Administration; Chapter 32 City Organizations to allow owners of a registered historic property to qualify for a designated seat on the City's Historic Preservation Commission

308-21

Mayor Collier-Wise read the title to the above mentioned Ordinance and Council Member Ward moved adoption of the following Resolution:

BE IT RESOLVED that the minutes of this meeting shall show that the title to proposed Ordinance No. 1442 entitled An Ordinance Adopting Amending City of Vermillion Code of Ordinances Title III, Administration; Chapter 32, City Organizations; Section 32.32 (B) to expand the definition of membership qualifications of the Vermillion Historic Preservation commission of the City of Vermillion, South Dakota has been read and the Ordinance has been considered for the first time in its present form and content at this meeting being a regularly called meeting of the Governing Body of the City on this 20th day of September, 2021 at the Council Chambers in City Hall in the manner prescribed by SDCL 9-19-7 as amended.

The motion was seconded by Council Member Humphrey. After discussion the question of adoption of the Resolution was put to a vote of the Governing Body and 9 members voted in favor of and 0 members voted in opposition to the motion. Mayor Collier-Wise declared the motion adopted.

E. Collective Bargaining agreement with Fraternal Order of Police #19 for City of Vermillion Police Officer and Detective positions

John Prescott, City Manager, stated that, at the September 7th City Council meeting, the Labor and Finance Committee reported on negotiations and recommended approval of a contract with the Fraternal Order of Police Lodge #19. John reported that the proposed agreement with FOP is largely similar to the current agreement but does include several changes. John reported that some of the more notable financial changes include: a) The proposed agreement would run from January 1, 2022 until December 31, 2024., b) The proposal provides for a cost of living adjustment of 3% on

January 1, 2022, 2.5% on January 1, 2023, and 2.5% on January 1, 2024., c) Two holidays were added - Juneteenth and Martin Luther King Jr Day and the two floating holidays are removed, d) Employees will be assigned shifts of eight (8), ten (10) hours or twelve (12) hours. Employees that work in excess of their normally scheduled eight (8), ten (10), or twelve (12) hour shift shall be entitled to overtime. (Option of 12 hour shifts is new), e) Detectives shall be granted a four hundred and seventy-five dollars (\$475) uniform allowance effective January 1, 2022 (currently four hundred and fifty (\$450) dollars), f) Rewording of a sentence regarding firearms training and ammunition: "The Employer shall provide ammunition, which is necessary for employees to attend training, qualify, and maintain proficiency as defined by the state of South Dakota", g) Detectives receive an increase of rate of compensation of \$30 per day for "On-Call" time, and h) City shall reimburse one of two options for health and wellness - reimbursed up to two hundred (\$200) dollars annually for registration, participation, and food from the Sanford Profile Program or reimburse up to three hundred (\$300) dollars annually for a membership to a gym. John recommended approval of the proposed agreement.

309-21

Council Member Willson moved approval of the Collective Bargaining agreement with Fraternal Order of Police #19 for City of Vermillion Police Officer and Detective positions. Council Member Ward seconded the motion. Motion carried 9 to 0. Mayor Collier-Wise declared the motion adopted.

F. Collective Bargaining agreement with AFSCME for City of Vermillion Emergency Communications positions

John Prescott, City Manager, stated that, at the September 7th City Council meeting, the Labor and Finance Committee reported on negotiations and recommended approval of a contract with the AFSCME for the Vermillion/Clay Area Emergency Services Communications Center Employees. John reported that the proposed agreement with AFSCME for the Emergency Services Communications Center employees is largely similar to the current agreement but does include several changes. John noted that some of the more notable financial changes that are part of both agreements include: The proposed agreements would run from January 1, 2022 until December 31, 2024; The proposals provide for a cost of living adjustment of 3% on January 1, 2022, 2.5% on January 1, 2023, and 2.5% on January 1, 2024; Language Change -Titles were updated for employees represented by the union; Wages and Incentives - The City shall pay fifty percent (50%) of an employee's membership in an established health/fitness club, up to a maximum of (\$300 three hundred dollars) per year. John recommended approval of the proposed agreement.

310-21

Council Member Hellwege moved approval of the Collective Bargaining agreement with AFSCME for City of Vermillion Emergency Communications positions. Council Member Ward seconded the motion. Motion carried 9 to 0. Mayor Collier-Wise declared the motion adopted.

G. Request to close a section of the alley behind the Coyote Twin Theater on Saturday, October 2, 2021 from 12:00 p.m. (Noon) to 2:00 p.m. for the postponed dedication of the Vermillion Community Mural

Stone Conley, Assistant to the City Manager, reported that the Vermillion Cultural Association has requested to close a section of the alley behind the Coyote Twin Theater on Saturday, October 2, 2021 from 12 p.m. to 2:00 p.m. for the dedication of the Vermillion Community Mural. The alley runs east to west between Elm Street and Center Street. Stone noted that the Vermillion Cultural Association dedication of a community mural originally scheduled Thursday, September 23, 2021 at 4:30 p.m. to 7:30 p.m. was postponed to Saturday, October 2, 2021 from 12 p.m. (Noon) to 2:00 p.m. Stone stated that no concerns have been raised with the use of the alleyway for this dedication event. Stone noted that this closure is the same as previously requested at the August 16, 2021 meeting, simply altered with a new date and time. Stone noted that the Street, Police, Fire, and EMS Departments have been notified of the closing and have no concerns.

311-21

Council Member Ward moved approval of the Request to close a section of the alley behind the Coyote Twin Theater on Saturday, October 2, 2021 from 12:00 p.m. (Noon) to 2:00 p.m. for the postponed dedication of the Vermillion Community Mural. Council Member Willson seconded the motion. Motion carried 9 to 0. Mayor Collier-Wise declared the motion adopted.

H. 2020 Audited Comprehensive Annual Financial Report

Katie Redden, Finance Officer, reported that the 2020 Audited Comprehensive Financial Report was provided with the Council packet and if a hard copy is needed to let her know. Katie stated that Chad Regnier of Williams & Company, P.C. presented information at the noon meeting on the report. Katie stated that the Department of Legislative Audit has reviewed the audit and their letter of acceptance was included in the packet. Katie noted that the City Council will need to accept the report. Katie noted that the report is available on the City web site. Discussion followed.

312-21

Council Member Ward moved approval of the acceptance of the 2020 Audited Comprehensive Annual Financial Report. Council Member Price seconded the motion. Motion carried 9 to 0. Mayor Collier-Wise declared the motion adopted.

I. First reading of Ordinance 1443 to add Sections 90.22 - 90.26 to Chapter 90 Health and Safety Nuisances providing for establishing a State of Emergency Nuisance

John Prescott, City Manager, reported in March 2020, the City adopted emergency ordinance 1413 to limit occupancy in some businesses which was in response to the Federal and State declarations of emergency to address COVID-19. John noted that many of the first class cities in South Dakota adopted similar emergency ordinances. Responding to a pandemic and the related emergency ordinances and resolutions was new for the City. John noted that during the development, adoption, and implementation of the emergency ordinances, City staff and the City Attorney had several conversations with the City's insurance company who recommended several language clarifications for the respective documents prior to adoption in 2020. John noted that, as the pandemic progressed, the insurance company recommended adoption of an ordinance establishing a framework for emergency actions. John stated that the City Council discussed this ordinance at the July 19th and August 16th Noon meetings. John stated that the proposed ordinance establishes the designation of an emergency and provides that the City may, by resolution, set rules restricting or limiting actions of individuals or businesses to protect individuals in response to the emergency. John noted that the proposed ordinance also establishes that the City Manager or the City Manager's designee may determine a violation of the adopted resolution a public nuisance and order immediate abatement of the nuisance. John stated that an appeal process is also established so that an impacted individual or business may present their case to the City Council to address. John note the framework established by this ordinance should be easier for an individual to have their concerns addressed vs. pursuing a remedy via the court system.

313-21

Mayor Collier-Wise read the title to the above mentioned Ordinance and Council Member Holland moved adoption of the following Resolution:

BE IT RESOLVED that the minutes of this meeting shall show that the title to proposed Ordinance No. 1443 entitled An Ordinance Adopting AMENDING CITY OF VERMILLION CODE OF ORDINANCES TITLE IX, GENERAL REGULATIONS; CHAPTER 90, HEALTH AND SAFETY NUISANCES TO ADD SECTIONS 90.22-90.26 ESTABLISHING A STATE OF EMERGENCY NUISANCE of the City of Vermillion, South Dakota has been read and the Ordinance has been considered for the first time in its present form and content at this meeting being a regularly called meeting of the Governing Body of the City on this 20th day of September, 2021 at the Council Chambers in City Hall in the manner prescribed by SDCL 9-19-7 as amended.

The motion was seconded by Council Member Hellwege. After discussion the question of adoption of the Resolution was put to a vote of the Governing Body and 9 members voted in favor of and 0 members voted in opposition to the motion. Mayor Collier-Wise declared the motion adopted.

J. Vermillion Housing Authority Board appointment

Mayor Collier-Wise reported that two individuals have submitted an Expression of Interest form for the opening on the Vermillion Housing Authority Board. Mayor Collier-Wise recommended appointment of Maria Trowbridge for the term expiring in 2026. Discussion followed with the recommendation of appointment to the term expiring in 2026.

314-21

Council Member Price moved to appoint Maria Trowbridge to the Vermillion Housing Authority board term expiring in 2026. Council Member Humphrey seconded the motion. Motion carried 9 to 0. Mayor Collier-Wise declared the motion adopted.

K. Appointment of McCulloch Law office as City Attorney

John Prescott, City Manager, reported at the reorganizational meeting in July 2020, the City Council appointed Jim McCulloch as the City Attorney. John noted that Jim has served as the City Attorney since May 2002. John stated that the motion that was adopted names a specific individual vs. a law firm as the City Attorney. John stated that this potentially restricts the ability of other individuals that are part of Jim McCulloch's staff to offer legal representation on behalf of the City. John stated that Jim may not be available to always attend City Council meetings and provide information to the City Council and City staff. John noted that Brent Matter in Jim's office has been assisting City staff with some questions. John recommends adopting a motion naming McCulloch Law office as City Attorney vs. a specific individual.

315-21

Council Member Price moved to appoint McCulloch Law office as the City Attorney. Council Member Hellwege seconded the motion. Motion carried 9 to 0. Mayor Collier-Wise declared the motion adopted.

9. Bid Openings - None

10. City Manager's Report

A. John noted that the Joint Powers meeting is scheduled for Thursday, September 30th at 5:30 p.m. in Yankton.

B. John stated that the landfill is going to be open this Saturday, September 25th from 8:00 a.m. to Noon to help with branch removal and get things cleaned up before Dakota Days. The landfill will also be open on Saturday, October 9th as part of the program where it is open on the second Saturday of the month.

C. John noted that the Tree Board has an opening for a Board member. A term is two years. Please complete and submit an Expression of Interest form by 5:00 p.m. on Thursday, September 30th. The City Council will make an appointment at the October 4th meeting.

D. John reported that there is one opening on the Historic Preservation Commission. It is for a three-year term. The applicant for this opening does need to own property in one of the existing historic districts in the city limits.

E. John reported on a Raffle notification: St. Agnes School sold \$5 tickets during a pork loin/hot dog dinner on Saturday, September 18th. The raffle proceeds went toward the school for general operating expenses and/or a recent HVAC repair. Prizes were: \$100 cash, 2 balloon columns valued at \$75 each, and a tailgate package that included a small grill, cooler, food, and tailgate supplies valued at \$400 - \$500.

PAYROLL ADDITIONS AND CHANGES

Recreation: Paige Davis \$10.00/hr, Josi Kjenstad \$10.00/hr; Clubhouse: Kyle Feauto \$10.00/hr

11. Invoices Payable

316-21

Council Member Price moved approval of the following invoices:

UNITED WAY	AMERICAN RESCUE PLAN	25,000.00
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Council Member Ward second the motion. Mayor Collier-Wise requested to abstain. Motion carried 8-0. Mayor Collier-Wise declared the motion adopted.

317-21

Council Member Price moved approval of the following invoices:

A & B BUSINESS, INC	COPIER CONTRACT	190.95
A-1 PORTABLE TOILETS	PORTABLE TOILET RENTAL	450.00
AMAZON BUSINESS	SUPPLIES	332.15
AMERICAN LIBRARY ASSOCIATION	LIBRARY CARDS	772.00

ARAMARK UNIFORM SERVICES	UNIFORM CLEANING	172.21
AT&T MOBILITY	MOBILE HOT SPOTS	410.58
AVERA OCCUPATIONAL MEDICINE	TESTING	96.00
BORDER STATES ELEC SUPPLY	SUPPLIES	194.74
BOUND TREE MEDICAL, LLC	SUPPLIES	633.66
BRIAN HAMILTON	SAFETY BOOTS REIMBURSEMENT	100.00
BROADCASTER PRESS	ADVERTISING	738.29
BRUNICKS SERVICE INC	FUEL	7,438.75
BUHLS CLEANERS	MAT/MOP SERVICE	684.14
BUREAU OF ADMINISTRATION	TELEPHONE	352.43
BUTLER MACHINERY CO.	REPAIRS/PARTS	3,805.98
CASK & CORK	MERCHANDISE	775.00
CENTURYLINK	TELEPHONE	1,562.33
CHESTERMAN CO	MERCHANDISE	1,192.87
CITY OF VERMILLION	LANDFILL VOUCHERS	383.00
CLAY RURAL WATER SYSTEM	WATER USAGE	346.80
CLAY-UNION ELECTRIC CORP	ELECTRICITY	1,323.32
CMOORE PIT SERVICE	PORTABLE TOILET RENTAL	75.00
COAST TO COAST SOLUTIONS	SUPPLIES	270.59
CORE & MAIN LP	PARTS	2,345.25
CORNHUSKER INTERNATIONAL	PARTS	42.96
CORY MOORE	SAFETY BOOTS REIMBURSEMENT	100.00
CRANE SALES & SERVICES	ANNUAL INSPECTION	1,271.93
D-P TOOLS	SUPPLIES	184.70
DAKOTA BEVERAGE	MERCHANDISE	15,358.95
DAKOTA PC WAREHOUSE	COMPUTER/MONITOR/INK	1,399.94
DAKOTA PUMP INCORP	PARTS	5,188.21
DAKOTAS CHAPTER-ISA	WORKSHOP REGISTRATION	200.00
DAVID STAMMER	WATER HEATER REBATE	255.00
DEMCO	SUPPLIES	747.75
DENNIS KIRK	REFUND PARKING TCKT OVERPMT	5.00
DIVISION OF MOTOR VEHICLE	TITLE/PLATES	42.40
DUBOIS CHEMICALS	SODA ASH	7,320.50
DYNAMIC BRANDS	MERCHANDISE	159.75
ECHO ELECTRIC SUPPLY	SUPPLIES	875.28
ENERGY LABORATORIES	TESTING	422.00
ENGRAVER'S EDGE	NAMETAGS	85.35
ESRI	GIS ONLINE ACCESS	500.00
FARNER BOCKEN COMPANY	MERCHANDISE	2,460.45
FASTENAL COMPANY	SUPPLIES	431.69
FERGUSON WATERWORKS #2516	PARTS	582.22
FLAGSHOOTER, INC	SUPPLIES	688.26
GLOBAL DIST.	MERCHANDISE	348.00

GLOBAL EQUIPMENT COMPANY	VACUUM/BAGS	268.06
GOVERNMENT FINANCE OFFICER	MEMBERSHIP	190.00
GRAHAM TIRE CO.	TIRES	1,249.89
GRAYMONT (WI) LLC	CHEMICALS	4,145.63
GREGG PETERS	MANAGERS FEE/ADVERTISING	6,500.00
HANNAH EIDE	REFUND PARKING TCKT OVERPMT	5.00
HARTINGTON TREE LLC	TREE REMOVAL	1,000.00
HAUGER LAWN SERVICE	MOWING/LAWN TREATMENT	146.00
HELMS & ASSOCIATES	PROFESSIONAL SERVICES	618.77
HOUSTON ENGINEERING INC	TESTING	5,555.00
HOWARD KATHOL	REFUND PARKING TICKET	45.00
HY VEE FOOD STORE	SUPPLIES	193.73
INGRAM	BOOKS	2,964.72
INTERSTATE ALL BATTERY CENTER	BATTERIES	199.95
JACKS UNIFORM & EQPT	UNIFORM	27.79
JAYMAR	BLUEBAR PAPER	1,033.50
JB HOLLAND CONSTRUCTION	REFUND HYD DEPOSIT	952.30
JERRY'S CHEVROLET BUICK GM	PART	65.64
JERRY'S SERVICE, INC	FUEL	8,434.16
JIM GOBLIRSCH	REIMBURSEMENT FOR PLANTERS	34.20
JOHN A CONKLING DIST.	MERCHANDISE	7,166.90
JOHNSEN HEATING & COOLING	REPAIRS	6,785.73
JOHNSON BROTHERS OF SD	MERCHANDISE	19,076.96
JOHNSON CONTROLS	REPAIRS	1,997.42
JONES FOOD CENTER	SUPPLIES	628.37
KAIROI, INC	ANNUAL MAINTENANCE	250.00
LAWSON PRODUCTS INC	SUPPLIES	36.39
LOCATORS AND SUPPLIES, INC	SUPPLIES	2,242.95
LOREN FISCHER DISPOSAL	HAUL CARDBOARD	1,150.00
M.J DAL SIN CO OF SD, INC	REPAIRS	566.00
MAINLAND ENGRAVING LLC	RIBBONS	90.20
MART AUTO BODY	TOWING	150.00
MATHESON TRI-GAS, INC	CYLINDER RENTAL	100.30
MCCULLOCH LAW OFFICE	PROFESSIONAL SERVICES	8,197.50
MEAD LUMBER	PRE-MIX GRAVEL/CEMENT	1,455.90
MEGAN DAVIDSON	REFUND POOL PARTY FEES	75.00
MIDAMERICAN	GAS USAGE	1,584.33
MIDCONTINENT COMMUNICATION	CABLE/INTERNET SERVICE	1,431.87
MIDWEST ALARM CO	ALARM MONITORING	92.25
MOORE WELDING & MFG	MATERIALS	1,161.25
NATIONWIDE INSURANCE	NOTARY RENEWAL	50.00
NEBRASKA JOURNAL-LEADER	ADVERTISING	34.95
NETSYS+	PROFESSIONAL SERVICES	1,080.00

NICOLE OTTO	REFUND TUMBLING REC FEES	25.00
NORTH SIOUX CITY COMMUNITY	BOOK	8.00
O'REILLY AUTO PARTS	PARTS	232.96
PERRY VOLDEN	REFUND AMBULANCE OVERPMT	556.43
PROCHEM DYNAMICS	SUPPLIES	286.14
QUILL	SUPPLIES	278.61
RACOM CORPORATION	MAINTENANCE	432.70
RAGNASOFT, INC	SUBSCRIPTION	1,225.00
REBECCA CHRISTENSEN	REFUND TUMBLING REC FEES	20.00
REDI TOWING	TOWING	525.00
REPUBLIC NATIONAL DIST.	MERCHANDISE	24,786.97
RESCO	SUPPLIES	195.82
RIVERSIDE HYDRAULICS & LAB	PARTS	94.74
RUNNING SUPPLY, LLC	SUPPLIES	777.89
SANFORD HEALTH PLAN	PARTICIPATION FEES	51.00
SANITATION PRODUCTS INC	PLOW/PARTS	30,426.31
SD DENR	LANDFILL OPERATIONS FEE	3,709.89
SD DEPT OF TRANSPORTATION	HWY 50 STREET LIGHTS	75,000.00
SD GOLF ASSOCIATION	HANDICAP	672.00
SD MUNICIPAL LEAGUE	REGISTRATION	430.00
SD SECRETARY OF STATE	NOTARY FILING FEE	30.00
SOUTHERN GLAZER'S OF SD	MERCHANDISE	11,286.09
STAPLES BUSINESS CREDIT	SUPPLIES	1,804.50
STERN OIL CO.	FUEL	4,343.17
STEWART OIL-TIRE CO	REPAIRS	70.00
STOCKWELL ENGINEERS, INC	PROFESSIONAL SERVICES	49,237.51
STORAGE & TRANSFER TECHNOLOGY	FILTER CARTRIDGES	1,326.10
STURDEVANTS AUTO PARTS	PARTS	571.14
SUN MOUNTAIN	MERCHANDISE	206.00
SYNCB/AMAZON	BOOKS/DVDS/SUPPLIES	1,218.89
TAYLOR MADE	MERCHANDISE	804.51
THIESEN DESIGNS	T-SHIRTS	338.25
TITLEIST-ACUSHNET COMPANY	MERCHANDISE	2,697.21
TODDS ELECTRIC SERVICE	REPAIRS	612.89
TOUR EDGE GOLF MFG, INC	MERCHANDISE	267.12
TREASURER-STATE	UNCLAIMED PROPERTY	1,194.88
TRIVIEW COMMUNICATIONS	PROFESSIONAL SERVICES	55.00
UNITED PARCEL SERVICE	SHIPPING	15.56
UPS SUPPLY CHAIN SOLUTIONS	SHIPPING	42.93
US POSTMASTER	POSTAGE FOR UTILITY BILLS	925.00
USPS-POC	POSTAGE FOR METER	700.00
VALIANT VINEYARDS	MERCHANDISE	357.25
VERMEER HIGH PLAINS	PIERCING TOOL/HOSE	4,741.35

VERMILLION ACE HARDWARE	SUPPLIES	1,281.37
VERMILLION CHAMBER OF COMM	BLISS POINTE-PHASE 2	416,144.74
VERMILLION FORD	REPAIRS	518.95
VERMILLION YOUTH FOOTBALL	ONLINE REGISTRATION	7,309.13
VESSCO, INC	PART	70.70
VISTA OUTDOOR SALES, LLC	MERCHANDISE	696.00
WALT'S HOMESTYLE FOODS, INC	MERCHANDISE	155.80
WASTE MANAGEMENT OF WI-MN	WASTE HAULING	1,286.50
WESCO DISTRIBUTION, INC	SUPPLIES	4,655.40
WILLIAMS & CO.	PROFESSIONAL SERVICES	3,000.00
YAMAHA MOTOR FINANCE CORP	GOLF CARS/GPS LEASE	6,622.61
ZEE MEDICAL SERVICE	SUPPLIES	203.60

Council Member Willson seconded the motion. Motion carried 9 to 0. Mayor Collier-Wise declared the motion adopted.

12. Consensus Agenda

A. Set a public hearing date of October 1, 2021 for a retail on-off sale malt beverage with SD Farm Wine license for HOLLARR, LLC at 9 W. Main Street for the period October 1, 2021 to June 30, 2022

318-21

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

13. Adjourn

319-21

Council Member Ward moved to adjourn the Council Meeting at 7:52 p.m. Council Member Price seconded the motion. Motion carried 9 to 0. Mayor Collier-Wise declared the motion adopted.

Dated at Vermillion, South Dakota this 20th day of September, 2021.

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

ATTEST:

BY _____
Katie E. Redden, Finance Officer

Published once at the approximate cost of _____.



PROCLAMATION

RECOGNIZING OCTOBER 3 - 9, 2021 AS PUBLIC POWER WEEK

*A WEEK-LONG CELEBRATION OF VERMILLION LIGHT & POWER'S
YEAR-ROUND SERVICE TO VERMILLION*

WHEREAS, We, the citizens of the City of Vermillion, South Dakota place a high value on local control over community services and, therefore, have chosen to operate a community-owned, locally controlled, not-for-profit electric utility and, as consumers and owners of our electric utility, have a direct say in utility operations and policies that are decided at open public meetings; and

WHEREAS, the City of Vermillion Light & Power Department provides our homes, businesses, industry, social services, and government agencies with reliable, efficient, and cost-effective electricity, employing sound business practices designed to ensure the best possible service at not-for-profit rates; and

WHEREAS, the City of Vermillion Light & Power Department is a valuable community asset that substantially contributes, to the well-being of local citizens through energy efficiency, customer service, environmental protection, economic development, and safety awareness; and

WHEREAS, the City of Vermillion Light & Power Department is a dependable and trustworthy institution whose local operation is transparent and continues to make our community a better place in which to live and work, as well as contributes to protecting the global environment; and

WHEREAS, the City of Vermillion Light & Power Department will continue to work to bring low-cost, safe, and reliable electricity to community homes and businesses just as it has since 1915, the year in which the utility was created to serve the citizens of the City of Vermillion.

NOW, THEREFORE, BE IT RESOLVED that we, the governing body of the City of Vermillion, South Dakota, do hereby proclaim that the week of October 3 through October 9, 2021 be designated as the 32nd annual

PUBLIC POWER WEEK

in order to honor the City of Vermillion Light & Power Department for its contributions to the community and to educate consumer-owners, policy makers, and employees on the benefits of public power.

BE IT FURTHER RESOLVED, that our community joins hands with more than 2,000 other public power systems in the United States in this celebration of public power, which put our residents, businesses, and the community before profits.

Dated at Vermillion, South Dakota this 4th day of October, 2021.

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

By _____
Kelsey Collier-Wise, Mayor

ATTEST:

By _____
Katie E. Redden, Finance Officer

Council Agenda Memo

From: Katie Redden, Finance Officer

Meeting: October 4, 2021

Subject: Special daily malt beverage and wine license for the Vermillion Area Arts Council on or about October 23, 2021 for Haunted: The Opening at 202 Washington Street

Presenter: Katie Redden

Background: The Vermillion Area Arts Council has submitted an application for a special daily malt beverage and wine license at 202 Washington Street for events on Saturday, October 23, 2021 for Haunted: The Opening.

Discussion: The notice of public hearing and the Police Chief's memo are attached. The routine Police Department records check of the parties involved with the special daily license revealed no alcohol related violations or felony convictions in reference to this application. City staff is not aware of any problems with previous special daily licenses granted to the Vermillion Area Arts Council. Vermillion Area Arts Council Treasurer, Phyllis Packard, completed the application.

Our city ordinance on special daily licenses reads as follows:

112.18 SPECIAL LICENSES FOR SALES OF MALT BEVERAGES AND/OR WINE.

The City Council may recommend to the State Department of Revenue that a special malt beverage and/or wine license may be granted to a civic, charitable, educational or fraternal organization in conjunction with a special event. The granting of the special license shall be subject to such conditions and restrictions, as the City Council may deem appropriate and consistent with state law. The fee for such license shall be set by resolution of the City Council.

State Statute for the special daily licenses is as follows:

35-4-124. Special alcoholic beverage licenses issued in conjunction with special events. Any municipality or county may issue:

- (1) A special malt beverage retailers license in conjunction with a special event within the municipality or county to any civic, charitable, educational, fraternal, or veterans organization or any licensee licensed pursuant to subdivision 35-4-2(4), (6), or (16) in addition to any other licenses held by the special events license applicant;
- (2) A special on-sale wine retailers license in conjunction with a special event within the municipality or county to any civic, charitable, educational, fraternal, or veterans organization or any licensee licensed pursuant to subdivision 35-4-2(4), (6), or (12) or chapter 35-12 in addition to any other licenses held by the special events license applicant;

6. Public Hearing; item a

- (3) A special on-sale license in conjunction with a special event within the municipality or county to any civic, charitable, educational, fraternal, or veterans organization or any licensee licensed pursuant to subdivision 35-4-2(4), (6), or (16) in addition to any other licenses held by the special events license applicant; or
- (4) A special off-sale package wine dealers license in conjunction with a special event within the municipality or county to any civic, charitable, educational, fraternal, or veterans organization or any licensee licensed pursuant to subdivision 35-4-2(3), (5), (12), (17A), or (19) or chapter 35-12 in addition to any other licenses held by the special events license applicant. A special off-sale package wine dealer's licensee may only sell wine manufactured by a farm winery that is licensed pursuant to chapter 35-12.

Any license issued pursuant to this section may be issued for a period of time established by the municipality or county. However, no period of time may exceed fifteen consecutive days. The local governing body may establish rules to regulate and restrict the operation of the special license.

Financial Consideration: The City has received the \$20 per day license fee and \$15 advertising fee from the applicant.

Conclusion/Recommendations: Administration recommends approving the issuance of the special daily malt beverage and wine license to the Vermillion Area Arts Council on or about Saturday, October 23, 2021 at 202 Washington Street, unless further information is provided at the public hearing.

NOTICE OF PUBLIC HEARING OF APPLICATIONS
FOR SALE OF ALCOHOLIC BEVERAGES

NOTICE IS HEREBY GIVEN THAT the Vermillion City Council on the 4th day of October, 2021 at the hour of 7:00 P.M. in the City Hall Council Chambers, 25 Center Street, will meet in regular session to consider the following application for an alcoholic beverage license to operate within the municipality for the licensing period stated below, which has been presented to the City Council and filed in the Finance Officer's Office:

Special Daily License (On-Sale) Malt Beverage and Wine License:

Vermillion Area Arts Council on or about October 23, 2021 for a special event at 202 Washington 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 20th day of September, 2021.

Katie E Redden, Finance Officer

Publish: September 24, 2021

Published once at the approximate cost of _____.



25 Center Street • Vermillion, SD 57069


Ph: 605.677.7050 • Fax: 605.677.5461

Info@cityofvermillion.com

www.vermillion.us

To: Vermillion City Council

Date: September 29, 2021

From: Matthew Betzen 
Chief of Police

Subject: Vermillion Area Arts Council/Special Daily License (On-Sale) Malt Beverage

I have reviewed the application for “Special Daily License (On-Sale) Malt Beverage and Wine License” submitted by the Vermillion Area Arts Council. This application is for a new event, Haunted: The Opening, which is schedule for October 23, 2021. This is a new event. The Vermillion Arts Council has had many events of the years and have been responsible license holders.

I spoke with Phyllis Packard regarding how the alcohol will be controlled. She stated they would be carding people and using wrist bands to identify people who are over 21.

Council Agenda Memo

From: John Prescott, City Manager

Meeting: October 4, 2021

Subject: Second reading of Ordinance 1441 amending Sections 112.24 and 112.25 of the Vermillion Code of Ordinances to establish a malt beverage markup for convention center and municipal airport on-sale licenses

Presenter: John Prescott

Background: In 2015, the City implemented a 5% markup on the wholesale cost of malt beverages plus freight. The malt beverage markup code section was revised in 2017 to reflect changes made in state statute by SB 75. All of the funding from the malt beverage markup since 2015 has been used for park improvements per city ordinance.

Discussion: When the City was developing language for the malt beverage markup ordinance in 2015, convention center licenses were not included as a qualifying property needed to have 100 rooms for lodging and seating for 400 people on the same property. In 2018, the law was changed for communities under 20,000 in population. For our size community, a convention center liquor license can be granted for a property having 40 rooms for lodging and seating for 100 people. In reviewing legislative changes, it was suggested that the City include convention center licenses and municipal airport facilities in the list so that all entities, which might sell malt beverages, participate in the markup.

As noted when a draft was presented at the Noon meeting on September 7, State Statute 35-4-60.2 does not expressly list convention center and municipal airport facility licenses under the section for malt beverage markups. In November 2020, the voters adopted a Home Rule Charter for Vermillion. Section 1.05 of the home rule charter provides that the City can do any other act not prohibited by the South Dakota Constitution, South Dakota Codified law, or South Dakota Administrative rule. The ordinance includes a 5% markup for malt beverages sold under a convention center or municipal airport facility license. Neither of these two types of licenses are currently being used in the City. There have been no changes to Ordinance 1441 since the first reading at the September 20, 2021 meeting.

Financial Consideration: None. If adopted, any markup receipts generated from sales through these two types of licenses would go to park improvements per the adopted city ordinance.

Conclusion/Recommendations: Administration recommends that the City Council approve the second reading of Ordinance 1441 to apply a 5% malt beverage markup to convention center liquor licenses and municipal airport facility licenses. A roll call vote is required with the second reading of an Ordinance.

ORDINANCE 1441

AN ORDINANCE AMENDING CITY OF VERMILLION CODE OF ORDINANCES TITLE XI, BUSINESS REGULATIONS; CHAPTER 112, ALCOHOLIC BEVERAGES; SECTIONS 112.24 AND 112.25 TO ESTABLISH A MALT BEVERAGE MARK-UP FOR CONVENTION CENTER AND MUNICIPAL AIRPORT ON-SALE LICENSES.

BE IT ORDAINED, by the Governing Body of the City of Vermillion, South Dakota that Title XI, Business Regulations; Chapter 112, Alcoholic Beverages be amended as follows:

§ 112.24 WHOLESALE PURCHASE.

(A) The City does hereby impose a fee of 5% on the wholesale purchase, plus freight for all malt beverages as defined by SDCL §35-1-1, as amended, delivered to the holder of a license issued pursuant to SDCL §35-4-2(3), (4), or (16).

(B) The City does hereby impose a fee of 5% on the wholesale purchase, plus freight for all malt beverages as defined by SDCL § 35-1-1, as amended, delivered to the holder of a license issued pursuant to SDCL §35-4-2(11) or (13).

(C) All holders of a license which permits the sale of malt beverages as described herein shall purchase the malt beverages that the holder of such license sells from the city. In order to facilitate orders and delivery, in lieu of direct purchases from the city, holders of a license herein may utilize the procedures contained in §112.25 herein.

(D) The authority for the imposition of the fee for licenses issued pursuant to SDCL 35-4-2(3), (4), or (16) is contained in SDCL § 35-4-60.2.

(E) The authority for the imposition of the fee for licenses issued pursuant to SDCL § 35-4-2(11) or (13) is contained in Home Rule Charter Section 1.05 as not expressly prohibited by the statute.

§ 112.25 SUBMISSION OF INVOICES AND ASSESSMENT OF FEES.

(A) All malt beverage wholesalers, as defined by SDCL § 35-1-1, and licensed, pursuant to SDCL § 35-4-2(3), (4), (11), (13), or (16) shall provide a copy to the Finance Officer of all invoices for sales of malt beverages delivered to holders of a license as described in § 112.24 herein, within the city on, or before the 5th day of each month for all sales made in the city for the prior month.

(B) The Finance Officer shall on the 15th day of each month, or on the first working day thereafter, send a statement to each license holder permitted to sell malt beverages as described in § 112.24 herein, assessing the fee required hereunder, based upon all invoices received by the city for malt beverages delivered to the license holder for the prior calendar month. The license holder shall have a period of 10 days within to which to pay the city the fee required hereunder. In the event of the failure by the license holder to pay the required fee within said 10 day time period, the Finance Officer shall notify the malt beverage wholesalers, in writing, by first-class mail,

postage prepaid at Vermillion, South Dakota, of the fact that this fee has not been paid and that the license holder is in violation of the terms of this chapter. A copy of the notice sent to the malt beverage wholesaler shall be sent to the license holder who is in default. The wholesalers shall not deliver any malt beverage to the license holder who is in default under the terms of this chapter until such time as the wholesalers are notified by the city that all fees owing to the city have been paid in full.

Dated at Vermillion, South Dakota this 4th day of October, 2021.

THE GOVERNING BODY OF THE CITY
OF VERMILLION, SOUTH DAKOTA

BY _____
Kelsey Collier-Wise, Mayor

ATTEST:

BY _____
Katie E. Redden, Finance Officer

First Reading: September 20, 2021
Second Reading: October 4, 2021
Publication: October 15, 2021
Effective Date: November 4, 2021

Council Agenda Memo

From: Stone Conley, Assistant to the City Manager

Meeting: October 4, 2021

Subject: Second Reading of Ordinance 1442 to amend the City of Vermillion Code of Ordinances Title III, Administration; Chapter 32, City Organizations Section 32.32 (B) to broaden who qualifies for one of four designated seats on the City's Historic Preservation Commission

Presenter: Stone Conley

Background: In the summer of 2018, the City Council established the Historic Preservation Commission. Since its inception, the Vermillion Historic Preservation Commission has sponsored a couple events, held regular monthly meetings, promoted education of historic matters, and is in process to create an additional historic district in Vermillion. SDCL 1-19B-2 provides the authority for a municipal government to establish a Historic Preservation Commission.

1-19B-2. County and municipal historic preservation commissions--Purpose. The governing body of any county or municipality may establish an historic preservation commission, to preserve, promote, and develop the historical resources of such county or municipality in accordance with the provisions of this chapter.

Discussion: The Commission currently consists of seven members that reside within the city and requires that four members are property owners in one of the officially designated Historic Districts. It is also noted that two members are to have expertise in the disciplines of history, architectural history, architecture, planning, urban planning, American studies, American civilization, cultural geography, cultural anthropology, or related fields when available.

The proposed amendment would expand the criteria for the four members who are currently limited to ownership of property in a historic district. The criteria is broaden for these four designated seats to include property owners of a historic structure regardless of the location in the city. If the historic property owner's structure falls outside one of the designated Historic Districts, then the historic property must be registered with the State or National Registry of Historic Places to meet the criteria of "historic property ownership," that is required for four of the seven members of the Commission.

The Historic Preservation Commission reviewed the proposed ordinance at their September 1 meeting and voted to recommend approval of the ordinance. City Council approved the first reading of the proposed amendment at the September 20, 2021 regular meeting. There have been no changes to the ordinance since the first reading.

Financial Consideration: None.

Conclusion/Recommendations: Administration recommends the City Council approve the second reading of Ordinance 1442 amending the City of Vermillion Code of Ordinances Section 32.32(B) to expand the criteria to include ownership of a registered historic property as meeting the criteria for one of the four historic property ownership seats on the Historic Preservation Commission. A roll call vote is required with the second reading of an ordinance.

ORDINANCE 1442

AN ORDINANCE AMENDING CITY OF VERMILLION CODE OF ORDINANCES TITLE III, ADMINISTRATION; CHAPTER 32, CITY ORGANIZATIONS; SECTION 32.32 (B) TO EXPAND THE DEFINITION OF MEMBERSHIP QUALIFICATIONS OF THE VERMILLION HISTORIC PRESERVATION COMMISSION.

BE IT ORDAINED, by the Governing Body of the City of Vermillion, South Dakota that Title III, Administration; Chapter 32, City Organizations be amended as follows:

§ 32.32 MEMBERSHIP; APPOINTMENT; QUALIFICATIONS; TERMS.

(A) The Commission shall consist of seven members, who shall be appointed by the Mayor, subject to approval by the City Council, and with consideration of the existing city historic districts and those residents who have expertise and interest in such fields as history, architecture, urban planning, archaeology, paleontology, and law as available.

(B) When available in the community, four of the seven members of the Commission are to be owners in one of the officially designated Historic Districts within the City of Vermillion or owners of a property registered with the National or State Registry of Historical Places.

(C) When available in the community, two of the seven members of the Commission are to have expertise in the disciplines of history, architectural history, architecture, planning, urban planning, American studies, American civilization, cultural geography, cultural anthropology, or related fields.

(D) All members of the Commission shall reside within the City of Vermillion and shall serve for terms of three years and shall be eligible for reappointment. The terms of the original members shall be varied in order to assure that no more than one-third of the appointments shall be for a full three year term with the remaining appointments divided between one and two year terms. Persons appointed to fill an unexpired term shall serve for the remainder of the term.

(E) Any member who fails to attend three consecutive meetings without presenting an explanation accepted by the Commission may be deemed to have abandoned the office and may be replaced as provided herein.

(F) City Council shall act to fill any vacancy, which may occur.

Dated at Vermillion, South Dakota this 4th day of October, 2021.

THE GOVERNING BODY OF THE CITY
OF VERMILLION, SOUTH DAKOTA

By _____
Kelsey Collier-Wise, Mayor

ATTEST:

By _____
Katie E. Redden, Finance Officer

First Reading: September 20, 2021
Second Reading: October 4, 2021
Publication: October 15, 2021
Effective Date: November 4, 2021

Council Agenda Memo

From: John Prescott, City Manager

Meeting: October 4, 2021

Subject: Second reading of Ordinance 1443 adding Sections 90.22 to 90.26 to Chapter 90, Health and Safety Nuisances

Presenter: John Prescott

Background: In March 2020, the City adopted emergency ordinance 1413 to limit occupancy in some businesses. This was in response to the Federal and State declarations of emergency to address COVID-19. Many of the first class cities in South Dakota adopted similar emergency ordinances. Responding to a pandemic and the related emergency ordinances and resolutions was new for the City.

Discussion: During the development, adoption, and implementation of the emergency ordinances, City staff and the City Attorney had several conversations with the City's insurance company. They recommended several language clarifications for the respective documents prior to adoption in 2020.

As the pandemic progressed, the insurance company recommended adoption of an ordinance establishing a framework for emergency actions. In November 2020, the voters adopted a Home Rule Charter for the community. Section 2.12 of the Home Rule Charter provides for the adoption of Emergency Ordinances and Resolutions. An Emergency Ordinance or Resolution per the Home Rule Charter must declare that an emergency exists and describe it in clear and specific terms. The Home Rule Charter notes that an Emergency Ordinance or Resolution expires on the 61st day following adoption. The City Council discussed the ordinance proposal at the July 19th and August 16th Noon meetings. The proposed ordinance establishes the designation of an emergency and provides that the City may, by resolution, set rules restricting or limiting actions of individuals or businesses to protect individuals in response to the emergency. The proposed ordinance also establishes that the City Manager or the City Manager's designee may determine a violation of the adopted resolution a public nuisance and order immediate abatement of the nuisance. An appeal process is also established so that an impacted individual or business may present their case to the City Council to address. The framework established by this ordinance should be easier for an individual to have their concerns addressed vs. pursuing a remedy via the court system. It should be noted that this ordinance is to address future emergencies that may arise. There are no current emergency ordinances or resolutions.

Financial Consideration: None.

Conclusion/Recommendations: Administration recommends approval of the second reading of Ordinance 1443 to add Sections 90.22 to 90.26 to Chapter 90, Health and Safety. A roll call vote is required with the second reading of an ordinance.

ORDINANCE 1443

AN ORDINANCE AMENDING CITY OF VERMILLION CODE OF ORDINANCES TITLE IX, GENERAL REGULATIONS; CHAPTER 90, HEALTH AND SAFETY NUISANCES TO ADD SECTIONS 90.22-90.26 ESTABLISHING A STATE OF EMERGENCY NUISANCE.

BE IT ORDAINED, by the Governing Body of the City of Vermillion, South Dakota that Title IX, General Regulations; Chapter 90, Health and Safety Nuisances be amended as follows:

§ 90.22 DEFINITIONS

Emergency. Includes, but is not limited to, actual or threatened enemy attack, sabotage, extraordinary fire, flood, storm, epidemic, accident, chemical spill, or other impending or actual calamity endangering or threatening to endanger health, life, or property.

§ 90.23 DECLARATION OF EMERGENCY

(A) Notwithstanding any other provisions in the City of Vermillion Code of Ordinances relating to the declaration, identification, and abatement of nuisances, in the event that the City, a State of South Dakota entity or agency, or a federal government entity or agency declares the existence of an emergency that endangers or presents a hazard to public health, welfare, or safety, and either the City, State of South Dakota, or federal government implements rules or recommendations restricting or limiting the actions of individuals or businesses in order to limit or slow the impact of such emergency event, the City may declare any business or individual who violates those rules or recommendations to be a public nuisance.

(B) In declaring the emergency, the City may, by resolution, set forth rules or recommendations restricting or limiting actions of individuals or businesses that the City has determined necessary to protect the immediate health, welfare, or safety of the public and within the resolution may, by reference, adopt actions, declarations, or standards currently in place, or being put in place, by the state of South Dakota or the federal government.

§ 90.24 IMMEDIATE ABATEMENT

(A) Upon a determination from the City Manager or City Manager's designee that a business or individual is operating in violation of those rules and recommendations referenced in Section 90.23 above which the City has declared to be a nuisance, the City Manager may determine that such violation is an immediate threat to public health and safety and may have the nuisance abated immediately at the owner's expense.

(B) In a situation where the City has to perform an immediate abatement that includes the closing or limiting of business or personal actions of an individual, that business or individual shall have the right to submit to the City in writing the actions the business or individual will take to bring activity within the rules and/or recommended standards contained in the City resolution declaring an emergency. Upon receipt of the written proposal, the City will review the proposal within 48 hours exclusive of weekends or legal holidays, and advise the business or individual

whether the abatement will no longer be necessary, if the business or individual fulfills and follows the existing regulations and properly adjusts activities to fit within those regulations.

(C) Any business or individual aggrieved by any immediate abatement or requirement placed on the person's activities to comply with the City's resolution declaring an emergency may appeal the within ten (10) days to the City Council. The appeal shall be filed in writing with the City Manager or City Manager's designee citing reasons for the appeal. The appeal will then be heard at a regularly scheduled meeting of the City Council using the same criteria governing the emergency nuisance abatement made by the City Manager or City Manager designee.

§ 90.25 REMEDIES AGAINST NUISANCE GENERALLY

In the enforcement of the City's resolution declaring an emergency, the City shall also have any additional rights and remedies against nuisance as exists under common law and under state statute including, but not limited to, SDCL 9-29-13 and SDCL Chapter 21-10.

§ 90.26 PENALTIES

Any violation of the provisions of this Chapter is punishable by the maximum penalty set forth in Section 10.99 of the City of Vermillion Code of Ordinances or a daily fine set by resolution when an emergency is declared. Said punishment may also include payment of any assessments, costs and/or restitution authorized by this Chapter and/or state law.

Dated at Vermillion, South Dakota this 4th day of October, 2021.

THE GOVERNING BODY OF THE CITY
OF VERMILLION, SOUTH DAKOTA

BY _____
Kelsey Collier-Wise, Mayor

ATTEST:

BY _____
Katie E. Redden, Finance Officer

First Reading: September 20, 2021
Second Reading: October 4, 2021
Published: October 15, 2021
Effective: November 4, 2021

Council Agenda Memo

From: Stone Conley, Assistant to the City Manager

Meeting: October 4, 2021

Subject: Resolution to Establish a Fee for Medical Cannabis Establishments

Presenter: Stone Conley

Background: In November of 2020, the voters of South Dakota approved IM26. This measure provides for medical cannabis as of July 1, 2021. The State codified IM26 in Chapter 34-20G earlier this year. The initiated measure provides municipal governments the ability to participate in the process for licensing, regulating, and establishing fees for Medical Cannabis Establishments.

Discussion: Ordinance 1435 was adopted at the May 27, 2021 City Council Meeting allowing for the City to establish various licensing and application fees with regards to Medical Cannabis Establishments. At the June 7, 2021 meeting, the City Council adopted a resolution to delay establishment of these fees until the state promulgated the rules regarding the Medical Cannabis Establishments. On September 14, 2021, the South Dakota Department of Health released their final draft of the program's rules. So far, various state legislative committees, including the Rules Review Committee, have approved this draft. As with other services, the City may implement a fee for the various applications and licensing required for the Medical Cannabis Establishment application process.

Most First Class Cities in South Dakota have implemented an Initial Application Fee, an Initial Licensing Fee, and an Annual Renewal Fee. While it may be suggested that the state has provided a recommendation for fee levels through the adoption of their fee, the City has a right to decide the dollar amount for the municipal fees, and this aspect is not promulgated under the state. SDCL §34-20G-60 defines the right for the City of Vermillion governing body to require local licenses, permits, or registration and to charge a fee for said licenses, permits, and registration. §123.10 and §123.11 of Ordinance 1435 define this process for the City of Vermillion.

§123.10 of Ordinance 1435 defines the process for application fees and is as follows:

§123.10 APPLICATION FEE

(A) At the time an applicant files an application according to § 123.09, applicant shall pay a non-refundable fee to the City in an amount established by resolution to defray the costs incurred by the City for background investigations, review of the application, inspection of the proposed premises, and any other costs and labor associated with processing the application.

§123.11 of Ordinance 1435 defines the process for annual licensing fees and is as follows:

§ 123.11 ANNUAL LICENSE FEE

(A) Within 30 days of receiving a cannabis establishment registration from the South Dakota Department of Health pursuant to SDCL Chapter 34-20G, and at the time an applicant files a renewal application, the licensee shall tender to the City an annual license fee in an amount established by resolution. The annual license fee is in addition to the initial application fee required pursuant to § 123.10. The annual license fee shall be paid on the basis of a full calendar year regardless of the date of issuance, and no proration or discount shall be given.

First Class Cities have also based their fees on differing factors such as a per capita system and charging based on the City's total population. Cities have also varied their annual licensing and renewal fees, and nowhere does it say these fees must be equal to one another. For example, the City of Brandon utilizes a \$1 per capita system for their Initial Licensing Fee (total is \$11,048). However, they have a set rate of \$5,000 for the Annual Licensing Renewal Fee pertaining to the active Initial License of a Medical Cannabis Establishment within their city. A comparison of all Initial Application, Initial Licensing, and Annual Renewal fees of First Class Cities within South Dakota is attached. The City has a right to decide what fee or style of fees best suit the community with regard to Medical Cannabis Establishment licensing.

Financial Consideration: The City is currently incurring all of the costs for public notice publishing and filing fees associated with each individual aspect of the application and licensing process. Each new applicant shall make arrangements with a law enforcement agency and submit to the fingerprinting process. The applicant must also provide to law enforcement payment to the South Dakota Division of Criminal Investigation and FBI in an amount necessary to cover the costs of the criminal record check. These actions must be taken by an applicant prior to publication of hearing notice required by South Dakota law. The applicant's completed application will be attached to the certification of the law enforcement agency when received. This is in addition to their payment of varying licensing and application fees.

Conclusion/Recommendations: Administration recommends that the City Council approve a resolution to establish fees for the Initial Application, the Initial Licensing, and Annual Renewal as determined to be appropriate.

City	Application Fee	Initial License Fee	Renewal Fee
Sioux Falls	\$25,000 \$1,500 (Testing Facilities)	\$50,000 \$5,000 (Testing Facilities)	\$25,000 (Annual) \$1,500 (Testing Facilities Annual)
Rapid City	\$1,500	\$3,500	\$5,000 (Annual)
Aberdeen	\$5,000 - \$25,000		
Brookings	\$5,000	\$5,000	\$5,000 \$1,000 (Late Fee)
Watertown	\$25,000 (\$22,500 will be refunded)	\$25,000	\$25,000
Mitchell	\$5,000	\$5,000	\$5,000 (Annual) \$5,000 (Transfer Fee) \$500 (Full Modification Fee) \$50 (Administrative Modification Fee)
Yankton	\$1,500	\$3,000	\$3,000
Pierre	\$5,000	\$5,000	\$5,000
Spearfish	\$5,000 (\$3,500 Refund)	\$5,000 (\$1,500 is from App.)	\$5,000
Vermillion			
Brandon	\$5,000	\$1 per Capita	\$5,000

\$11,048

Sturgis	\$7,500 (Includes Initial License Fee)		\$7,500
Harrisburg	\$5,000 (\$2,500 Refund)	\$5,000	\$5,000 (\$2,500 Refund)
Madison	\$1,500	\$1 per Capita \$6,474	\$1 per Capita \$6,474
Belle Fourche	(Included in License Fee)	\$30,000 (Includes App Fee)	\$10,000
Tea	Not Decided		
Huron	Not Decided		
Box Elder	NO RESPONSE		

Refunded = Refund if the license is denied

RESEARCH CURRENT AS OF SEPTEMBER 24, 2021

**RESOLUTION ESTABLISHING FEES FOR COSTS AND SERVICES PROVIDED BY
THE CITY OF VERMILLION IN THE PROCESS OF LICENSING MEDICAL
CANNABIS ESTABLISHMENTS**

WHEREAS, SDCL § 34-20G-60 defines the right for the City of Vermillion governing body to require local licenses, permits, or registration and to charge a fee for said licenses, permits, and registration; and

WHEREAS, Ordinance 1435 defines Medical Cannabis Establishment licensing regulations, §123.10 defining the process for application fees alongside §123.11 defining the process for annual licensing and renewal fees; and

WHEREAS, applicants in the City of Vermillion with interest in the Medical Cannabis industry may request a license to operate an establishment in the City; and

WHEREAS, a party requesting a license must complete the application process; and

WHEREAS, the City Finance Officer and Chief of Police are responsible for assisting with the application process, accepting all information alongside payments, and generating a license for said businesses; and

WHEREAS, the City of Vermillion provides services and incurs costs for the process of an application in a licensing request; and

WHEREAS, there is an Initial Application Fee, Initial Licensing Fee, and Annual Renewal Fee paid to the City of Vermillion associated with each approved Medical Cannabis Establishment licensing request; and

WHEREAS, the requesting parties receive approval to operate and manage Medical Cannabis Establishments within the City of Vermillion.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the City of Vermillion, South Dakota, at a regular meeting thereof in the Council Chambers of said City at 7:00 p.m. on the 4th day of October, 2021, that an Initial Application Fee of \$XXX, an Initial Licensing Fee of \$XXX, and an Annual Renewal Fee of \$XXX be established.

Dated at Vermillion, South Dakota this 4th day of October, 2021.

THE GOVERNING BODY OF THE CITY
OF VERMILLION, SOUTH DAKOTA

By _____
Kelsey Collier-Wise, Mayor

ATTEST:

By _____
Katie E. Redden, Finance Officer

Approved: October 4, 2021
Published: October 15, 2021
Effective: November 5, 2021

DRAFT

Council Agenda Memo

From: Katie Redden, Finance Officer
Meeting: October 4, 2021
Subject: Resolution to Change Storm Drainage Fee
Presenter: Katie Redden

Background: The storm drainage fund was created in 1992 whereby all real property within the city is charged an annual fee for the operation, maintenance, and capital improvements of the storm sewer and drainage system. The fee is based on the lot area, a runoff-weighting factor, and the unit financial charge. The fee is collected by the County as part of the property tax collection process.

Discussion: In 2021, the City is projected to receive approximately \$281,415 from this fee. With the proposed increase, the City is projected to collect \$290,900 in 2022. Due to the cost of storm water projects and the rate of collection, the City has historically collected storm drainage fees for a couple of years before funding a project. In 2021, the budget includes \$1,130,420 for the City share of the drainage improvement project along Highway 50, \$34,000 for Roosevelt Street storm drainage, \$88,943 for Bliss Pointe storm drainage and \$156,000 for the downtown improvement project. The funding for the Highway 50 project will be a combination of Community Development Block Grant Funds, SRF loan funds, SD Department of Transportation, and storm drainage fee reserves. In the 2022 budget, the main project budgeted is to improve storm drainage from Jefferson and Cherry Streets north to the Highway 50 ditch and some minor repairs and projects.

During the budget review, a fee increase was discussed and was included in the recently adopted 2022 budget. Increasing the fee will help generate revenue to pay the increasing costs of projects related to storm drainage.

Financial Consideration: The proposed increase in the fee is 3.4%. By increasing the fee, this amount will generate just over \$9,485 in additional revenue for 2022. A single-family home on a lot of 10,000 square feet would see their annual fee change from \$33.38 to \$34.50 with this proposal.

Conclusion/Recommendations: Administration recommends adoption of the resolution to increase the storm drainage fee.

RESOLUTION TO CHANGE STORMDRAINAGE FEE

WHEREAS, Section 53-135 of the 2008 Revised Ordinances of the City of Vermillion allows the City Council to change the city wide property drainage fee; and

WHEREAS, during the annual budget process it was determined additional revenue would be needed for future storm drainage projects.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the City of Vermillion, South Dakota, at a regular meeting thereof of said City at 7:00 p.m. on the 4th day of October 2021 that the fee be changed as follows:

The unit financial charge shall be ~~\$0.000445~~ \$0.000460.

Dated at Vermillion, South Dakota this 4th day of October, 2021.

THE GOVERNING BODY OF THE CITY
OF VERMILLION, SOUTH DAKOTA

BY _____
Kelsey Collier-Wise, Mayor

ATTEST:

BY _____
Katie E Redden, Finance Officer

Approved: October 4, 2021
Published: October 15, 2021
Effective: November 4, 2021

RESOLUTION TO CHANGE STORMDRAINAGE FEE

WHEREAS, Section 53-135 of the 2008 Revised Ordinances of the City of Vermillion allows the City Council to change the city wide property drainage fee; and

WHEREAS, during the annual budget process it was determined additional revenue would be needed for future storm drainage projects.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the City of Vermillion, South Dakota, at a regular meeting thereof of said City at 7:00 p.m. on the 4th day of October, 2021 that the fee be changed as follows:

The unit financial charge shall be \$0.000460.

Dated at Vermillion, South Dakota this 4th day of October, 2021.

THE GOVERNING BODY OF THE CITY
OF VERMILLION, SOUTH DAKOTA

BY _____
Kelsey Collier-Wise, Mayor

ATTEST:

BY _____
Katie E Redden, Finance Officer

Approved: October 4, 2021
Published: October 15, 2021
Effective: November 4, 2021

Council Agenda Memo

From: Jose Dominguez, City Engineer

Meeting: October 4, 2021

Subject: Amendment to Consultant Agreement with Stockwell Engineers for Redesign of Transition Areas, Additional Inspections Regarding Basement Protrusions and Openings, and Extension of Deadline for Construction Project

Presenter: Jose Dominguez

Background: Since 2004, the businesses in downtown Vermillion and the City have been working to improve the Main Street area. Besides improving building facades and the additions of the Pocket Park and Ratingen Platz, the community has been working to complete a streetscape project that would tie Main Street together and serve as a framework to showcase the downtown area.

In January 2020, the City created the Business Improvement District #2 (BID). This BID was created with the intent to provide a funding mechanism and to bring forward a streetscape plan for downtown Vermillion. The BID #2 Board is comprised of four downtown business owners and one downtown resident.

The City entered into a contract with Stockwell Engineers (Stockwell) for the design and development of the construction documents on April 20, 2020. On March 1, 2021 the City amended the original contract with Stockwell to allow for construction administration and staking of the Main Street Streetscape project.

Discussion: The original agreement with Stockwell covered the costs associated with surveying the project area, designing the desired project, creating the construction documents, and bidding the project. The cost to complete these items was \$250,818. This included a \$12,500 amendment to the original design of the project. The amendment covering the construction administration and staking was for \$294,786. The amendment to the original design and the construction administration were both approved on March 1st.

The amendment being considered is for changes associated with the redesign of the transition areas adjacent to the new sidewalks. The finished elevations on the project were modified to reduce the areas that had a slope greater than 15% in the transition areas. The amendment also includes payment for additional inspections needed to address the ten unknown basement openings that protruded into the right-of-way. Additionally, Stockwell is asking to increase their fee to account for the one month construction extension given to the contractor to complete the construction project.

Following is a table explaining the existing costs, and those included in the amendment.

Original Agreement (April 20, 2020)	\$238,318
Amendments Approved on (March 1, 2021):	\$307,286
Amendments being considered:	\$74,700
Total Costs (original and amendments)	\$620,304

Financial Consideration: Based on the construction contract, construction amendments, and consultant costs, the total cost of the project will be \$3,740,155.84. This includes ALL of the consultant costs (design, staking, and construction administration). This total cost of the project will be paid through various City funds, and money collected through the BID. The funds being used include, 2nd Penny fund, Stormwater fund, STIP fund, and Light and Power fund. Additionally, the City will be using General Fund reserves created from the CARES Act to pay for a portion of the project.

Conclusion/Recommendations: Staff recommends approving the amendment to the agreement with Stockwell Engineers.

Council Agenda Memo

From Jose Dominguez, City Engineer

Meeting: October 4, 2021

Subject: Grant Offer for Airport Improvement Program (AIP) Project No. 3-46-0056-015-2020 at Harold Davidson Field (for response to the COVID-19 pandemic)

Presenter: Jose Dominguez

Background: The FAA, through the Coronavirus Response and Relief Supplemental Appropriations Act (CRRSAA), allocated funding to be awarded as economic relief to eligible U.S. airports affected by the COVID-19 pandemic. The federal funding will go to the State, which through the SD Department of Transportation (DOT), will be made available to the City for reimbursement eligible expenses.

Discussion: The DOT has presented the enclosed agreement that will allocate \$13,000 to the City for eligible airport expenses. The term of the agreement is for 4 years from the date it is signed by the DOT. Staff will discuss with the DOT on which airport related items the money can be used for. Possible projects are the new entry gate mechanism for the main airport gate, or to cover a portion of the design cost for the 2024 construction of an automated weather observing system (AWOS).

Financial Consideration: There is no cost to the City at this point, and the City will be reimbursed for up to \$13,000 of eligible airport expenses over the next few years.

Conclusion/Recommendations: Administration recommends allowing the Mayor to sign the SD DOT agreement Project No. 3-46-0056-016-2021 at Harold Davidson Field.

Additionally, the FAA has requested that the City Council allow the Mayor or Council President to sign all future documents related to agreement 3-46-0056-016-2021. This would expedite the process with the State, and FAA, to receive future reimbursements associated with this project.

CITY OF VERMILLION
 INVOICES PAYABLE-OCTOBER 4, 2021

1 ALKOTA CLEANING SYSTEMS INC	FUEL FILTER	15.96
2 AMAZON BUSINESS	SUPPLIES	96.11
3 APPEARA	SHOP TOWELS	45.68
4 ARAMARK UNIFORM SERVICES	UNIFORM CLEANING	663.76
5 BEST WESTERN RAMKOTA	LODGING	1,007.91
6 BILL BROWN	MOWING	270.00
7 BLACK CLOVER ENTERPRISES	MERCHANDISE	846.00
8 BLACKSTONE PUBLISHING	BOOKS	233.77
9 BLUE360 MEDIA	BOOKS	92.82
10 BORDER STATES ELEC SUPPLY	WORK SHIRTS	151.31
11 BOUND TREE MEDICAL, LLC	SUPPLIES	3,076.11
12 BOYER TRUCKS	REPAIRS	2,606.44
13 BUTLER MACHINERY CO.	REPAIRS	1,260.00
14 C & B OPERATIONS, LLC	FUEL FILTERS	139.50
15 CANFIELD BUSINESS INTERIORS, LLC	PANELS	1,582.58
16 CAPITAL ONE	CHARGES	873.25
17 CASK & CORK	MERCHANDISE	834.00
18 CHAMBERLAIN OIL CO	OIL	2,074.05
19 CITY OF VERMILLION	POSTAGE/COPIES	1,035.38
20 CITY OF VERMILLION	UTILITY BILLS	44,553.15
21 CLARK'S RENTALS INC	SUPPLIES	85.00
22 CLEVELAND GOLF	MERCHANDISE	279.96
23 COLONIAL LIFE ACC INS.	INSURANCE	3,217.84
24 CORE & MAIN LP	PARTS	2,818.43
25 CORNHUSKER INTERNATIONAL TRUCK	REPAIRS	489.98
26 CROSSROADS HOTEL & CONVENTION CTR	LODGING	551.94
27 CURT HAAKINSON	MEALS REIMBURSEMENT	60.00
28 D-P TOOLS	LUG NUT SOCKET SET	111.18
29 DAKOTA BEVERAGE	MERCHANDISE	13,511.36
30 DAKOTA PC WAREHOUSE	COMPUTER/MONITOR	1,209.94
31 DELTA DENTAL PLAN	INSURANCE	6,265.50
32 DEMCO	SUPPLIES	386.20
33 DENNIS MARTENS	MAINTENANCE	833.34
34 DGR ENGINEERING	PROFESSIONAL SERVICES	232.50
35 DUBOIS CHEMICALS	SODA ASH	6,987.75
36 ECHO ELECTRIC SUPPLY	SUPPLIES	1,657.32
37 EQUIPMENT BLADES INC	PARTS	933.04
38 ERICKSON SOLUTIONS GROUP	PROFESSIONAL SERVICES	1,409.40
39 FARNER BOCKEN COMPANY	SUPPLIES/MERCHANDISE	940.35
40 FOREMAN MEDIA	COUNCIL MTG/TRAINING	200.00
41 FRED BALLEWEG	MEALS REIMBURSEMENT	60.00
42 GRAHAM TIRE CO.	TIRES	2,212.78
43 GRAINGER	MOTOR	223.66
44 GRAYMONT (WI) LLC	CHEMICALS	4,222.68

45 GREGG PETERS	RENT	937.50
46 HAMILTON MEDICAL	EQUIPMENT	23,437.24
47 HANSEN LOCKSMITHING	REPAIRS	156.50
48 HEIMAN FIRE EQUIPMENT	PARTS	1,817.05
49 HIGH POINT NETWORKS	PROFESSIONAL SERVICES	87.50
50 HY VEE FOOD STORE	CATERING	750.00
51 INGRAM	BOOKS	964.62
52 JACKS UNIFORM & EQPT	COMMENDATION BARS	1,778.25
53 JOHN A CONKLING DIST.	MERCHANDISE	2,918.00
54 JOHNSON BROTHERS OF SD	MERCHANDISE	14,850.92
55 JONES FOOD CENTER	SUPPLIES	141.67
56 JOYCE BENSON	REFUND AMBULANCE OVERPMT	514.77
57 KNOEPFLER CHEVROLET	REPAIRS	724.92
58 LAYNES WORLD	PLAQUE/PLATE	56.46
59 LEISURE LAWNS, LLC	TREATMENT	57.00
60 LOFFLER	COPIER CONTRACT/COPIES	72.00
61 MALLOY ELECTRIC	PARTS	438.31
62 MART AUTO BODY	TOWING	225.00
63 MATHESON TRI-GAS, INC	MEDICAL OXYGEN	560.28
64 MEDICAL WASTE TRANSPORT, INC	HAUL MEDICAL WASTE	357.94
65 MIDLAND CONTRACTING, INC	STORM SEWER INSTALLATION	736,506.30
66 MIDWEST ALARM CO	ALARM MONITORING	683.82
67 MIDWEST READY MIX & EQUIPMENT	LANDSCAPE ROCK/FLOWABLE FILL	1,825.50
68 MIDWEST TURF & IRRIGATION	PARTS	296.25
69 MISSOURI VALLEY MAINTENANCE	REPAIRS	1,215.45
70 MOBOTREX MOBILITY & TRAFFIC	PARTS	542.00
71 MSC INDUSTRIAL SUPPLY CO	SUPPLIES	122.62
72 NATIONAL FIRE PROTECTION ASSOC.	OPEN HOUSE SUPPLIES	314.15
73 NCL OF WISCONSIN, INC	CHEMICALS	829.90
74 NETSYS+	SUBSCRIPTION	484.50
75 O'REILLY AUTO PARTS	PARTS	556.07
76 OLSON SOD FARMS	SOD	555.00
77 PCC, INC	COMMISSION	3,168.63
78 PING/KARSTEN MFG CORP	MERCHANDISE	477.17
79 POMPS TIRE SERVICE, INC.	TIRES	7,804.42
80 PRAIRIE BERRY WINERY	MERCHANDISE	438.00
81 PRESSING MATTERS	SUPPLIES	789.00
82 PRESTO-X-COMPANY	INSPECTION/TREATMENT	125.00
83 QUALITY EQUIPMENT AND SERVICE	PARTS	1,500.00
84 QUILL	SUPPLIES	184.53
85 REDI TOWING	TOWING	75.00
86 REPUBLIC NATIONAL DISTRIBUTING	MERCHANDISE	3,388.87
87 ROUNDS CONSTRUCTION	LANDFILL CELL 6	162,063.94
88 RS PLUMBING SERVICES	REPAIRS	85.00
89 RUNNING SUPPLY, LLC	SUPPLIES	622.21
90 SANFORD HEALTH OCCUPATIONAL	TESTING	279.00
91 SANFORD USD MEDICAL CENTER	SUPPLIES	266.47

92 SANITATION PRODUCTS INC	REPAIRS	1,511.44
93 SCHWARTZLE CONSTRUCTION LLC	DOWNTOWN STREETScape	771,797.38
94 SD DEPT OF HEALTH	TESTING	155.00
95 SD RETIREMENT SYSTEM	CONTRIBUTIONS	59,993.62
96 SD STATE POETRY SOCIETY	MEMBERSHIP DUES	35.00
97 SERVICE MASTER OF SE SOUTH DAKOTA	CUSTODIAL	3,827.04
98 SHANE GRIESE	MEALS REIMBURSEMENT	60.00
99 SHOWCASES	SUPPLIES	199.26
100 SOOLAND BOBCAT	REPAIRS/TIRES	2,807.57
101 SOUTHERN GLAZER'S OF SD	MERCHANDISE	3,401.69
102 STERN OIL CO.	SUPPLIES	507.10
103 STEWART OIL-TIRE CO	REPAIRS	80.00
104 STUDIO B'S	POLICE CAR DECALS	860.00
105 STURDEVANTS AUTO PARTS	PARTS	238.81
106 SYNCB/AMAZON	DVD/BOOKS/SUPPLIES	434.79
107 TAYLOR MADE	MERCHANDISE	954.08
108 TELEFLEX LLC	SUPPLIES	909.50
109 THE LUMBERYARD LLC	PREMIX CEMENT	17.96
110 THE UPS STORE #6751	SHIPPING	13.86
111 TITLEIST-ACUSHNET COMPANY	MERCHANDISE	555.66
112 UL LLC	ANNUAL AERIAL INSPECTION	2,695.00
113 UNITED LABORATORIES	SUPPLIES	358.80
114 UNITED WAY	CONTRIBUTIONS	25,634.50
115 UNUM LIFE INSURANCE COMPANY	INSURANCE	1,473.04
116 UTILITY EQUIPMENT CO.	SUPPLIES	271.83
117 VALIANT VINEYARDS	MERCHANDISE	85.00
118 VAST BROADBAND	E911 CIRCUIT	1,365.50
119 VERIZON WIRELESS	CELL PHONES/IPAD ACCESS	2,953.64
120 VERMILLION ACE HARDWARE	SUPPLIES	945.89
121 VERMILLION FORD	REPAIRS	1,260.47
122 VISA/FIRST BANK & TRUST	CHARGES	7,032.82
123 WALT'S HOMESTYLE FOODS, INC	MERCHANDISE	34.80
124 YANKTON FIRE & SAFETY	EXTINGUISHER RECHARGE	326.00
125 YANKTON JANITORIAL SUPPLY	SUPPLIES	142.00
126 ZIMCO SUPPLY CO	SUPPLIES	2,139.50
	GRAND TOTAL	\$1,981,481.21