

January 2, 2018

The Board of County Commissioners met in regular session Tuesday, January 2, 2018 at 9:00 a.m. Members present: Travis Mockler, Phyllis Packard, Leo Powell, Micheal Manning, and Richard Hammond.

Packard moved, seconded by Hammond and carried to approve the agenda.

Minutes of the December 28, 2017 meeting were approved with a motion by Manning, seconded by Packard and carried.

Powell moved, seconded by Manning and carried to adjourn and reconvene to reorganize for the ensuing year.

County Auditor Carri Crum called the meeting to order. The Auditor called for nominations for Chairperson. Powell moved, seconded by Packard to nominate Travis Mockler as Chairperson. Manning moved, seconded by Packard to cease nominations and cast a unanimous ballot for Mockler. All voted aye; motion passed.

With Chairman Mockler presiding, the following proceedings were held.

The Chairman called for nominations for Vice Chairperson. Powell moved, seconded by Hammond to nominate Phyllis Packard as Vice Chairman. Powell moved, seconded by Hammond to cease nominations and cast a unanimous ballot for Packard. All voted aye; motion passed.

Powell moved, seconded by Packard and carried to adopt Modern Addition of Robert's Rules of Order Original 1876 Edition by Major Henry M. Robert Completely Revised by Darwin Patnode, Ph.D. as on file with the Auditor, no restrictions on the Chair, and minutes not to record motions not seconded.

Powell moved, seconded by Packard and carried to approve the following appointments. Layne Stewart as Emergency Management Director for a one-year term expiring 1/7/2019, Rodney Polley as Highway Superintendent for a two-year term expiring 1/6/2020, Commissioner Mockler to Fair Board, Commissioner Packard as member of the Executive Board of SECOG, Commissioner Packard to Board of Directors of the Clay County Youth Trust Fund and the Youth Service Council, Commissioner Mockler to the Zoning Board, Dr. Dendinger as County Health Officer, Bruce Plate to Public Safety Board for a three-year term expiring 12/31/20, Commissioner Hammond as member to the Southeast Regional Detention Authority Steering Committee, Commissioner Packard to the Joint Landfill Advisory Board, Commissioner Manning to the VCDC, Commissioner Manning to Vermillion Now Advisory Council, the Chairman and Vice-Chair to the ICAP Committee, and Commissioner Hammond to the Clay County Park Board.

Powell moved, seconded by Packard and carried to designate the Vermillion Plain Talk and the Tri-County news as the official legal newspapers.

Manning moved, seconded by Powell and carried to designate the front door of the Courthouse as the place for holding foreclosure sales.

Packard moved, seconded by Hammond and carried to designate First Bank & Trust, Bank of the West, CorTrust Bank/Vermillion, First Dakota National, Wells Fargo Bank/Vermillion, First Premier Bank/Wakonda, SD FIT, and Vermillion Federal Credit Union as the official depositories.

Pursuant to SDCL 28-17-4, Powell moved that on county burials the funeral director in charge shall furnish casket and outside container and conduct the funeral services in customary manner and the County shall allow the funeral director for merchandise and such services rendered a sum of \$1900 (complete costs) which includes vault and opening and closing of the grave. Motion seconded by Packard and carried.

Powell moved, seconded by Packard and carried that, pursuant to regulations adopted by the State Board of Finance which provide for rates in connection with travel reimbursement, the mileage be set at \$.42 per mile, and if the state raises mileage during the year the County will follow suit; rates for meals set at \$32.00 per day (Breakfast \$6.00, Noon \$11.00, Evening \$15.00).

Powell moved, seconded by Packard and carried that the allowance per diem for the Commissioners appointed to serve on all Boards outside of the normal County Commission Meetings as well as the per diem for Planning & Zoning Commission members be set at \$25.00 plus mileage.

Manning moved, seconded by Hammond and carried to approve fees for boarding prisoners for other counties at \$60 per day with the exception of Turner and Lincoln Counties which are under contract for \$55 per day, fees for housing work release prisoners at \$20 per day, and daily boarding rate at \$15 per day, adult electronic GPS monitoring at \$20 per day, juvenile electronic GPS monitoring at \$10 per day, applicant fingerprinting at \$15 per 2 cards, accidents reports at \$2 per page, and other reports or printing e-mailed civil process to serve at \$1 per page.

Manning moved, seconded by Packard and carried to hold Commission meetings the first, second and last Tuesday of each month.

Powell moved, seconded by Hammond and carried to approve SD Public Assurance Alliance as the County's liability insurance and SDML for worker's compensation insurance.

Hammond moved, seconded by Packard and carried to approve worker's compensation insurance coverage for all election workers as listed on file in the Auditor's Office and Sheriff's Reserve Deputies (currently Shawn Fick, Matt Olson, and Kay Luther).

Packard moved, seconded by Powell and carried to pass and adopt the following Resolution #2018-01 for Establishment of Election Precincts/Polling Places for 2018.

RESOLUTION #2018-01
Establishment of Election Precincts/Polling Places for 2018

WHEREAS, the Board of County Commissioners in and for the County of Clay shall establish election precincts and polling places.

NOW THEREFORE BE IT RESOLVED, that hereinafter described precincts and polling places be hereby established.

Rural Ward #1: SESD Experimental Farm, 29974 University Rd., Beresford, SD
Rural Ward #2: Senior Citizens Center, 119 Ohio St., Wakonda, SD
Rural Ward #3: 4-H Center/Fairgrounds, 515 High St., Vermillion, SD
Vermillion City-All Precincts: National Guard Armory, 603 Princeton St., Vermillion, SD (Central 1 & 2/Northeast 1 & 2/Northwest 1 & 2/Southeast 1 & 2)

Commissioner Packard moved the adoption of the foregoing resolution. Motion seconded by Commissioner Powell.

Vote of Commission: Mockler Aye, Packard Aye, Powell Aye, Manning Aye, Passick Aye.

Upon which voting the resolution was declared passed and adopted.

Dated at Vermillion, South Dakota this 2nd day of January, 2018.

Board of County Commissioners
Clay County, South Dakota

ATTEST:

Carri R. Crum, County Auditor

Packard moved, seconded by Powell and carried to pass and adopt the following Resolution #2018-02 for Establishment of Precinct Election Officials Fees for 2018.

RESOLUTION #2018-02
Precinct Election Officials Fees for 2018

WHEREAS, SDCL 12-15-11 made it the responsibility of the County Commissioners of each county to set the fee for precinct election officials of all units of government in the county.

THEREFORE, BE IT RESOLVED, that the fee for precinct election officials in Clay County be set at \$150.00, and election superintendent at \$175.00, for each election.

BE IT FURTHER RESOLVED, that pursuant to SDCL 12-15-7 such election officials be allowed a fixed fee for attendance at a meeting called by the County Auditor for instruction on election laws and the duties of the judges and clerks of election as follows: \$25.00 compensation for election officials residing within ten (10) miles from the county seat and \$30.00 for officials residing outside the ten (10) miles from the county seat.

BE IT FURTHER RESOLVED, that there will be one cell phone provided by one precinct worker per polling place and a \$5.00 fee will be issued for the usage of the phone for only that day.

BE IT FURTHER RESOLVED that the person delivering the poll-books and ballot boxes to the County Auditor's Office at the county seat shall receive the county rate for mileage as established pursuant to SDCL 7-7-24, for miles necessarily traveled in going to and returning from making the delivery (SDCL 12-15-11). The county rate for mileage is .42 cents per mile.

Commissioner Packard moved the adoption of the foregoing resolution. Motion seconded by Commissioner Powell.

Vote of Commission: Mockler Aye, Packard Aye, Powell Aye, Manning Aye, Passick Aye.

Upon which voting the resolution was declared passed and adopted.

Dated at Vermillion, South Dakota this 2nd day of January, 2018.

Board of County Commissioners
Clay County, South Dakota

ATTEST:

Carri R. Crum, County Auditor

At 9:32 a.m., Powell moved, seconded by Manning and carried to adjourn and convene as Clay County Ditch Board.

Manning moved, seconded by Packard and carried to approve an invoice from the Clay County Highway Department in the amount of \$623.00 for a culvert on Lateral 2A.

Powell moved, seconded by Packard and carried to set February 13, 2018 at 1:00 p.m. as the date and time for the annual joint ditch board meeting with Yankton County at Toby's Lounge in Meckling.

At 9:35 a.m., Powell moved, seconded by Packard and carried to adjourn and reconvene as Board of Clay County Commissioners.

Packard moved, seconded by Manning and carried to authorize the Chairman to sign the SD Public Assurance Alliance Intergovernmental Contract.

At 9:37 a.m. Manning moved, seconded by Packard and carried to adjourn and reconvene Tuesday, January 9, 2018 at 9:00 a.m.


Travis Mockler, Chairman
Board of County Commissioners

ATTEST: 
Carri R. Crum, County Auditor

January 9, 2018

The Board of County Commissioners met in regular session Tuesday, January 9, 2018 at 9:00 a.m. Members present: Travis Mockler, Phyllis Packard, Leo Powell, Micheal Manning, and Richard Hammond.

Packard moved, seconded by Powell and carried to approve the agenda with the addition of discussion regarding White St. in Burbank.

Minutes of the January 2, 2018 meeting were approved with a motion by Manning, seconded by Hammond and carried.

Rod Polley, Highway Superintendent, met with the Board to discuss highway matters. The Board considered fuel quotes. Packard moved, seconded by Hammond and carried to accept the low bid of \$2.30/gallon from Jerry's Service for 1,200 gallons (+/-) of 50/50 blend diesel fuel at the Wakonda shop. Packard moved, seconded by Manning and carried to accept the low bid of \$1.35/gallon from Country Pride Coop for propane at the Wakonda and Vermillion shops.

Polley discussed the purchase of a Freightliner truck chassis from I-State Truck Center in Sioux Falls. Powell moved, seconded by Hammond and carried to authorize Polley to purchase a 2019 Freightliner with a pusher axle for \$117,190 using the state bid.

Powell moved, seconded by Packard and carried to declare surplus and authorize the sale of old scrap iron and aluminum from the highway shop to the highest quoted offer.

Polley presented a noxious weed agreement on behalf of Weed Supervisor Dennis Ganschow. Powell moved, seconded by Packard and carried to authorize the Chairman to sign the agreement as presented.

Manning moved, seconded by Powell and carried to authorize the following claims for payment. January Bills: (Professional Services and Fees) Avera University \$102.83; Drain Masters, Inc. \$231.00; FedEx \$62.18; Katterhagen, Mark \$36.00; KCH Law \$126.78; Lewis & Clark Behavior \$320.00; Lewno, Luille M \$387.71; Lincoln County Treasurer \$.80; Lockwood, Darcy \$36.00; Mid-State Org. Crime \$100.00; Nationwide Mutual \$100.00; Netsys Plus, Inc. \$204.50; Pharmchem, Inc. \$1,125.00; Proefrock, Robert \$165.00; Satellite Tracking \$256.75; SD Dept of Health Lab \$605.00; SD Sheriff's Assn \$915.92; Yankton Co Sheriff \$50.00 and Yankton Medical Clinic \$358.06; (Other Professional Service) City of Vermillion \$1,660.00 and Schaefer, Dean \$156.00; (Mental Health) Dept of Revenue \$60.00; SD Achieve \$180.00; Sesd Activity Cntr \$360.00 and Dept of Revenue \$250.00; (Publishing) Broadcaster Press \$502.77 and The Equalizer \$84.00; (Rentals) Schneider Corporation \$2,115.00; Buhls Drycleaners \$24.00; Century Business Products \$103.85; Drain Masters, Inc. \$306.00; Kalins Indoor Comfort \$160.40; Office Systems Company \$245.00; Paul's Plumbing, Inc. \$246.37; Schneider Corporation \$6,850.00 and State Bar of SD \$830.00; (Repairs and Maintenance) Mantron, Inc. \$1,527.17; (Date Processing) Mastel, Bruce \$35.00; (Laterals 2A & 2B Expense) Clay Co Highway Dept. \$623.00; (Supplies and Materials) A & B Business \$175.61; Allied Oil & Supply \$2,537.20; Appeara \$60.30; Boyer Trucks SF Inc. \$362.91; Brunick Service, Inc. \$28.00; Campbell Supply Co. \$256.30; D-Ware Inc. \$4,500.00; FedEx \$38.83; Herren-Schempp \$1,171.53; Lawson Products, Inc. \$97.33; Marco \$261.90; Mark's Machinery \$147.46; McLeod's Printing \$752.55; Mills & Miller, Inc

\$3,422.79; Nothern Safety Co \$319.75; Office Systems Company \$144.21; Orr Farm Supply \$20.09; Plain Talk \$78.00; Pressing Matters \$72.00; SD Assn of Weed & Pest \$50.00; Stewart Oil & Tire \$140.91; Sturdevant's Auto Part \$572.36; Vermillion Ace Hardware \$90.99; Vermillion Federal \$582.96; Vermillion Federal \$645.20 and Wheelco Brake and Supply \$701.22; (Travel and Conference) SD Assn of Co Weed Brd \$265.00; SDAAO \$225.00; SDACHS \$50.00; SDSU Extension Service \$117.47; Steinley Real Estate \$380.00 and Vermillion Federal \$150.00; (Utilities) Anders, Jeffrey \$180.00; Armstrong, Aaron \$120.00; Bureau of Administration \$102.84; City of Vermillion \$126.77; Clay Rural Water System \$43.60; Clay Union Electric Co. \$649.50; County Pride Coop \$1,485.55; How, Andy \$180.00; Husby, Tiffany \$180.00; Kyte, David \$180.00; MidAmerican Energy \$944.83; Midco Business \$312.67; Pederson, Paul \$180.00; Smith, Michael \$180.00; Umscheid, Noah \$180.00; Vermillion Garbage Svc \$60.00; Wakonda Town \$66.90 and West, Jerami \$180.00; (Payment) Dept of Revenue \$1,545.00; Quality Motors \$46.96; Sanford Health Clinic \$1,300.00; SD Council of Govts. \$11,810.00 and Vermillion Federal \$119.16; (Books) Thomson Reuters – West \$286.13; (Furniture and Minor Equipment) A & B Business \$221.29; Coyote Enterprise LLC \$141.68; Microfilm Imaging Syst \$150.00 and Netsys Plus, Inc. \$1,050.00.

The Board tabled appointment of Dr. Mortinsen as County Health Officer in order to allow more time for research into duties of the position.

Packard moved, seconded by Manning and carried to appoint Monica Iverson to the Clay County Historic Preservation Commission.

The Veterans, Welfare, and Zoning December and year end activity reports and the following Auditor's Account with the County Treasurer report were accepted and placed on file.

Sheriff Andy Howe and Scott Fettig of Klein McCarthy Architects met with the Board to discuss a building study. Fettig explained the scope of the potential study, which could help the County determine what may need to be done to remedy jail space issues, Courthouse office space, building security, lifespan of mechanical systems, and identify potential future building repairs, etc. Powell briefly discussed with Sheriff Howe the idea of building a regional jail.

Fettig discussed inmate population trends. Hammond asked if the trends factor in other data, and Fettig said the professionals conducting the survey would have discussions with the court systems, etc., to consider factors additional to the inmate population data.

Mockler and Fettig discussed the timeline of the study, and Fettig said he would like to present results by the first week in March.

Manning and Mockler talked with Fettig about the services to be provided by TLM Correctional Consultants. State's Attorney Alexis Tracy asked if there is any room for movement on price of the services quoted. Fettig said he does not see a gigantic movement, but he can see if there are any pieces where any potential cost savings might be possible, or possibly include other counties' inmate data.

Packard said, although the quote appears extremely thorough, it does bother her that the County has not received any other quotes. Howe said he spoke to another firm who walked through and e-mailed him a scope of work, and he has yet to receive a price proposal. He said he spoke to a person from the National

Institute of Corrections who said that the price quote from Klein McCarthy Architects is in the right neighborhood. Howe said he also independently sought references for Klein McCarthy Architects and contacted Stevens County, MN, who spoke about the services that the firm provided to them and gave a good reference.

Mockler asked John Prescott, Vermillion City Manager, if this is something the County should speak to City Council about. Prescott said the Council was willing to entertain helping support part of the space needs assessment for the dispatch center and police department.

Packard moved, seconded by Powell to authorize the Chairman to sign the contract. Manning said he would like the State's Attorney to review the contract prior to signing the contract. The Board asked Prescott when they should meet with the City. Prescott said he would let the Chairman know which agenda the topic might appear on. Packard asked Layne Stewart, Emergency Management Director and Grant Coordinator, if there might be any grants available, to which Stewart said there have been restrictions on grants for construction and there is not likely anything available for a study. The Chairman asked for a vote of the Board. All voted aye; motion passed.

At 10:09 a.m., Powell moved, seconded by Packard and carried to enter an Executive Session for legal matters per SDCL 1-25-2.

Packard excused herself from the meeting at 10:27 a.m.

At 11:30 a.m., Manning moved, seconded by Powell and carried to exit the Executive Session.

The Board discussed a petition to re-open White St. in Burbank with State's Attorney Alexis Tracy.

At 11:33 a.m., Manning moved, seconded by Powell and carried to adjourn and reconvene Tuesday, January 30, 2018 at 9:00 a.m.



Travis Mockler, Chairman
Board of County Commissioners

ATTEST:



Carri R. Crum, County Auditor

January 30, 2018

The Board of County Commissioners met in regular session Tuesday, January 30, 2018 at 9:00 a.m. Members present: Travis Mockler, Phyllis Packard, Leo Powell, Micheal Manning; Richard Hammond was absent.

Powell moved, seconded by Manning and carried to approve the agenda.

Minutes of the January 9, 2018 meeting were approved with a motion by Manning, seconded by Packard and carried.

Andy Howe, Sheriff, appeared during Visitors to be Heard to report on the jail overcrowding situation and said that the women inmates are being boarded at another county's jail because Clay County does not have space for them. Alexis Tracy, State's Attorney, discussed the increased costs to the county for mileage charged by court appointed attorneys who need to meet with their clients. Howe also discussed the increased cost of transporting inmates as well as the boarding fees.

Rod Polley, Highway Superintendent, met with the Board to discuss highway matters. He discussed the purchase of a 2018 Caterpillar Wheel Loader to replace the county's 1985 model. Powell moved, seconded by Packard and carried to authorize Polley to purchase the equipment as it was previously budgeted.

Manning moved, seconded by Packard and carried to accept the low bid of \$2.30/gallon from Country Pride Coop for 1600 gallons of 10% ethanol blend fuel.

The Board considered a Right-of-Way Application from Clay-Union Electric on 468 Ave. in Section 34, T94N, R51W. Manning moved, seconded by Packard and carried to approve the application and authorize the Chairman to sign it.

The Board considered a Right-of-Way Application from Clay-Union Electric on 309 St. in Section 36, T94N, R50W. Manning moved, seconded by Packard and carried to approve the application and authorize the Chairman to sign it.

Layne Stewart, Emergency Management Director, met with the Board to present the SLA Quarterly Report – FY2018. Powell moved, seconded by Packard and carried to authorize the Chairman to sign the report.

The Board considered an Application for Abatement in the amount of \$41.52 from Patricia Frazee for Lot 7, Block 54 of Snyder's Addition. Packard moved, seconded by Manning and carried to authorize the Chairman to sign the application.

Cynthia Aden, Zoning Administrator, met with the Board to present the following plats for approval.

Manning moved, seconded by Packard and carried to pass and adopt the following Resolution for plat of Tract 1, Merrigan Addition, in the S1/2 of Section 1, T92N, R52W, of the 5th P.M., Clay County, South

Dakota; Thomas Merrigan, Trustee of the Mary M. Merrigan Trust Dated November 9, 1995 and the Wayne Merrigan Trust Dated November 9, 1995, owner.

RESOLUTION #2018-03
RESOLUTION OF COUNTY COMMISSIONERS

WHEREAS it appears that the owners thereof have caused a plat to be made of the following described real property:

A plat of Tract 1, Merrigan Addition, in the S1/2 of Section 1, T92N, R52W, of the 5th P.M., Clay County, South Dakota; Thomas Merrigan, Trustee of the Mary M. Merrigan Trust Dated November 9, 1995 and the Wayne Merrigan Trust Dated November 9, 1995, owner.

Be it resolved that the Board of County Commissioners of said County has examined the same and that it appears that the system of streets set forth therein conforms to the system of streets of existing plats and section lines of said County, that adequate provision is made for access to adjacent un-platted lands by public dedication or section line when physically accessible, and that all provisions of the subdivision regulations of said County have been complied with, and that all taxes and special assessments, if any upon the tract or subdivision have been fully paid and that such plat and the survey thereof have been executed according to law, and the same is hereby accordingly approved.

Travis Mockler, Chairman
Board of County Commissioners

I, Carri R. Crum, County Auditor of Clay County, South Dakota do hereby certify that the within and foregoing is a true copy of the Resolution passed on January 30, 2018.

Carri R. Crum
County Auditor, Clay County, SD

Powell moved, seconded by Manning and carried to pass and adopt the following Resolution for plat of Tract 1, Benson Addition, in the S1/2 of the NE1/4 of Section 14, T92N, R53W, of the 5th P.M., Clay County, South Dakota; Joyce M. Benson, Trustee of the Benson Trust, U/T/D July 23, 2013, owner.

RESOLUTION #2018-04
RESOLUTION OF COUNTY COMMISSIONERS

WHEREAS it appears that the owners thereof have caused a plat to be made of the following described real property:

A plat of Tract 1, Benson Addition, in the S1/2 of the NE1/4 of Section 14, T92N, R53W, of the 5th P.M., Clay County, South Dakota; Joyce M. Benson, Trustee of the Benson Trust, U/T/D July 23, 2013, owner.

Be it resolved that the Board of County Commissioners of said County has examined the same and that it appears that the system of streets set forth therein conforms to the system of streets of existing plats and section lines of said County, that adequate provision is made for access to adjacent un-platted lands by public dedication or section line when physically accessible, and that all provisions of the subdivision regulations of said County have been complied with, and that all taxes and special assessments, if any upon the tract or subdivision have been fully paid and that such plat and the survey thereof have been executed according to law, and the same is hereby accordingly approved.

Travis Mockler, Chairman
Board of County Commissioners

I, Carri R. Crum, County Auditor of Clay County, South Dakota do hereby certify that the within and foregoing is a true copy of the Resolution passed on January 30, 2018.

Carri R. Crum
County Auditor, Clay County, SD

Powell moved, seconded by Manning and carried to pass and adopt the following Resolution for plat of Tract A, Heine Addition, in Lot A1 to Section 16, in Gov't Lot 1 of Section 22 and in Lot A to Section 22, All in T92N, R52W, of the 5th P.M., Clay County, South Dakota; Daniel J. Heine, Trustee of the Daniel Heine Living Trust Dated December 20, 2011, owner.

RESOLUTION #2018-05
RESOLUTION OF COUNTY COMMISSIONERS

WHEREAS it appears that the owners thereof have caused a plat to be made of the following described real property:

A plat of Tract A, Heine Addition, in Lot A1 to Section 16, in Gov't Lot 1 of Section 22 and in Lot A to Section 22, All in T92N, R52W, of the 5th P.M., Clay County, South Dakota; Daniel J. Heine, Trustee of the Daniel Heine Living Trust Dated December 20, 2011, owner.

Be it resolved that the Board of County Commissioners of said County has examined the same and that it appears that the system of streets set forth therein conforms to the system of streets of existing plats and section lines of said County, that adequate provision is made for access to adjacent un-platted lands by public dedication or section line when physically accessible, and that all provisions of the subdivision regulations of said County have been complied with, and that all taxes and special assessments, if any upon the tract or subdivision have been fully paid and that such plat and the survey thereof have been executed according to law, and the same is hereby accordingly approved.

Travis Mockler, Chairman
Board of County Commissioners

I, Carri R. Crum, County Auditor of Clay County, South Dakota do hereby certify that the within and foregoing is a true copy of the Resolution passed on January 30, 2018.

Carri R. Crum
County Auditor, Clay County, SD

Packard moved, seconded by Manning and carried to authorize the following claims for payment. Payroll for 2018 (All wages are listed per month unless otherwise noted.): Cynthia Aden \$4380.50, Jeff Anders \$4206.21, Aaron Armstrong \$3889.96, Marcie Armstrong \$2470.50, Jessica Beringer \$2912.03, Jay Bottolfson \$25.00/meeting, Cindy Carrington \$17.11/hour, Tracy Chamberlain \$2773.21, Laura Christensen \$3089.93, Carri Crum \$4824.17, Timothy Dooley \$16.53/hour, Jill Dotson \$3151.30, Joan Downey \$3062.58, Robert Eckman \$3294.54, Colleen Fickbohm \$3443.61, Dylan From \$15.74/hour, Dennis Ganschow \$24.30/hour, Marty Gilbertson \$25.00/meeting, Paul Halter \$17.31/hour, Richard Hammond \$1616.02, Brent Hays \$19.19/hour, Gloria Hensley \$14.25/hour, Ray Hofman \$19.43/hour, Andy Howe \$5949.00, Rhonda Howe \$3114.60, Joseph Hubert \$25.00/hour, Tiffany Husby \$4212.46, Cole Johnson \$16.53/hour, Nicole Klunder \$2912.03, Dave Kyte \$3889.96, Timothy Larson \$24.20/hour, Bill Manger \$2532.20, Linda Manning \$3291.86, Micheal Manning

\$1616.02, Frank (Rick) Martz \$25.41, Larry McPherson \$26.70/hour, Andrew Mendoza \$2864.42, Dylan Miller \$2864.42, Sarah Miller \$3089.93, Travis Mockler \$1728.65, Samantha Nelson \$1266.10, Kyle Ochsner \$15.74/hour, Jane Olson \$4824.17, Phyllis Packard \$1616.02, Paul Pederson \$4206.21, Ina Peterson \$4824.17, Anthony Pick \$16.53/hour, Rodney Polley \$5434.08, Catherine Powell \$4824.17, Leo Powell \$1616.02, Jerry Prentice \$25.00/hour, Robert Proefrock \$14.61/hour, Michael Smith \$3889.96, Layne Stewart \$4380.50, Dave Styles \$3701.89, Laura Sundet \$3207.28, Daniel Swensen \$24.86/hour, Mary Taggart \$3799.84, Rhonda Taggart \$2841.08, Philip Terwilliger \$5748.87, Austin Thompson \$15.74/hour, Alexis Tracy \$6913.08, Noah Umscheid \$3581.50, Timothy Vanderkooi \$25.41/hour, Patty Waage \$50.00/call, Linda Weber \$4090.96, Jerami West \$4420.27, Lisa Wood \$2773.21, Stacy Wuestewald \$50.00/call. January Bills: (Due to Other Government) SD Assn of Co Officials \$242.00; State of SD Game Fish and Parks \$244.00 and Thomson Reuters – West \$103.93; (Payroll Withholdings) Aflac \$808.09; Clay Co Treasurer \$51,388.35; Colonial Life \$519.95; Conseco/Washington \$24.45; Dearborn National \$218.82; New York Life Insurance \$244.02; Optilegra Inc. \$17.92; SD Retirement System \$24,108.06; SD Supplemental Retirement \$1,975.00; SDRS Roth 457(B) Plan \$625.00; United Way of Vermillion \$284.00; Vermillion Federal \$2,146.00 and Wellmark Blue Cross \$48,365.31; (Insurance) SD Public Assurance Alliance \$76,536.88 and SDML Workers Comp Fund \$46,689.00; (Professional Services and Fees) Billings, John P \$2,773.00; Houska, DDS Randy \$389.00; Lewno, Lucille M \$382.92; Lincoln County Treasurer \$1,636.24; Lockwood Darcy \$62.00; Minnehaha Co. Auditor \$363.40; Netsys Plus, Inc. \$662.50; Sanford Health Clinic \$2,365.59; Sanford Health Occupational \$60.00; Secretary Of State \$30.00; Security Shredding Svc \$35.00; Union Co Weed Dept. \$80.00; Vermillion Garbage SVC \$176.00; Walker Construction \$1,251.25; Yankton Co Sheriff \$100.00; Yankton Co Treasurer \$256.30 and Yankton Co Weed Dept \$140.00; (Other Professional Service) City of Vermillion \$ \$73,326.33 and Dakotah Reporting Agency \$1,391.60; (Law Office) KCH Law \$155.85; Kogel, Linda L \$3,280.57; Koletzky Law Office \$158.40; McCulloch, James E \$898.03 and Peterson, Stuart, Rump \$6,220.08; (Mental Health) Dakotabilities \$540.00; (Publishing) Broadcaster Press \$81.00; Plain Talk \$121.50 and Star Publishing \$597.62; (Repairs and Maintenance) Bear, Inc. DBA Todd's Electric \$71.41; Brunick Service, Inc. \$30.00; Century Business Products \$29.12; Louie's Carpet Cleaning \$409.12; Olson's Pest Technician \$80.00; Presto-X Company LLC \$74.00; Sioux Falls 2-way \$187.50; Sooland Bobcat \$150.00; Wells, Brian \$780.00; Turner Plumbing Inc. \$378.31; Union Co Weed Dept and Yankton Co Weed Dept \$2,082.10; (Data Processing) Bureau of Administration \$24.75; Manatron, Inc. \$6,115.20; Mastel, Bruce \$35.00 and Microfilm Imaging System \$720.00; (Supplies and Materials) Blue Tarp Financial \$186.54; Bob Barker Co Inc. \$323.35; Boyer Trucks SF Inc. \$191.44; Brunick Service, Inc. \$143.95; Butler Machinery Co. \$99.74; Campbell Supply Co. \$419.07; County Pride Coop \$975.18; Coyote Enterprise LLC \$12.99; Crum, Carri R \$105.25; Dakota PC Warehouse \$264.98; Davis Pharmacy \$225.43; FedEx \$28.84; Herren-Shempp \$362.12; JCL Solutions \$545.21; Jerry's Service \$2,840.76; Johnson Feed, Inc. \$55.90; Lawson Products, Inc. \$625.83; Ludens, Inc. \$560.00; MidAmerican Research \$261.90; Midwest Ready Mix \$3,365.60; Mills & Miller, Inc. \$1,650.60; Nationwide Mutual \$100.00; \$Pharmchem, Inc. \$1,216.00; Plain Talk \$26.00; Pressing Matters \$37.00; Qualified Presort SVC \$2,667.82; Quill Corporation \$508.34; Sioux City Foundry Co. \$366.48; Sioux Falls 2-Way \$320.77; Sooland Bobcat \$404.82; Sturdevant's Auto Part \$395.05; Truenorth Steel \$89.12; Vermillion Ace Hardware \$27.27; Walmart Community/Gecr \$194.77 and One Office Solution \$500.97; (Copier Supplies) Quill Corporation \$47.82; (Travel and Conference) Crum, Carri R \$93.24; Ganschow, Dennis \$37.80; SD Emg. Mgmt. Associates \$80.00; SD States Atty Assoc. \$1,006.00 and SDSU Extension Service \$55.70; (Inmate Travel) County Pride Coop \$225.00; (Utilities) CenturyLink \$744.17; CenturyLink Emg \$13.68; City of Vermillion \$1,946.03; County Pride Coop \$202.37; Midco Business \$430.00; Verizon Wireless

\$107.81; Verizon Wireless Sheriff \$320.085; Verizon Wireless Emg \$40.01; Verm/Clay Co Landfill \$12.00 and Vermillion Garbage Svc \$60.00; (Payment) Brunick Service Inc. \$65.95; County Pride Coop \$2,500.23; Fast Auto Glass, Inc. \$250.00; Hofman, Ray \$10.00; Martens, Dennis Daniel \$10.00; Quality Motors \$65.43; The Roadhouse \$4,790.66; Walmart Community/Gecr \$199.20; Abbott, Michael \$10.00; Ammon, Robert \$10.00; Ashes, Mary \$10.00; Biehl, David \$10.00; Brinkman, Laurie \$10.00; Burbach, Cheryl Nicholas \$10.00; Determan, Tasha \$10.00; Fairholm, Shannon \$10.00; Hanson, Jane \$10.00; James, Brad \$10.00; Jensen, Donna \$20.08; Katrenak, James \$17.56; Knipping, Baylee \$10.00; Koble, Carrie \$10.00; McDonald, Susan \$16.72; Miller, Thomas \$10.00; Moreau, Pauline \$10.00; Nielsen, Ronald \$30.16; Noonan, Lenore \$10.00; Olson, Dale \$18.40; Peterson, Nadeen \$31.00; Strong, Megan \$10.00; Tiaht, Thomas \$22.60; McKay, Caterry Lee \$20.00 and Young-Garnette, Joseph \$20.00; (JDC/Special Eqp.) Minnehaha County JDC \$1,100.00; SDACC Office \$1,058.72 and Streicher's – Minneapolis \$532.29; (Furniture and Minor Equipment) Hansen Locksmithing Inc. \$1,418.34; Marco \$188.90 and Netsys Plus, Inc. \$1,167.50; (Machinery and Automotive Equip.) Benco Products Inc. \$1,541.55.

The Register of Deeds Office Monthly Report was accepted and placed on file.

Powell moved, seconded by Packard and carried to authorize the Chairman to sign the Proof of Loss Statement from Claims Associates for hail damage to the highway shop roof in 2017.

The Board discussed necessary repairs to the retaining wall and front steps as well as phone system and wiring quotes. It was decided that the phone system and wiring quotes should be put on hold until the space needs study is complete. The Commissioners decided that they would look at the retaining wall in more detail when the weather improves.

Auditor Carri Crum discussed changing payroll to the 25th of each month and requiring direct deposit. After some discussion with Sheriff Andy Howe and Highway Superintendent Rod Polley, it was decided that the matter be put on the agenda for the next meeting to formally approve the policy changes in the personnel manual.

At 10:22 a.m., Powell moved, seconded by Manning and carried to enter an Executive Session for personnel matters per SDCL 1-25-2.

At 10:38 a.m., Manning moved, seconded by Packard and carried to exit the Executive Session.

At 10:38 a.m., Manning moved, seconded by Powell and carried to adjourn and reconvene Tuesday, February 6, 2018 at 9:00 a.m.



Travis Mockler, Chairman
Board of County Commissioners

ATTEST:



Carri R. Crum, County Auditor

February 6, 2018

The Board of County Commissioners met in regular session Tuesday, February 6, 2018 at 9:00 a.m. Members present: Travis Mockler, Phyllis Packard, Leo Powell, Micheal Manning, and Richard Hammond.

Packard moved, seconded by Manning and carried to approve the agenda.

Minutes of the January 30, 2018 meeting were approved with a motion by Powell, seconded by Manning and carried.

The following Auditor's Account with the County Treasurer Report was accepted and placed on file.

AUDITOR'S ACCOUNT WITH THE COUNTY TREASURER

To the Honorable Board of County Commissioners of Clay County
items in the hands of the County Treasurer as of February 1, 2018.
I hereby submit the following report of my examination of the cash:

Total amount of deposits in banks	6,755,723.07
Amount of actual cash	2,467.58
Total amount of checks and drafts in Treasurer's Possession not exceeding three days	50,279.12
Itemized list of all items, checks and drafts which have been in the Treasurer's possession over three days:	2,154.78
Checks returned and not deposited	
Cash Items	
Investments	1,000.00
Cash Variation	
Total	
	Dated this 1st day of February, 2018.
	6,811,624.55

County Auditor Carri Crum appeared during Visitors to be Heard to share with the Board that she has been designated as the South Dakota local election official on the United States Election Assistance Commission Standards Board. It will require travel to one meeting a year, which will be at no cost to the County.

The Board reviewed proposed changes to the personnel manual regarding payroll policies. It was decided that payroll be changed from the last Tuesday of the month to the 25th of the month, and direct deposit will be mandatory. Packard moved, seconded by Hammond and carried to adopt the payroll policy changes and to approve and adopt appropriate changes to sections of the personnel manual pertaining to payroll.

The Board received a letter from Mitchell Fee and considered his request for a release of lien related to public defender fees. Powell moved, seconded by Manning and carried to deny the request and authorize the Auditor to send a letter to him regarding such.

At 9:25 a.m., Manning moved, seconded by Powell and carried to enter an Executive Session for personnel matters per SDCL 1-25-2 and economic development per SDCL 9-34-19.

At 10:31 a.m., Powell moved, seconded by Packard and carried to exit the Executive Session.

At 10:34 a.m., Hammond moved, seconded by Packard and carried to adjourn and reconvene Tuesday, February 13, 2018 at 9:00 a.m.



Travis Mockler, Chairman
Board of County Commissioners

ATTEST:



Carri R. Crum, County Auditor

February 13, 2018

The Board of County Commissioners met in regular session Tuesday, February 13, 2018 at 9:00 a.m. Members present: Travis Mockler, Phyllis Packard, Leo Powell, Micheal Manning and Richard Hammond.

Powell moved, seconded by Packard and carried to approve the agenda.

Minutes of the February 6, 2018 meeting were approved with a motion by Manning, seconded by Hammond and carried.

Wellmark Blue Cross/Blue Shield of SD representative Teresa Kocer met with the Board to present the renewal packet for 2018. Powell moved, seconded by Packard and carried to authorize the renewal of the EnhancedBlue 1000 PPO Gold plan.

Lauren Hollenbeck, 4-H Educator, met with the Board to present the quarterly activity report.

Rod Polley, Highway Superintendent, met with the Board to discuss highway matters. Packard moved, seconded by Powell and carried to set the bid opening for highway materials for 9:30 a.m. on February 27, 2018.

Manning moved, seconded by Packard and carried to accept the low bid of \$1.20/gallon for propane from Long's Propane.

Powell moved, seconded by Packard to pass and adopt the following Resolution #2018-06 for Weight Limit Enforcement and authorize the Chairman to sign the accompanying letter to the SD Highway Patrol requesting assistance with enforcement. Vote of the Board: 5 Ayes, 0 Nays; motion passed.

RESOLUTION #2018-06
CLAY COUNTY WEIGHT LIMIT ENFORCEMENT

Whereas, seasonal climatic changes can be detrimental to our highways, and

Whereas, the Clay County Board of County Commissioners desires to protect existing Clay County Highways, ultimately saving tax dollars, and

Whereas, South Dakota Codified Law 32-14-6 allows for the reduction of the legal weight limit which may be carried upon highways within Clay County, and

Whereas the Clay County Board of Commissioners, desire the enforcement of weight limitations on Clay County roads as set forth and posted by the Clay County Highway Superintendent.

NOW THEREFORE BE IT RESOVLVED;

Whereas the limits on Clay County roads shall be set at six (6) ton per axle on all hard surface roads with the exception of County Road H-4 (469 Ave), Burbank north to Highway 50, and County Roads B-1 & B-2 (455 Ave), Bethel Hall north to Highway 46, the West County Line, from Irene south and all gravel roads shall be posted at seven (7) ton per axel, or as posted.

That the South Dakota Highway Patrol be and hereby is authorized and requested to enforce weight limitations on Clay County Roads.

BE IT FURTHER RESOLVED that the penalty for the violation of the load restrictions shall be as set forth in SDCL 32-22-55.

Vote of Clay County Commission

AYE 5 NAY 0

Dated this 13th day of February, 2018 at Vermillion, S.D.

ATTEST:

Carri R. Crum
CLAY COUNTY AUDITOR

Travis Mockler
CHAIRMAN, CLAY COUNTY COMMISSION

The Board considered a Right-of-Way Application from Vast Broadband on 316 St. in Section 31, T93N, R53W. Manning moved, seconded by Packard and carried to approve the application and authorize the Chairman to sign it.

Mockler discussed requests he has received to go from 6-ton roads to 7-ton roads. Polley said Clay County's roads are not good enough to handle the weight, and neighboring counties have also started to drop theirs from 7 tons to 6 tons. Polley discussed with the Board various county roads.

Director of Equalization Ina Peterson and Zoning Administrator Cynthia Aden met with the Board to discuss fines for those who fail to obtain building permits. Peterson discussed new buildings found in the county, particularly grain bins, during the recent Pictometry flyover. Aden said she does not have authority to collect fines for those who do not obtain building permits. Mockler discussed other counties' fines for people who do not obtain building permits. State's Attorney Alexis Tracy briefed the Board on her office's research on the matter. It was decided that Aden and Tracy would work together to develop something for a future Commission Meeting.

At 11:20 a.m., Powell moved, seconded by Manning and carried to enter an Executive Session for legal matters per SDCL 1-25-2.

At 11:23 a.m., Packard moved, seconded by Powell and carried to exit the Executive Session.

Alexis Tracy, State's Attorney, discussed with the Board potential upcoming jury trial expenses as they affect the County's budget.

The Board also discussed restroom ventilation issues.

Packard moved, seconded by Manning and carried to authorize the following claims for payment. February Bills: (Due to other Governments) Dept of Revenue \$207,949.79; SDACO – M&P Fund Payment \$274.00 and Reliance Telephone \$500.00; (Professional Services and Fess) Avera KcKennan Hospital \$1,400.00; Avera University \$631.22; Broadcaster Press \$36.37; Brunick Furniture \$110.00;

Eagles Club \$374.63; Gapp, Debra \$4,515.00; Houska, DDS, Randy \$226.00; Katterhagen, Mark \$15.00; Lewis & Clark Behavior \$320.00; Lincoln County Treasurer \$261.10; Lockwood, Darcy \$15.00; Mister Smith's \$1,161.60; National Sheriff's Asc. \$155.00; Pharmchem, Inc. \$1,216.00; Resolution Treatment \$1,500.00; Satellite Tracking \$240.50; SD Dept of Health Lab \$885.00; SDSU Extension Service \$7,774.00; Security Shredding Svc \$70.00; Union Co. Sheriff \$2,015.00; University Psych Physic \$631.22; Vermillion Federal \$631.30; Walker Construction \$1,483.15; Yankton Co Sheriff \$1,890.00; Yankton Co Treasurer \$228.10; Yankton Medical Clinic \$202.84 and Yellow Robe, Luke \$1,500.00; (Law Office) Koletzky Law Office, P \$252.40; McCulloch, James E \$3,399.67 and Thompson, Craig K \$1,105.29; (Metal Health) Dept of Revenue \$60.00; Dept of Revenue \$250.00; SD Achieve \$180.00 and SESD Activity Center \$360.00; (Publishing) Broadcaster Press \$539.07; Plain Talk \$155.03 and The Equalizer \$180.00; (Repairs and Maintenance) Automatic Bldg. Control \$285.00; Buhls Drycleaners \$24.00; Canon \$90.00; Johnson Electric, Inc. \$429.55; Kone, Inc. \$692.67; Marco \$803.93; Nelsen Electric LLC \$770.00; Pollman Excavation, Inc. \$7,070.68 and Sturdevant's Auto Part \$26.64; (Date Processing) Mastel, Bruce \$35.00; Micofilm Imaging System \$720.00 and Netsys Plus, Inc. \$64.50; (Supplies and Materials) A & B Business \$220.44; Allied Oil & Supply \$1,474.00; Appera \$42.12; Benco Products Inc. \$56.73; Bomgaars \$169.98; Brunick Service Inc. \$26.30; Butler Machinery Co. \$96.62; Campbell Supply Co. \$195.28; Cornhusker International \$320.00; D-P Tools, Inc. \$172.47; Davis Pharmacy \$298.93; FedEx \$42.67; Hy-Vee, Inc. \$44.64; L.G. Everist, Inc. \$2,259.64; Mills & Miller, Inc. \$5,075.28; Nelsen Electric LLC \$506.28; Orr Farm Supply \$143.16; Pollman Excavation, Inc. \$237.80; Powell, Cathi \$117.99; ProChem Dynamics \$152.71; Redwood Toxicology Lab \$115.59; Sturdevant's Auto Parts \$151.90; Tractor Supply Credit \$30.95; Vermillion Ace Hardware \$54.99; Vermillion Federal \$801.00 and One Office Solution \$105.95; (Travel and Conference) Brunick Service, Inc. \$63.50; Christensen, Laura \$47.00; Ganschow, Dennis \$37.80; Hy-Vee, Inc. \$44.98; Peterson, Ina \$47.00; SD LTap \$250.00; SDSU Extension Service \$54.99 and Stewart, Layne \$63.92; (Inmate Travel) Pennington County Jail \$140.65; (Utilities) Bureau of Administration \$114.56; CenturyLink \$592.59; Clay Rural Water System \$43.60; Clay Union Electric Co \$660.15; Fischer's Disposal LLC \$50.00; Longs Propane \$1,680.00; MidAmerican Energy \$1,542.95; Stewart, Layne \$75.00 and Wakonda Town \$62.65; (Payment) Austin-Whittemore House \$625.00; Beresford Public Library \$1,500.00; Brunick Service, Inc. \$46.95; Clay Co Arg Fair Association \$4,125.00; Clay Co Conservation District \$6,250.00; Dakota Senior Meals \$1,236.75; Hy-Vee, Inc. \$713.72; Lewis & Clark Behavior \$5,129.50; Salvation Army \$437.50; Smith, Michael \$39.51; The Roadhouse \$5,280.66; Vermillion Federal \$118.87; Vermillion Food Pantry \$1,875.00; Vermillion Ford \$169.65; Vermillion Public Library \$1,000.00; Vermillion Senior Center \$5,000.00; Wakonda Public Library \$625.00; Wakonda Senior Center \$625.00; WH Over Museum \$1,875.00 and Mincks, Shirley \$20.00; (JDC/Special Eqp.) Minnehaha County JDC \$224.40 and Nami Sioux Falls \$120.00; (Books) Murphy Tractor \$2,348.00 and Thomson Reuters – West \$390.06; (Furniture and Minor Equipment) A & B Business \$266.56; Century Business Products \$50.00; Coyote Enterprise LLC \$179.98; Microfilm Imaging System \$120.00 and Quill Corporation \$292.15; (Automotive) Brunick Service Inc. \$23.00.

The Veterans/Welfare Office, Register of Deeds Office, and Sheriff's Office Monthly Reports were accepted and placed on file.

At 11:27 a.m., Powell moved, seconded by Packard and carried to adjourn and reconvene Tuesday, February 27, 2018 at 9:00 a.m.



Travis Mockler, Chairman
Board of County Commissioners

ATTEST:



Carri R. Crum, County Auditor

Yankton-Clay Creek Ditch Board
February 13, 2018

The Clay and Yankton County Commissions met jointly as the Yankton-Clay Ditch board Tuesday, February 13, 2018 at Toby's Lounge in Meckling, SD.

Members present—Clay County: Richard Hammond, Micheal Manning, Travis Mockler, Phyllis Packard, Leo Powell, Auditor Carri R. Crum, Highway Superintendent Rod Polley. Yankton County: Raymon Epp, Debra Bodenstedt, Todd Woods, Auditor Patty Hojem, and Planning & Zoning Administrator Pat Garrity.

The meeting was called to order by Chairman Travis Mockler.

A motion was made by Epp and seconded by Bodenstedt to dispense with the reading and approve the minutes of the February 14, 2017 meeting as presented. All members voting aye, the motion carried.

Ditch fund balances were noted as follows. Clay County Yankton-Clay Creek Ditch \$136,622.87 and Yankton County Yankton-Clay Creek Ditch \$103,866.94.

A motion was made by Powell and seconded by Packard to approve the 2017 claims: Carri Crum \$30.04, Michael Manning \$30.04, Travis Mockler \$30.04, Phyllis Packard \$30.04, Leo Powell \$30.04, Richard Hammond \$30.04, Patty Hojem \$42.64, Todd Woods \$42.64, Raymon Epp \$42.64, Don Kettering \$42.64. First Bank & Trust Visa #137.40, Broadcaster Press \$45.62, Observer \$16.63, Press & Dakotan \$7.65, Star Publishing \$49.02, The Equalizer \$14.50, Clay County Weed Department \$191.28 and Pollman Excavation \$9,226.35. All Members voting aye, the motion carried.

The board discussed the ditch levy for 2018 pay 2019.

A motion was made Joe Edelen to lower the current levy of 8% to 6% for two years. Motion died for lack of second.

A motion was made by Powell and seconded by Packard to set the levy at 8% for 2018 payable 2019 taxes. All Commission Members voting aye; motion carried.

A motion was made by Packard and seconded by Manning that the meeting be adjourned and convened as Clay Creek Ditch. All Members voting aye, the motion carried.

ATTEST:

Travis Mockler, Chairman
Clay-Creek Ditch Board

Patty Hojem, Yankton County Auditor
Carri R. Crum, Clay County Auditor

Clay Creek Ditch Board
February 13, 2018

The Clay and Yankton County Commissions met jointly as a drainage board for the Clay Creek Ditch on Tuesday, February 13, 2018 at Toby's Lounge in Meckling, SD.

Members present—Clay County: Richard Hammond, Micheal Manning, Travis Mockler, Phyllis Packard, Leo Powell, Auditor Carri R. Crum, Highway Superintendent Rod Polley. Yankton County: Raymon Epp, Debra Bodenstedt, Todd Woods, Auditor Patty Hojem, and Planning & Zoning Administrator Pat Garrity.

The meeting was called to order by Chairman Travis Mockler.

A motion was made by Mockler and seconded by Powell to approve the minutes of the February 14, 2017 meeting as presented. All members voting aye, the motion carried.

Fund Balances

Clay County fund balance: \$74,692.28 Yankton County fund balance: \$84,058.56

A motion was made by Packard and seconded by Hammond to approve the 2017 claims: Broadcaster Press \$45.67 and Star Publishing \$49.02. All members present voting aye. Motion carried.

A motion was made by Powell and seconded by Packard to leave the levy at 40% for the year 2018 payable 2019. All members present voting aye. Motion carried.

A motion was made by Gary Hoxeng and seconded by Robert Freng to reinstate the maximum levy for Volin Lateral Ditch #1 for 2018 taxes payable 2019. All members present voting aye. Motion carried.

A motion was made by Gary Hoxeng and seconded by Robert Freng to replace culvert in Volin Township 29-94-54. All members present voting aye. Motion carried.

A motion was made by Gary Hoxeng and seconded by Robert Freng to have an inspection of the Clay Creek Ditch in Volin Township, from the Clay County Line, for two miles in sections 23 & 25-94-54 for any maintenance or repair that needs to be done. All members present voting aye. Motion

A motion was made by Bodenstedt and seconded by Powell to nominate Travis Mockler as Chairman. Powell moved, seconded by Epp that nominations cease and a unanimous ballot be cast. All members present voting aye. Motion carried.

A motion was made by Bodenstedt and seconded by Gary Hoxeng to nominate Richard Hammond as Vice-Chairman. All voting aye, motion carried.

A motion was made by Manning and seconded by Packard that the meeting be adjourned. All voting aye, motion carried.

Travis Mockler, Chairman
Clay Creek Ditch

Patty Hojem, Yankton County Auditor
Carri R. Crum, Clay County Auditor

February 27, 2018

The Board of County Commissioners met in regular session Tuesday, February 27, 2018 at 9:00 a.m. Members present: Travis Mockler, Phyllis Packard, Leo Powell, Micheal Manning and Richard Hammond.

Hammond moved, seconded by Packard and carried to approve the agenda.

Minutes of the February 13, 2018 meeting were approved with a motion by Powell, seconded by Hammond and carried.

Packard moved, seconded by Manning and carried to approve the following claims for payment. (Payroll) Commissioner's \$6,953.90; Auditors \$5,226.76; Treasurers \$13,798.09; States Attorney's Office \$13,987.04; Courthouse \$2,351.93; Director of Equalization \$7,859.25; Register of Deeds \$3,624.32; Veterans Officer \$1,304.82; 24/7 \$1,474.28; Sheriff's Office \$30,114.97; Jail \$17,859.87; Emergency Management \$3,285.75; Highway \$32,164.36; Health Nurse \$2063.69; Extension \$2,593.95; Weed \$1,367.01 and Zoning \$2,160.29; (Due to Other Government) State of SD Game Fish and Park \$548.00; (Payroll Withholdings) Aflac \$808.09; Clay Co Treasurer \$47,411.88; Colonial Life \$519.95; Consec/Washington \$24.45; Dearborn National \$214.62; New York Life Insurance \$244.02; SD Retirement System \$23,954.74; SD Supplemental Retirement \$1,875.00; SDRS Roth 457 (B) Plan \$625.00; United Way of Vermillion \$224.00; Vermillion Federal \$2,146.00 and Wellmark Blue Cross \$47,261.27; (Other Insurance) SD Public Assurance Al. \$281.63; (Professional Services and Fees) Billings, John P \$2,138.50; Houska, DDS, Randy \$226.00; Katterhagen, Mark \$15.00; Lewno, Lucille M \$166.47; Lockwood, Darcy \$15.00; Microfilm Imaging System \$1,149.95; Netsys Plus, Inc. \$1,013.00; Plain Talk \$19.93; Sanford Health Clinic \$1,312.00; SD Assn. of Co. Officials \$1,495.00 and SDACC Office \$3,030.00; (Law Office) Peterson, Stuart, Rumpca \$6,220.08; Reed Law Offices \$949.40 and Thompson, Craig K \$2,448.70; (Publishing) Star Publishing \$807.16; (Repairs and Maintenance) Allied Oil & Supply \$490.00; Century Business Products \$29.12; Anthofer, Larry Louis \$982.30 and Tri-State Turf \$295.00; (Data Processing) Bureau of Administration \$24.75 and Software Services, Inc. \$1,040.00; (Supplies and Materials) American Stamp & Marking \$48.45; Butler Machinery Co. \$351.03; Campbell Supply Co. \$134.88; Cornhusker International \$144.17; Dakota PC Warehouse \$37.98; Francotyp-Postalia Inc. \$139.97; L. G. Everist, Inc. \$1,646.85; Lawson Products, Inc. \$606.27; Light and Siren \$367.00; Northern Safety Co., \$154.11; Office Elements \$22.04; Print Source \$105.00; Quill Corporation \$404.51; Road King, Inc. \$805.29; Sanitation Product \$3,909.15; Secretary of State \$30.00; Sooland Bobcat \$19.78; Vermillion Ace Hardware \$33.98; One Office Solution \$70.31 and Wheelco Brake and Supply \$67.31; (Travel and Conference) Ganschow, Dennis \$358.64; Polley, Rodney \$52.00; SDAAO \$525.00; SDAE4-HE \$40.00; USD Toastmasters \$51.00; (Utilities) CenturyLink Emg \$13.70; City of Vermillion \$2,152.16; Longs Propane \$600.00; Verizon Wireless \$122.81; Verizon Wireless Sheriff \$320.08 and Verizon Wireless Emg \$40.01; (Payment) Brunick Service, Inc. \$136.90; The Soap Guys \$48.00; Vermillion Area Arts Council \$1,250.00; Walmart Community \$232.76; Gizaw, Nathanael \$20.00; Laney, Kaitlyn \$20.00; Meyers, Candelle \$20.00; Pederson, Sadie \$20.00; Robinson, Samuel \$20.00; Siwakoti, Surekchha \$20.00; York, Sierra \$20.00 and Banks, Shenona \$20.00; (JDC/Special Eqp.) Blue Collar Tactical \$527.00 and Dakota PC Warehouse \$2,709.98; (Furniture and Minor Equipment) Microfilm Imaging System \$35.00.

Powell moved, seconded by Manning and carried to approve and authorize the Chairman to sign an Application for Abatement from the City of Vermillion. Ina Peterson, Director of Equalization, met with the Board to discuss an Application for Abatement for Owner-Occupied status from Debra Maes. Hammond moved, seconded by Packard and carried to approve the Owner-Occupied status for a property at 323 Linden.

Powell moved, seconded by Hammond and carried to accept the Annual Service Agreement from Tri-State Turf & Irrigation for the Courthouse sprinkler system.

Manning moved, seconded by Powell and carried to accept the Annual Service Agreement Program A from Leisure Lawns and to request additional grass seed on the front lawn.

Powell moved, seconded by Manning and carried to set the date for County and Consolidated Equalization Boards for April 10, 2018 at 1:00 p.m.

Packard moved, seconded by Manning and carried to authorize the Chairman to sign SD Public Assurance Alliance General Endorsement and Government Liability Deductible Endorsement forms.

Rod Polley, Highway Superintendent, met with the Board to discuss highway matters. Packard moved, seconded by Manning and carried to pass and adopt the following Resolution #2018-07 for Bridge Inspection Program Resolution for Use with SDDOT Retainer Contracts.

**RESOLUTION #2018-07
BRIDGE INSPECTION
PROGRAM RESOLUTION
FOR USE WITH SDDOT RETAINER CONTRACTS**

WHEREAS, Title 23, Section 151, *United States Code* and Title 23, Part 650, Subpart C, *Code of Federal Regulations*, requires initial inspection of all bridges and reinspection at intervals not to exceed two years with the exception of reinforced concrete box culverts that meet specific criteria. These culverts are reinspected at intervals not to exceed four years.

THEREFORE, BE IT RESOLVED, that Clay County is desirous of participating in the Bridge Inspection Program using Bridge Replacement funds.

The County requests SDDOT to hire Johnson Engineering Co. for the inspection work. SDDOT will secure federal approvals, make payments to the consulting Engineer for inspection services rendered, and bill the County for 20% of the cost. The County will be responsible for the required 20% of matching funds.

Dated this 27th day of February, 2018, at Vermillion, South Dakota.

Board of County Commissioners
Clay County, South Dakota

ATTEST:

Carri R. Crum, County Auditor

At 9:30 a.m., bid opening commenced for highway materials. Bids were opened and read aloud. As was the process in previous years, Polley would review the bids and return at the next meeting for the Commissioners' acceptance.

Polley discussed weight limits with the Board. He predicts the limits being posted within the next few weeks if weather patterns continue.

The Vermillion Public Library Board Reports were accepted and placed on file.

At 9:58 a.m., Manning moved, seconded by Packard and carried to enter an Executive Session for personnel matters per SDCL 1-25-2.

At 10:26 a.m., Hammond moved, seconded by Packard and carried to exit the Executive Session.

At 10:27 a.m., Powell moved, seconded by Packard and carried to adjourn and reconvene Tuesday, March 6, 2018 at 9:00 a.m.



Travis Mockler, Chairman
Board of County Commissioners

ATTEST:



Carri R. Crum, County Auditor

March 13, 2018

The Board of County Commissioners met in regular session Tuesday, March 13, 2018 at 9:00 a.m. Members present: Travis Mockler, Phyllis Packard, Leo Powell, Micheal Manning and Richard Hammond.

Manning moved, seconded by Packard and carried to approve the agenda.

Minutes of the February 27, 2018 meeting were approved with a motion by Packard, seconded by Hammond and carried.

Cathi Powell, Treasurer, appeared during Visitors to be Heard to discuss having the counter refinished in her office. It was decided that the Treasurer's Office will be closed May 11, 2018 at noon to have the work completed.

Troy Walraven with the Meckling Township Board met with the Board to discuss a Meckling Township resident's delinquent taxes. Cathi Powell, Treasurer, reported where she is in the process of completing tax deed proceedings on the property.

The Board discussed with Walraven ditch concerns in Meckling Township.

Rod Polley, Highway Superintendent, met with the Board to discuss highway matters. Packard moved, seconded by Manning and carried to accept the low bid of \$2.0512/gallon from Jerry's Service for #2 dyed diesel.

Packard moved, seconded by Hammond to accept the low bid of \$2.25/gallon from Country Pride Coop for ethanol blend fuel.

Polley reviewed material bids with the Board. Packard moved, seconded by Manning and carried to accept the Beadle County bid for metal culverts. Packard moved, seconded by Hammond and carried to approve the highway material bids as recommended by the Highway Superintendent.

The Board discussed with Polley planned bridge and road projects. He reported that bid letting for one of the upcoming bridge projects has been delayed by the state until September. The project had previously been scheduled for completion in September.

Polley said weight limits have now been posted. He also discussed the possibility of enacting a maximum weight for next year instead of a per axle maximum.

Packard moved, seconded by Powell and carried to set April 3, 2018 at 9:30 a.m. for a public hearing regarding a zoning change at 29715 469 Ave. from Commercial to Agriculture in order to allow the property owner to build a single-family home.

Alexis Tracy, State's Attorney, met with the Board to discuss staffing in her office in relation to the case volume. Powell moved, seconded by Manning and carried to authorize Tracy to hire an additional attorney.

Andy Howe, Sheriff, met with the Board to deliver the space needs study books.

Leo Powell discussed a phone call he received regarding trash dumped near Burbank Lake.

Packard moved, seconded by Manning and carried to authorize the following claims for payment. March Bills: (Due to Other Governments) Clay Co Treasurer \$2,689.00; Dept of Revenue \$200,917.11; Reliance Telephone \$500.00; SD Assn. of Co Officials \$216.00 and Thomson Reuters – West \$390.06; (Professional Services and Fees) AVI Systems, Inc. \$458.00; Broadcaster Press \$19.93; Century Business Products \$80.79; Clay County Abstract \$1,278.00; Great Plains LLC \$3,322.50; Houska, DDS Randy \$113.80; HOV Services Inc. \$10,232.83; Katterhagen, Mark \$34.50; Lewis & Clark Behavior \$640.00; Lewno, Lucille M \$337.94; Lincoln County Auditor \$190.50; Lincoln County Treasurer \$395.69; Lockwood, Darcy \$34.50; Mail Finance \$89.45; Meierhenry Sargent LLP \$2,058.08; Microfilm Imaging Systems \$30.00; Netsys Plus, Inc. \$50.00; Pharmchem, Inc. \$1,284.75; Satellite Tracking \$217.75; SD Dept of Health Lab \$490.00; Vermillion Federal Credit \$10.00 and Yankton Co Sheriff \$3,370.00; (Other Professional Service) Stephanie Moen \$1,280.00; (Law Office) Den Herder Law Office \$177.41; Fox & Youngberg, P.C. \$195.32; Thurman, Creighton A \$205.10 and Voisin, Alexander R. \$226.82; (Mental Health) Dept of Revenue \$60.00; SD Achieve \$180.00 and Dept of Revenue \$850.00; (Publishing) Broadcaster Press \$1,047.31; Plain Talk \$108.00; Star Publishing \$511.26 and The Equalizer \$240.00; (Rentals) Schneider Corporation \$2,115.00; (Repairs and Maintenance) Aden, John \$100.00; Brunick Service, Inc. \$35.00; Butler Machinery Co. \$8,982.50; Canon \$90.00; Mail Finance \$536.74; Sioux Equipment \$1,545.00; Vermillion Area Chamber \$200.00; Vermillion Rotary Club \$65.00 and Walker Construction \$1,370.00; (Data Processing/Clay Creek) Broadcaster Press \$28.41; Mastel, Bruce \$35.00; Microfilm Imaging System \$720.00; Netsys Plus, Inc. \$110.00; Plain Talk \$34.00 and Star Publishing \$27.00; (Yankton Clay Expense) Broadcaster Press \$24.00 and Star Publishing \$27.00; (Supplies and Materials) A & B Business \$185.82; Aden, Cynthia \$34.85; Allied Oil & Supply \$528.60; Appera \$42.12; Bob Barker Co Inc. \$166.98; Boyer Trucks SF Inc \$199.93; Brunick Service, Inc. \$18.00; Buhls Drycleaners \$20.00; Butler Machinery Co. \$1,394.84; Campbell Supply Co. \$320.38; County Pride Coop \$1,315.80; FedEx \$227.30; Jerry's Service \$15,384.00; L.G. Everist, Inc. \$2,797.35; Mark's Machinery \$342.87; Mes Companies \$54.00; Orr Farm Supply \$6.90; Pressing Matters \$37.00; Prochem Dynamics \$131.61; Sanitation Product \$1,147.29; SD Fed. Property Agency \$80.00; Sign-Up Ltd. \$13.85; Sturdevant's Auto parts \$468.06; Truenorth Steel \$6,402.00; Vermillion Federal \$20.92; Vermillion Federal \$1,009.08; Vermillion Ford \$234.98; One Office Solution \$197.83 and Zee Medical Service Co \$102.75; (Travel and Conference) Aden Cynthia \$97.60; Arrowwood Resort \$183.90; Ramkota Hotel \$404.95 and Vermillion Federal \$84.83; (Inmate Travel) Country Pride Coop \$300.00; (Utilities) Bureau of Administration \$149.45; CenturyLink \$592.59; CenturyLink Emg \$13.69; Clay Rural Water System \$48.90; Clay Union Electric Co \$665.35; Fischer's Disposal LLC \$50.00; MidAmerican Energy \$1,538.01; Midco Business \$370.00; Olson's Pest Technicians \$80.00; Verizon Wireless Emg \$40.01; Vermillion Garbage Svc \$60.00 and Wakonda Town \$62.65; (Payment) County Pride Coop \$1,723.43; Hy-Vee, Inc. \$1,556.09; Martens, Dennis Daniel \$100.00; SDAAC Office \$1,105.00; Vermillion Federal \$56.00; Wakonda Ministerial \$200.00; Ammon, Robert \$100.00; Burbach, Cheryl \$100.00; Fairholm, Shannon \$100.00; James, Brad \$100.00; Katrenak, James \$115.12; Koble, Carrie \$50.00; McDonald, Susan \$113.44; Miller, Thomas \$100.00 and Olson, Dale \$58.40; (JDC/Special Eqp.) SDACC Office \$4,746.00 and A & B Business \$218.95; (Furniture and Minor Equipment) Microfilm Imaging System \$155.00; (Automotive) Brunick Service, Inc. \$23.00 and Vermillion Federal \$26.78.

The Sheriff's Office Monthly Reports and the following Auditor's Account with the County Treasurer Report were accepted and placed on file.

AUDITOR'S ACCOUNT WITH THE COUNTY TREASURER

To the Honorable Board of County Commissioners of Clay County
items in the hands of the County Treasurer as of March 1, 2018.

I hereby submit the following report of my examination of the cash:

Total amount of deposits in banks	6,186,026.99
Amount of actual cash	1,666.98
Total amount of checks and drafts in Treasurer's Possession not exceeding three days	67,042.97
Itemized list of all items, checks and drafts which have been in the Treasurer's possession over three days:	2,124.78
Checks returned and not deposited	
Cash Items	
Investments	1,000.00
Cash Variation	0.00
Total	
	Dated this 1st day of March, 2018.
	6,257,861.72

Carri R. Crum, County Auditor

At 11:06 a.m., Powell moved, seconded by Hammond and carried to enter an Executive Session for personnel matters per SDCL 1-25-2.

At 11:30 a.m., Powell moved, seconded by Packard and carried to exit the Executive Session.

At 11:30 a.m., Powell moved, seconded by Packard and carried to adjourn and reconvene Tuesday, March 27, 2018 at 9:00 a.m.



Travis Mockler, Chairman
Board of County Commissioners

ATTEST:



Carri R. Crum, County Auditor

March 27, 2018

The Board of County Commissioners met in regular session Tuesday, March 27, 2018 at 9:00 a.m. Members present: Travis Mockler, Phyllis Packard, Leo Powell, Micheal Manning and Richard Hammond.

Packard moved, seconded by Powell and carried to approve the agenda.

Minutes of the March 13, 2018 meeting were approved with a motion by Manning, seconded by Hammond and carried.

Rod Polley, Highway Superintendent, met with the Board to discuss highway matters. He reported that 300 St. between Highway 19 and 463 Ave. is closed due to flooding.

Powell moved, seconded by Hammond and carried to approve a driveway application from for Mart Brothers Construction on University Rd. south of Coyote St. (NW corner Sec #18 Vermillion Twp.).

Packard moved, seconded by Powell and carried to approve a driveway application from John Jensen on 300 St. west of 467 Ave. (W ½ of 16-95-51) pending the landowner's signature.

Alexis Tracy, State's Attorney, met with the Board to discuss old, outdated law books. Powell moved, seconded by Packard and carried to dispose of the books via the recycling center.

Cynthia Aden, Welfare Director, met with the Board to present Welfare Case #C18-06 for a county burial. Powell moved, seconded by Packard and carried to authorize payment of the county burial as the individual met welfare guidelines.

Powell moved, seconded by Packard and carried to authorize the following claims for payment. March Bills: (Payroll) Commissioner's \$6942.13; Auditors \$5,072.19; Treasurers \$13,722.14; States Attorney's Office \$13,600.45; Courthouse \$2,351.92; Director of Equalization \$7,849.22; Register of Deeds \$5,259.87; Veterans Officer \$1,279.83; 24/7 \$1,713.58; Sheriff's Office \$28,863.67; Jail \$15,977.87; Emergency Management \$3,285.74; Highway \$31,596.61; Health Nurse \$2,063.69; Extension \$2,593.95; Weed \$1,020.43 and Zoning \$2,172.02; (Due to Other Governments) SD Dept of labor Division \$1,017.55 and State of SD Game Fish and Parks \$367.00; (Payroll Withholdings) Aflac \$808.09; Clay Co Treasurer \$46,760.53; Colonial Life \$519.95; Conseco/Washington \$24.45; Dearborn National \$218.82; New York Life Insurance \$244.02; SD Retirement System \$23,903.50; SD Supplemental Retirement \$1,980.00; SDRS Roth 457(B) Plan \$675.00; United Way of Vermillion \$244.00; Vermillion Federal \$2,146.00 and Wellmark Blue Cross \$53,825.98; (Professional Services and Fees) Clay County Abstract \$319.50; Gapp, Debra \$3,710.00; Houska, DDS, Randy \$438.00; Katterhagen, Mark \$15.00; Lewno, Lucille M \$166.47; Lockwood, Darcy \$15.00; Netsys Plus, Inc. \$1,250.00; Overhead Door Company \$36.00; Sanford Health Occupational \$35.00; Secretary of State \$90.00; Sioux Falls 2-Way \$100.00; State Farm Insurance \$150.00; Yankton Co Sheriff \$100.00; Yankton Co Treasurer \$370.35 and Yankton Medical Clinic \$226.47; (Other Professional Service) Johnson, Carol \$129.20 and Reeves, Megan \$1,577.00; (Law Office) Brevik Law Office LLC \$204.45; McCulloch, James E \$2,230.50; Mikelson, Gary Attorney \$289.30 and Peterson, Stuart, Rumpca \$6,220.08; (Publishing) Star Publishing \$241.50; (Repairs and Maintenance) Butler Machinery Co.

\$1,639.60; Century Business Products \$29.12; Heiman Inc. \$398.42; Johnson Heating & Cooling \$634.32; Office Systems Company \$300.60; Overhead Door Company \$355.00; Presto-X Company LLC \$148.00 and Sioux Falls 2-Way \$206.25; (Data Processing/Clay Creek) Bureau of Administration \$24.75; (Supplies & Materials) Aerial Horizons UAS \$20,516.00; Boyer Trucks SF Inc \$315.10; Brunick Service Inc. \$6,498.21; Butler Machinery Co \$561.51; Campbell Supply Co \$132.59; Claritus \$314.00; Clay Union Electric Co \$600.00; Heiman Inc. \$924.66; Hy-Vee, Inc. \$14.65; JCL Solutions \$468.74; L.G. Everist Inc. \$3,070.13; Lawson Products, Inc. \$291.03; Layne's World, Inc. \$46.66; McLeod's Printing & Supply \$1,339.15; Mills & Miller, Inc \$3,490.83; O'Reilly Auto Parts \$342.51; Overhead Door Company \$144.68; Pressing Matters \$231.00; Prochem Dynamics \$117.02; Quill Corporation \$180.22; Sioux Falls 2-Way \$1,940.91; Sturdevant's Auto Parts \$10.50; Tractor Supply Credit \$242.88; Vermillion Ace Hardware \$19.98; Walmart Community/Gecr \$11.70 and Wheelco Brake and Supply \$496.56; (Copier Supplies) Quill Corporation \$22.83; (Travel and Conference) Best Western Ramkota \$203.98; Hammond, Richard \$282.96; Ramada Rapid City \$303.00; SD Police Chief's Assn \$85.00; SDSU Extension Service \$47.44 and Stewart, Layne \$64.76; (Utilities) Brunick Service, Inc. \$770.00; City of Vermillion \$1,860.71; Verizon Wireless \$93.66; Verizon Wireless Sheriff \$320.08 and Vermillion Garbage svc \$176.00; (Payment) Hy-Vee, Inc. \$4,326.13; Martens, Dennis Daniel \$50.00; Walmart Community/Gecr \$119.20; Ammon, Robert \$50.00; Burbach, Cheryl \$50.00; Fairholm, Shannon \$50.00; James, Brad \$50.00; Katrenak, James \$57.56; Koble, Carrie \$50.00; McDonald, Susan \$56.72; Miller, Thomas \$50.00; Olson, Dale \$58.40 and Meyers, Candelle \$20.00.

Layne Stewart, Emergency Management Director, met with the Board to discuss insurance for the recently purchased drone. He said he is shopping around for liability quotes and discussed the high cost of equipment coverage in relation to the equipment cost, and after reviewing the equipment insurance it was the consensus of the Board that the county self-insure the equipment.

Scott Fettig, Klein McCarthy Architects, met with the Board to discuss the space needs study results. It was discussed that the roofs on both the Courthouse and Public Safety Center are at or near the end of the expected lifespan, and the exterior of both buildings should be cleaned and tuckpointing repaired as needed. Due to the identified space needs, options were discussed for expansion as it relates to the historical building. Fettig also discussed noise levels and acoustics within the buildings, functionality issues within the office spaces, and layout issues within the jail and Public Safety Center. He discussed the potential issues that might arise with both options of expansion on-site, or with building a new jail off-site, such as courtroom logistics, security, inmate transport logistics, and additional staffing. He also talked about the need for phone and data cable rewiring, electrical service needs, generators, and energy efficiency. Fettig discussed jail expansion options and staffing needs for each option. Manning said it is obvious something needs to be done with the Public Safety Center, but they have to consider the Courthouse needs, so the Board will need some cost figures. Sheriff Andy Howe asked whether it might be more effective to build jail, law enforcement, state's attorney, and court system off-site than to expand on-site. State's Attorney Alexis Tracy discussed shortfalls, functionality issues, and ADA accessibility in the current courtrooms. Howe discussed the costs currently being incurred due to boarding the County's female inmates at other jails due to current space issues. Vermillion City Manager John Prescott briefly discussed the City's experiences with building or expanding facilities. Vermillion Police Chief Matt Betzen said it is difficult for him to visualize the needed square footage being built on-site, although the architects proposed it as an option. Fettig talked about utilizing the available land space. The Board discussed moving forward with studying options and quantified cost estimates.

At 12:42 p.m., Hammond moved, seconded by Powell and carried to enter an Executive Session per SDCL 9-34-19.

Packard excused herself from the meeting at 12:47 p.m.

At 1:05 p.m., Powell moved, seconded by Hammond and carried to exit the Executive Session.

At 1:05 p.m., Powell moved, seconded by Hammond and carried to adjourn and reconvene Tuesday, April 3, 2018 at 9:00 a.m.



Travis Mockler, Chairman
Board of County Commissioners

ATTEST:



Carri R. Crum, County Auditor

April 3, 2018

The Board of County Commissioners met in regular session Tuesday, April 3, 2018 at 9:00 a.m. Members present: Travis Mockler, Phyllis Packard, Leo Powell, and Richard Hammond; Micheal Manning was absent.

Powell moved, seconded by Packard and carried to approve the agenda.

Minutes of the March 27, 2018 meeting were approved with a motion by Hammond, seconded by Packard and carried.

Ina Peterson, Director of Equalization, met with the Board to present a report on the office's activities/audit report per SDCL 10-3-14.

Rod Polley, Highway Superintendent, met with the Board to discuss highway matters. He and Larry McPherson, Highway Foreman, presented the application to the Board for the State Infrastructure Bank (SIB) Loan program with the State. Polley discussed improving 457 Ave. from SD Hwy. 50 to Bluff Rd. The Board discussed obtaining a Request for Proposal from engineers.

Polley discussed bridge construction delays. The planned bridge project over Clay Creek has been delayed until October due to the bridge fabricators being behind schedule. Weather-permitting, the project will be completed in October. Polley has spoken to farmers in the area about it. The bridge east of Bethel Hall should be done in June.

Polley presented a map to the Board illustrating small structures in the county that are on township roads.

Powell asked Polley about weight limits on the roads. They may come off at the middle of the next week depending upon conditions.

A public hearing and first reading was held for Ordinance #2018-01 for Rezoning of Heglin Tract 1 NE1/4 NE1/4, Section 2, Township 95N, Range 51W of the 5th P.M., Clay County, SD (29715 469 Ave.) from Commercial to Agriculture in order for the landowner to build a single-family home. No one appeared in opposition and no written correspondence was received. Powell moved, seconded by Packard and carried to schedule the second reading/adoption on April 24, 2018 at 9:30 a.m.

At 10:40 a.m., Packard moved, seconded by Powell and carried to adjourn and convene as Clay County Ditch Board.

Powell moved, seconded by Hammond and carried to approve an invoice from Pollman Excavation for work on Laterals 1A, 2A, 2B, and 3A in the amount of \$40,764.97.

Powell reported that he observed trees from near Hanson's to near Kaeberle's on Yankton-Clay Ditch. Polley discussed having the Weed Department spray once the trees are cut. The Board discussed having Polley prepare a notice to bidders for the project.

At 10:54 a.m., Powell moved, seconded by Packard and carried to adjourn and reconvene as Board of Clay County Commissioners.

The following Auditor's Account with the County Treasurer Report was accepted and placed on file.

AUDITOR'S ACCOUNT WITH THE COUNTY TREASURER

To the Honorable Board of County Commissioners of Clay County
items in the hands of the County Treasurer as of April 1, 2018.

I hereby submit the following report of my examination of the cash:

Total amount of deposits in banks	6,461,592.37
Amount of actual cash	1,546.52
Total amount of checks and drafts in Treasurer's Possession not exceeding three days	17,109.00
Itemized list of all items, checks and drafts which have been in the Treasurer's possession over three days:	2,124.78
Checks returned and not deposited	
Cash Items	
Investments	1,000.00
Cash Variation	0.00
Total	
	Dated this 2nd day of April, 2018.
	6,483,372.67

Carri R. Crum, County Auditor

Recent payroll changes are as follows. Kristina Brinkmann was hired in the Register of Deeds Office 2/26/18 at \$2,411.49/month. Corey Doherty was hired by the Highway/Weed Department 3/26/18 at \$14.61/hour. Austin Rhodes was hired by the Jail 3/28/18 at \$15.35/hour.

At 11:12 a.m., Powell moved, seconded by Hammond and carried to enter an Executive Session for personnel matters per SDCL 1-25-2.

At 11:19 a.m., Powell moved, seconded by Packard and carried to exit the Executive Session.

At 11:20 a.m., Hammond moved, seconded by Packard and carried to adjourn and reconvene Tuesday, April 10, 2018 at 9:00 a.m.



Travis Mockler, Chairman
Board of County Commissioners

ATTEST:



Carri R. Crum, County Auditor

April 10, 2018

The Board of County Commissioners met in regular session Tuesday, April 10, 2018 at 9:00 a.m. Members present: Travis Mockler, Phyllis Packard, Leo Powell, Micheal Manning, and Richard Hammond.

Packard moved, seconded by Hammond and carried to approve the agenda.

Minutes of the April 3, 2018 meeting were approved with a motion by Hammond, seconded by Packard and carried with minutes amended to reflect that Manning was absent from the meeting.

Rod Polley, Highway Superintendent, met with the Board to discuss highway matters. Powell moved, seconded by Hammond and carried to approve and authorize the Chairman to sign a driveway application from Debbie Dragich on University Rd. for a field approach.

Packard moved, seconded by Manning and carried to approve and authorize the Chairman to sign a Right-of-Way Application from Clay-Union Electric at 306 St. & 453 Ave.

Packard moved, seconded by Hammond and carried to accept the low bid of \$2.25/gallon for 1,700 gallons of 10% Ethanol blend fuel from Country Pride Coop.

Manning moved, seconded by Powell and carried to accept the low bid of \$1.10/gallon from Star Energy for propane at the Wakonda and Vermillion Highway Shops.

Polley said he has consulted with neighboring counties and the SD Dept. of Transportation, and the weight limits are predicted to be removed from the roads next Friday pending weather.

Dennis Ganschow, Weed Supervisor, met with the Board. Powell moved, seconded by Packard and carried to authorize the Chairman to sign the Joint Powers Agreement with the SD Dept. of Transportation for Weed Spraying Services by the County.

Powell discussed with Ganschow a recent meeting regarding Goat Island.

Ganschow presented a slideshow presentation with photos and information about the work done with the weed grant in 2017.

Powell moved, seconded by Packard and carried to approve the following claims for payment. April Bills: (Due to Other Governments) Clay Co Treasurer \$4,799.00; Clay Co Treasurer \$1,519.56; Reliance Telephone \$500.00 and SD Dept of Labor Division \$35,507.52; (Unemployment) SD Dept of Labor Division \$2,089.88; (Professional Services and Fees) Coyote Enterprise LLC \$159.98; Dakota Lock & Key \$40.00; Great Plains LLC \$2,812.50; Klein McCarthy Architect \$27,279.00; Kober Funeral Home \$1,900.00; Lewno, Lucille M \$81.50; Lincoln County Treasurer \$256.47; Microfilm Imaging System \$30.00; Netsys Plus, Inc. \$198.00; Satellite Tracking \$198.25; SD Dept of Health Lab \$685.00; Vermillion Federal \$329.00; Willson Florist \$55.00; Yankton Co Sheriff \$3,480.00; Yankton Co Treasurer \$209.30; Yankton Fire & Safety \$37.50; Yankton Rexall Drug \$69.92 and Yellow Robe, Luke \$1,500.00; (Other Professional Services) Schaefer, Dean \$195.00; (Law Office) Harmelink, Fox,

Ravnsborg \$407.04; Reed Law Offices \$423.00; (Mental Health) Dept of Revenue \$60.00; Lewis & Clark Behavior \$320.00; SD Achieve \$180.00; SESD Activity Cntr. \$360.00 and Dept of Revenue \$427.57; (Publishing) Broadcaster \$755.81 and Star Publishing \$996.16; (Repairs and Maintenance) Brunick Service, Inc. \$50.00; Buhls Drycleaners \$73.50; Canon \$90.00; Fischer's Disposal LLC \$50.00; Johnsen Heating & Cooling \$1,702.40; Johnson Feed, Inc. \$21.22; Office Systems Company \$590.31; Swensen, Daniel \$400.00; Turner Plumbing Inc. \$81.50; Vermillion Federal \$345.24 and Walker Constuction \$395.00; (Data Processing) Microfilm Imaging Systems \$720.00 and Software Services Inc \$1,300.00; (Laterals 1A & 1B Expense) Pollman Excavation Inc. \$8,238.20; ; (Laterals 2A & 2B Expense) Pollman Excavation Inc. \$17,432.64; ; (Laterals 3A & 3B Expense) Pollman Excavation Inc. \$15,094.13; (Yankton Clay Expense) Star Publishing \$19.38; (Supplies and Materials) A & B Business \$181.36; Agterra Tech Inc. \$620.00; Allied Oil & Supply \$1,373.96; Appera \$42.12;; Bob Barker Co Inc. \$19.20; Brock White Company \$9,021.33; Brunick Service, Inc. \$1,959.06; Butler Machinery Co. \$1,500.00; Campbell Supply Co. \$208.04; CMoore Pit Service \$240.00; Corporate Warehouse Supply \$459.85; Davis Pharmacy \$1,647.21; FedEx \$47.70; Hillyard \$62.89; Jack's Uniforms & Equipment \$115.40; JCL Solutions \$727.05; John Deere Financial \$182.84; McLeod's Printing & Supply \$630.02; Microfilm Imaging System \$335.46; Mills & Miller, Inc. \$1,701.00; O'Reilly Auto Parts \$212.70; Orr Fam Supply \$527.16; Pharmchem, Inc. \$2,729.15; Prochem Dynamics \$89.58; SD Dept of Transportation \$5,054.52; Sign-Up LTD \$11.50; Sooland Bobcat \$417.46; Sturdevant's Auto Part \$187.26; Vander Haag's Inc. \$200.00; Vermillion Ace Hardware \$28.94; Vermillion Federal \$215.13; Winter Equipment \$195.13 and Yankton Janitorial Supply \$1,515.75; (Copier Supplies) Claritus \$10.94; (Travel and Conference) Eagles Club \$133.13 and Mister Smith's \$951.05; (Inmate Travel) Brunick Service, Inc. \$300.00; (Utilities) Bureau of Administration \$127.59; CenturyLink \$592.36; CenturyLink EMG \$13.68; Clay Union Electric Co. \$651.04; MidAmerican Energy \$977.24; Midco Business \$370.00; Vermillion Garbage SVC \$60.00 and Wakonda Town \$66.90; (Payment) Austin-Whittemore House \$625.00; Brunick Service, Inc. \$1,848.89; Clay Co Arg Fair Assoc. \$4,125.00; Clay Co Conservation District \$6,250.00; Clay Co Treasurer \$73.86; Dakota Senior Meals \$1,236.75; Dept. of Revenue \$1,545.00; Lewis & Clark Behavior \$5,129.50; Salvation Army \$437.50; SD Assn. of Co. Officials \$4,746.00; Vermillion Area Arts Council \$1,250.00; Vermillion Federal \$10.96; Vermillion Food Pantry \$1,875.00; Vermillion Public Library \$1,000.00; Vermillion Senior Center \$5,000.00; Wakonda Public Library \$625.00; Wakonda Senior Center \$625.00 and Ballensky, Barbara \$20.00; (JDC/Special Eqp) Lutheran Social Services \$372.16; (Buildings and Structures) Hartland Cleaning Service \$1,970.00; (Furniture and Minor Equipment) A & B Business \$248.16; Brunick Service, Inc. \$29.00; Century Business Products \$65.90 and Microfilm Imaging System \$155.00; (Machinery and Automotive Equip.) Vermillion Ford \$27,608.00;

The change in personnel manual policies was tabled until the next meeting.

Hammond moved, seconded by Packard and carried to authorize the Chairman to sign a letter from Klein McCarthy Architects to move forward with the next phase of the space study.

At 10:00 a.m., Manning moved, seconded by Packard and carried to enter an Executive Session for personnel and legal matters per SDCL 1-25-2.

Powell excused himself from the meeting at 10:12.

At 11:19 a.m., Hammond moved, seconded by Packard and carried to exit the Executive Session.

It was the consensus of the Board that the press release from Klein McCarthy Architects was accurate and appropriate to release.

At 11:20 a.m., Packard moved, seconded by Hammond and carried to adjourn and reconvene Tuesday, April 24, 2018 at 9:00 a.m.



Travis Mockler, Chairman
Board of County Commissioners

ATTEST:



Carri R. Crum, County Auditor

**2018 Board of Equalization
Consolidated Board
Clay County**

Chairman Mockler called the Consolidated Board of Equalization to order at 1:00 p.m., Tuesday, April 10, 2018. Members present: Travis Mockler, Leo Powell, Phyllis Packard, Micheal Manning, Richard Hammond, Stephen Ward, Richard Holland, Kelsey Collier-Wise, and Tim Schwasinger. Also present: County Auditor Carri Crum, Director of Equalization Ina Peterson, and Deputy Director of Equalization Laura Christensen. Oaths of Office were given.

The following Appeals were heard for consideration:

Appeal #2018-01 – Dehner, Robert J & Vicki (15093-00100-100-00) The Director's value was \$32,713 for land and \$358,121 for improvements with a total of \$390,834.

Holland moved, seconded by Ward to re-evaluate the appeal at a later point in the meeting. All voted aye. Motion passed.

The Board considered the following Recommendations:

Appeal #2018-01 – Dehner, Robert J & Vicki (15093-00100-100-00) The Director's recommendation was to lower the land value from \$46,183 to \$32,713 per review of the lot sales for the bluff.

Appeal #2018-02 – Kim, Henry S & Joann G (15093-00100-080-00) The Director's recommendation was to lower the land value from \$65,052 to \$46,079 per review of the lot sales for the bluff.

Appeal #2018-03 – Ehrenfeldt, John M & Karyn R (15093-00100-090-00) The Director's recommendation was to lower the land value from \$47,311 to \$33,512 per review of the lot sales for the bluff.

Appeal #2018-04 – Gregoire, Robert E & Judy A (15093-00100-110-00) The Director's recommendation was to lower the land value from \$46,550 to \$32,973 per review of the lot sales for the bluff.

Appeal #2018-05 – Thompson Family Living Trust (15093-00100-120-00) The Director's recommendation was to lower the land value from \$43,277 to \$30,654 per review of the lot sales for the bluff.

Appeal #2018-06 – Sun, Haoran & Sue Haishu (15093-00100-130-00) The Director's recommendation was to lower the land value from \$44,830 to \$31,754 per review of the lot sales for the bluff.

Appeal #2018-07 – Venkatachalam, A R & Meera (15093-00100-140-00) The Director's recommendation was to lower the land value from \$56,518 to \$40,033 per review of the lot sales for the bluff.

Appeal #2018-08 – Welch, Nathan W & Krista (15093-00100-150-00) The Director's recommendation was to lower the land value from \$54,574 to \$38,656 and the structure value

from \$351,678 to \$295,058 per review of the lot sales for the bluff and upon review of the structure removed basement & garage finish.

Ward moved, seconded by Collier-Wise to accept the Director's recommendations for Appeals #2018-01, #2018-02, #2018-03, #2018-04, #2018-05, #2018-06, #2018-07, and #2018-08. All voted aye. Motion passed.

Appeal #2018-09 – Jepsen, Eric M (15130-00100-100-00) The Director's recommendation was to lower the structure value from \$171,894 to \$145,793 per review of the property and changed to reflect current condition and basement finish.

Appeal #2018-10 – Hansen, Mary Jo (15470-00400-050-00) The Director's recommendation was to lower the structure value from \$119,939 to \$92,607 per review of the property and changed to reflect current condition and sale price.

Appeal #2018-11 – Brown, Sandra J & Danny L (15715-00500-130-00) The Director's recommendation was to lower the structure value from \$230,517 to \$205,106 to equalize with surrounding comparable properties.

Appeal #2018-12 – Brady Holdings LLC (15730-08700-000-12) The Director's recommendation was to lower the structure value from \$238,663 to \$200,663 based on documentation of the building permit.

Appeal #2018-13 – Paulsen, Andrew & Holly (15740-00200-010-00) The Director's recommendation was to lower the structure value from \$240,136 to \$137,834 per review of the property and changed the quality and condition to reflect current condition and sale price.

Appeal #2018-14 – Andrews, Yvonne M (15880-09251-183-64) The Director's recommendation was to lower the structure value from \$80,719 to \$61,167 per review of the property and changed to reflect current condition and sale price.

Appeal #2018-15 – Allison, Charles Kase (15999-00200-000-16) The Director's recommendation was to lower the structure value from \$2,820 to \$500 due to the structure being unoccupiable.

Appeal #2018-16 – Allison, Charles Kase (15999-00200-000-17) The Director's recommendation was to lower the structure value from \$3,539 to \$500 due to the structure being unoccupiable.

Appeal #2018-17 – Allison, Charles Kase (15999-00200-000-19) The Director's recommendation was to lower the structure value from \$4,069 to \$500 due to the structure being unoccupiable.

Powell moved, seconded by Ward to accept the Director's recommendations for Appeals #2018-09, #2018-10, #2018-11, #2018-12, #2018-13, #2018-14, #2018-15, #2018-16, and #2018-17. All voted aye. Motion passed.

The Board re-evaluated Appeal #2018-01. It was decided that the Director will review quality and condition of homes in the neighborhood over the next year. Hammond moved, seconded by Powell to lower the structure value from \$358,121 to \$314,118 and the land value from \$46,183

to \$32,713 for a total land and structure value of \$346,831 to equalize to neighboring property.
All voted aye. Motion passed.

The Consolidated Board adjourned at 2:12 p.m. with a motion by Powell, seconded by
Schwasinger and carried.

Dated this 10th day of April, 2018.

ATTEST: Carri R. Crum
Carri R. Crum, County Auditor


Travis Mockler, Chairman
Consolidated Equalization Board

**2018 Board of Equalization
County Board
Clay County**

Chairman Mockler called The County Board of Equalization to order at 2:12 p.m., Tuesday, April 10, 2018. Members present: Travis Mockler, Leo Powell, Phyllis Packard, Richard Hammond, and Micheal Manning. Also present: County Auditor Carri Crum, Director of Equalization Ina Peterson, and Deputy Director of Equalization Laura Christensen. Oaths of Office were given.

The following Appeals were heard for consideration:

Appeal #2018-18 – Chervek, Charles B (12000-09151-051-17) Local Board value: \$58,263 for the land.

Manning moved, seconded by Packard to accept the Local Board value for Appeal #2018-18 to equalize with like properties. All voted aye. Motion passed.

Packard moved, seconded by Manning to instruct the Director of Equalization to make adjustment for Freeze on Assessment of Dwellings of Disabled and Senior Citizen per SDCL 10-6A. All voted aye. Motion passed.

Powell moved, seconded by Hammond to instruct the Director of Equalization to make adjustment for Veterans Exemption per SDCL 10-4-40. All voted aye. Motion passed.

Powell moved, seconded by Hammond to accept the addition of Owner Occupied status for 2018 for the following parcels. All voted aye. Motion passed.

Parcel Number	Name	Address	
15999-01800-013-36	Morgan Carnes or Joseph Appley	1336 Westgate	Vermillion
15999-00500-000-22	Thakur P Bhatta	411 Stanford #22	Vermillion
15999-0200-000-07	Barb or Bridget Jacobson	1505 W Cherry #7	Vermillion
15999-01900-010-05	Brandon Donaldson	1005 Kim Lane	Vermillion
04000-09453-232-04	Daniel W Larson	45619 306 St	Wakonda
15093-00100-150-00	Nathan W & Krista Welch	1404 Rockwell Trail	Vermillion

The Tax Exempt List for 2018 was presented. Packard moved, seconded by Powell to approve the list as published in county legal newspapers. The list is on file in the Auditor’s Office. All voted aye. Motion passed.

The County Board adjourned for the year at 2:38 p.m. with a motion by Powell, seconded by Packard and carried.

Dated this 10th day of April, 2018.

ATTEST: Carri R. Crum
Carri R. Crum, County Auditor



Travis Mockler, Chairman
Consolidated Equalization Board

April 24, 2018

The Board of County Commissioners met in regular session Tuesday, April 24, 2018 at 9:00 a.m. Members present: Travis Mockler, Phyllis Packard, Leo Powell, Micheal Manning, and Richard Hammond.

Manning moved, seconded by Packard and carried to approve the agenda.

Minutes of the April 10, 2018 meeting were approved with a motion by Powell, seconded by Manning and carried.

Rod Polley, Highway Superintendent, met with the Board to discuss highway matters. He reported that weight limits will be removed Wednesday.

It was reported that the Highway Department switched to four 10-hour days on Monday.

Polley discussed with the Board small structures in the county as well as damage to bridges from others and others' maintainers that the county has been repairing. It was decided that Polley would work with the State's Attorney to send letters to the townships and particularly stating that one deteriorating structure will be closed.

A second reading was held for Ordinance #2018-01 for Rezoning of Heglin Tract 1 NE1/4 NE1/4, Section 2, Township 95N, Range 51W of the 5th P.M., Clay County, SD (29715 469 Ave.) from Commercial to Agriculture in order for the landowner to build a single-family home. No one appeared in opposition and no written correspondence was received. Manning moved, seconded by Packard to adopt Ordinance #2018-01. Roll call vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

ORDINANCE #2018-01

AN ORDINANCE AMENDING ORDINANCE #2013-04 (UPDATED WITH AMENDMENTS THROUGH #2017-01) BY REZONING CERTAIN PROPERTY

BE IT ORDAINED BY CLAY COUNTY, SOUTH DAKOTA:

That Ordinance #2013-04 be amended as follows:

Zoning change from C: Commercial to A-1: Agriculture in order to build a single-family home. The legal description of the property is: Heglin Tract 1 NE1/4 NE1/4, Section 2, Township 95N, Range 51W of the 5th P.M., Clay County, SD. And the official zoning map is amended to include the property in A-1 Agriculture.

Planning Commission Public Hearing: February 26, 2018

First Reading: April 3, 2018

Second Reading & Adoption: April 24, 2018

Publication: May 3 & 4, 2018 and May 10 & 11, 2018

Effective Date: May 31, 2018

Travis Mockler, Chairperson, Clay County
Board of County Commissioners

ATTEST:

Clay County Auditor

Layne Stewart, Emergency Management Director, met with the Board to present the SLA Quarterly Activity Report. Powell moved, seconded by Packard and carried to authorize the Chairman to sign the SLA Quarterly Activity Report.

Leslie Mastroianni of the Southeastern Council of Governments met with the Board to discuss funding options for the potential space needs project. She discussed a low interest loan program and a community development block grant program. Alexis Tracy, State's Attorney, discussed statutes regarding building or improvement projects.

Andy Howe, Sheriff, met with the Board to present property to be declared surplus. Manning moved, seconded by Powell and carried to declare a Glock pistol surplus and authorize a private sale following appraisals according to procedure.

Donald Gregg met with the Board to discuss property line disputes regarding his property. It was the opinion of the Board, upon advisement of the State's Attorney, that the matter is a civil issue, and the County has no authority over the matter.

Powell moved, seconded by Manning and carried to approve the following claims for payment.

The Register of Deeds, Veterans/Welfare/Zoning, and Vermillion Public Library Board reports were accepted and placed on file.

At 10:49 a.m., Powell moved, seconded by Packard and carried to adjourn and convene as Clay County Ditch Board.

Polley presented photos of trees to be removed along the Yankton Clay Ditch and discussed specifications for removal. The Board decided it is best for stability of the bank to cut the trees and spray them, leaving the stumps in the ground. It was decided that the project be bid. He also discussed trees near Holmes Welding and said the Highway Dept. personnel will try to cut them down.

At 11:12 a.m., Packard moved, seconded by Manning and carried to adjourn and reconvene as Board of Clay County Commissioners.

At 11:16 a.m., Manning moved, seconded by Packard and carried to enter an Executive Session for personnel and legal matters per SDCL 1-25-2.

At 12:04 p.m., Powell moved, seconded by Hammond and carried to exit the Executive Session.

At 12:04 p.m., Manning moved, seconded by Packard and carried to adjourn and reconvene Tuesday, May 1, 2018 at 9:00 a.m.



Travis Mockler, Chairman
Board of County Commissioners

ATTEST:



Carri R. Crum, County Auditor

May 1, 2018

The Board of County Commissioners met in regular session Tuesday, May 1, 2018 at 9:00 a.m. Members present: Travis Mockler, Phyllis Packard, Leo Powell, Micheal Manning, and Richard Hammond.

Manning moved, seconded by Hammond and carried to approve the agenda.

Minutes of the April 24, 2018 meeting were approved with a motion by Hammond, seconded by Manning and carried.

Rod Polley, Highway Superintendent, met with the Board to discuss highway matters. He presented a draft letter to the township boards regarding small structures in the county. Upon review of the letter, State's Attorney Alexis Tracy offered some revisions, and the matter was further discussed amongst the Board.

The Board considered the annual Agreement to Provide for the Striping and Continuing Maintenance of County Roads within Clay County. Powell moved, seconded by Packard and carried to authorize the Chairman to sign the agreement as presented.

At 9:35 a.m., Packard moved, seconded by Manning and carried to adjourn and convene as Clay County Ditch Board.

The Board considered bid specifications for tree removal along Yankton/Clay Ditch. Powell moved, seconded by Packard and carried to authorize advertisement and set the public bid opening for 9:30 a.m. on May 29, 2018.

At 9:45 a.m., Packard moved, seconded by Manning and carried to adjourn and reconvene as Board of Clay County Commissioners.

Jim Wilson of the Clay County Historic Preservation Commission met with the Board to invite the commissioners to the upcoming conference that the CCHPC is hosting in Vermillion May 17-18 as well as to update the Board on CCHPC projects.

At 10:06 a.m., Hammond moved, seconded by Manning and carried to adjourn and reconvene Tuesday, May 8, 2018 at 9:00 a.m.


Travis Mockler, Chairman
Board of County Commissioners

ATTEST: 
Carri R. Crum, County Auditor

May 8, 2018

The Board of County Commissioners met in regular session Tuesday, May 8, 2018 at 9:00 a.m.
Members present: Travis Mockler, Phyllis Packard, Leo Powell, Micheal Manning, and Richard Hammond.

Packard moved, seconded by Manning and carried to approve the agenda.

Minutes of the May 1, 2018 meeting were approved with a motion by Hammond, seconded by Packard and carried.

Rod Polley, Highway Superintendent, met with the Board to discuss highway matters. Daniel Peterson of the National Park Service and Polley discussed with the Board the Federal Lands Access Program (FLAP). Peterson said FLAP provides funding for construction or repair of roads leading to federally owned or managed properties. The Myron Grove area is an access point to the Missouri National Recreational River. He discussed potential for receiving federal funds for paving the road in Norway Township to the Myron Grove access point and asked the Board if there is interest in the potential project. Polley discussed the construction aspects of a road project and the long-term maintenance as costs for things such as chip and crack sealing pertain to the county or township board. Peterson said he could work with the Norway Township Board and Polley to complete the application. Powell moved, seconded by Packard and carried to allow Polley to proceed with the application process. Peterson also discussed signage for the area and asked the Board to allow the Highway Department to put up the signs if they were provided to the County.

Ina Peterson, Director of Equalization, met with the Board to discuss a request for information from SD One Call to be used for locating digging sites. Powell moved, seconded by Hammond and carried to authorize the Director of Equalization to provide the information as requested.

Peterson reported that she and the office staff will be at training the fourth week in May, and former Director of Equalization Gene Lunn will staff the office.

Manning moved, seconded by Hammond and carried to approve the following claims for payment. May Bills: (Professional Services and Fees) Broadcaster Press \$130.07; Century Business Products \$76.24; City of Vermillion \$48.00; Coyote Enterprise LLC \$199.98; FedEx \$11.51; Houska DDS, Randy \$232.00; Katterhagen, Mark \$22.50; Lewno, Lucille M \$191.47; Lincoln County Treasurer \$320.30; Lockwood, Darcy \$22.50; Microfilm Imaging System \$30.00; Minnehaha Co. Auditor \$118.20; Netsys Plus, Inc. \$1,116.00; Pharmchem, Inc. \$1,256.20; Redi Towing \$115.00; RMS \$96.67; Sacred Heart Hospital \$15.42; Satellite Tracking \$120.25; SD Dept of Health Lab \$510.00; Sioux Falls 2-Way \$75.00; The Equalizer \$194.00; Turner Plumbing Inc. \$82.28; Yankton Co Sheriff \$800.00 and Yankton Medical Clinic \$61.04; (Other Professional Service) Dakotah Reporting Agency \$715.50; (Law Office) Brevik Law Office LLC \$207.45; (Mental Health) Dakotabilities \$540.00; Dept of Revenue \$60.00; SD Achieve \$180.00; Sesd Activity Center \$360.00 and Dept of Revenue \$1,441.90; (Publishing) Broadcaster Press \$538.12; Plain Talk \$40.27; Sign-Up Ltd. \$25.33 and Star Publishing \$323.96; (Rentals) Pictometry International \$13,621.67; (Repairs and Maintenance) Aden, John \$50.00; Buhls Drycleaners \$258.50; Canon \$105.65; Century Business Products \$29.12; Johnsen Heating & Cooling \$847.20; Johnson Feed, Inc. \$21.22; Kone, Inc. \$719.55; Mart Auto Body & Marina \$95.00; Netsys

Plus, Inc. \$764.00; Olson's Pest Technician \$80.00; Sioux Falls 2-Way \$75.00; Total Flooring Inc. \$1,890.06; Turner Plumbing Inc. \$52.93; Vermillion Federal \$20.00 and Walker Construction \$685.00; (Data Processing) Microfilm Imaging Systems \$720.00; Software Services, Inc. \$1,280.00; (Supplies and Materials) A & B Business \$334.68; Agterra Tech Inc. \$35.00; Benco Products Inc. \$446.31; Bob Barker Co Inc. \$130.15; Boyer Trucks SF Inc. \$1,082.56; Brunick Service Inc. \$172.55; Campbell Supply Co. \$340.31; Davis Pharmacy \$95.65; FedEx \$48.19; Francotyp-Postalia Inc. \$30.00; Intab, Inc. \$337.21; Johnson Feed, Inc. \$849.09; L.G. Everist, Inc. \$46,349.32; Lyle Signs, Inc. \$5,741.89; Mart Auto Body & Marina \$76.69; Menard's \$42.98; Northern Safety Co, Inc. \$24.00; ProChem Dynamics \$48.04; Quill Corporation \$59.96; SD Assn of Co Weed Brd \$150.00; SD Sheriff Assn \$8.60; Sign-Up Ltd. \$30.51; Rickbohm, Colleen \$25.22; Sturdevant's Auto Part \$34.14; Truenorth Steel \$7,749.08; Vermillion Federal \$600.10; (Travel and Conference) D-Ware Inc. \$195.00; Hollenbeck, Lauren \$15.20; Husby, Tiffary \$90.00; Sdvsoa \$75.00; Vermillion Federal \$137.92 and Vermillion Federal \$370.01; (Inmate Travel) Pennington County Jail \$236.60; (Utilities) City of Vermillion \$2,301.85; Clay Rural Water System \$48.90; Clay Union Electric Co \$630.13; Fischer's Disposal LLC \$50.00; MidAmerican Energy \$749.15; Midco Business \$370.00; Vermillion Garbage Svc \$60.00 and Wakonda Town \$62.65; (Payment) Brunick Service, Inc. \$339.62 and Fast Auto Glass, Inc. \$205.00; (JDC/Special Eq.) Motorola \$17,760.93 and Sioux Falls 2-Way \$625.00; (Buildings and Structure) Bear, Inc. DbA Todd's \$4,439.01; A & B Business \$238.46 and Microfilm Imaging System \$155.00; (Furniture and Minor Equipment) Netsys Plus, Inc. \$710.00.

Matt Callahan and Aaron McDowell, Vermillion Fire EMS Department, met with the Board to present the annual report and discuss current activities with the Board.

Layne Stewart, Emergency Management Director, met with the Board to present the Point of Dispensing (POD) Grant paperwork for a signature. Powell moved, seconded by Packard and carried to authorize the Chairman to sign the paperwork accepting the \$9,000 POD grant.

The Board briefly recessed to proceed to the parking lot be shown the Vermillion Fire EMS Department's new ambulance and brush fire tanker truck.

At 10:28 a.m., Powell moved, seconded by Hammond and carried to adjourn and reconvene Tuesday, May 29, 2018 at 9:00 a.m.



Travis Mockler, Chairman
Board of County Commissioners

ATTEST:



Carri R. Crum, County Auditor

May 29, 2018

The Board of County Commissioners met in regular session Tuesday, May 29, 2018 at 9:00 a.m. Members present: Travis Mockler, Phyllis Packard, Leo Powell, Micheal Manning, and Richard Hammond.

Hammond moved, seconded by Manning and carried to approve the agenda.

Minutes of the May 8, 2018 meeting were approved with a motion by Manning, seconded by Packard and carried.

Ina Peterson, Director of Equalization, appeared as a Visitor to be Heard. She reported that the County has the opportunity to purchase a 6-inch representation for the price of a 9-inch, giving better resolution. The contract would need to be signed by the end of June. It was decided that the matter will be placed on the next agenda for formal action.

Rod Polley, Highway Superintendent, met with the Board to discuss highway matters. Powell moved, seconded by Packard and carried to authorize the Chairman to sign a Driveway Application on behalf of Mike Huth at 30417 455 Ave.

Powell moved, seconded by Packard and carried to authorize the Chairman to sign a Driveway Application on behalf of Todd Johnson on 309 St. with a 36"x 60' culvert.

Packard moved, seconded by Manning and carried to accept the low bid of \$2.52/gallon from Brunick Service for 1,600 gallons of ethanol blend fuel.

Polley gave an update on the Federal Land Access Program Grant application that was placed for the road leading to Myron Grove Access. He said funding has been found to cover the township's matching share of \$162,400 for the project. The application has been placed for consideration.

The Board discussed with Polley county road conditions.

Powell moved, seconded by Packard and carried to approve the following claims for payment. May Bills: (Payroll) Commissioner's \$6,944.63; Auditors \$5,009.90; Treasurers \$13,699.37; States Attorney's Office \$13,600.46; Courthouse \$2,351.92; Director of Equalization \$7,857.71; Register of Deeds \$5,522.62; Veterans Officer \$1,279.82; 24/7 \$1,279.82; Sheriff's Office \$26,002.28; Jail \$17,429.92; Emergency Management \$3,285.73; Highway \$33,984.71; WIC/Health Nurse \$2,063.69; Extension \$2,593.96; Weed \$3,822.93 and Zoning \$2,058.27; (Due to Other Governments) SDACO – M&P Fund Payment \$420.00; State of SD Game Fish \$514.00; Reliance Telephone \$500.00 and Thomson Reuters – West \$103.93; (Payroll Withholdings) Aflac \$808.09; Clay Co Treasurer \$47,867.02; Colonial Ife \$676.72; Conseco/Washington \$24.45; Dearborn National \$218.82; New York Life Insurance \$413.12; SD Retirement System \$23,677.78; SD Supplemental Retirement \$2,080.00; SDRS Roth Plan \$675.00; United Way of Vermillion \$244.00; Vermillion Federal \$2,146.00 and Wellmark Blue Cross \$52,817.53; (Other Insurance) SD Public Assurance Alliance \$518.73; (Professional Services and Fees) Billings, John P \$2,796.50; Butler Machinery Co. \$144.00; City of Vermillion \$48.00; Gapp, Debra \$1,715.00; Hov Services Inc. \$2,887.18; Katterhagen, Mark \$22.00;

Klein McCarthy Architecture \$11,691.00; Lewis & Clark Behavior \$320.00; Lewno, Lucille M \$191.47; Lincoln County Treasurer \$543.30; Lockwood Darcy \$22.00; Netsys Plus, Inc. \$2,296.00; Sanford Health Clinic \$87.00; SD Attorney General \$348.00; Sioux Equipment \$56.95; Yankton Co Sheriff \$50.00 and Yankton Co Treasurer \$270.44; (Law Office) Peterson, Stuart, Rumpca \$6,220.08; (Repairs and Maintenance) Bear Inc. DBA Todd's Electric \$412.19; Brunick Service, Inc. \$52.95; Butler Machinery Co. \$4,731.30; Century Business Products \$29.12; Johnson Heating & Cooling \$681.60 and Sioux Equipment \$255.00; (Data Processing) Mastel, Bruce \$35.00; (Supplies and Materials) A & B Business \$44.09; A-Ox Welding Supply Co \$1,187.87; Appera \$42.12; Blue Tarp Financial \$999.99; Bob Barker Co Inc. \$156.75; Bomgaars \$48.97; Brock White Company \$983.66; Brunick Service, Inc. \$2,106.97; Butler Machinery Co. \$6,495.76; Campbell Supply Co. \$184.32; Dakota PC Warehouse \$519.97; Francotyp-Postalia Inc. \$90.00; Herren-Schempp \$59.50; Jack's Uniforms & Equipment \$75.79; L.G. Everist, Inc. \$13,296.76; Lawson Products Inc. \$535.23; Lessman Electric Supply \$210.00; Quill Corporation \$163.98; Sioux Equipment \$7.52; Sturdevant's Auto Part \$101.91; The Emblem Authority \$261.50; Vermillion Ace Hardware \$104.93; Vermillion Ford \$28.85; One Office Solution \$296.68 and Yankton Janitorial Supplies \$109.70; (Travel and Conference) Christensen, Laura \$107.00; Crum, Carri R \$42.00; Howe, Rhonda \$42.00; Manger, Bill \$161.18; Olson, Jane \$42.00; Peterson, Ina \$107.00; Polley, Rodney \$36.00; Powell, Cathi \$42.00; SD Assn of Co. Officials \$300.00; SDSU Extension Service \$44.60; Stewart, Layne \$164.92 and Sundet, Laura \$36.00; (Inmate Travel) Brunick Service, Inc. \$215.00; (Utilities) Bureau of Administration \$182.78; CenturyLink \$618.45; CenturyLink EMG \$13.68; City of Vermillion \$3,513.92; Verizon Wireless \$49.29; Verizon Wireless Sheriff \$320.08; Verizon Wireless EMG \$40.01 and Vermillion Garbage Svc \$176.00; (Payment) Brunick Service, Inc. \$1,969.99; Crop Production Service \$12,539.80; Hy-Vee, Inc. \$3,897.28; Martens, Dennis Daniel \$50.00; Thomson Reuters – West \$286.13; Walmart Community/Gecr \$119.20; Ammon, Robert \$50.00; Burbach, Cheryl \$50.00; Fairholm, Shannon \$50.00; James, Brad \$50.00; Katrenak, James \$57.56; Koble, Carrie \$50.00; McDonald, Susan \$56.75; Miller, Thomas \$50.00; Olson, Dale \$58.40; Arrow, Elmer \$20.00 and Knutson, Wendy \$36.80; (JDC/Special Eq.) Axon Enterprise Inc. \$200.00 and Lewis & Clark Behavior \$5,210.24; (Building and Structures) Brunick Furniture \$2,704.00 and Butler Machinery Co. \$234,726.00; (Books) Deere and Company \$65,891.42; (Furniture and Minor Equipment) Microfilm Imaging System \$120.00 and Verizon Wireless \$39.29.

Powell moved, seconded by Manning and carried to authorize the Chairman to sign the contract for a new mainframe from CPS Technologies and Software Services, Inc.

Manning moved, seconded by Packard and carried to authorize the Chairman to sign the annual WIC contract with the SD Dept. of Health.

Terry Munter met with the Board on behalf of the Vermillion Pistol Club (a separate entity from the Trap Club). He said the club has been trying to make renovations with the membership dues paid by the approximately 150 members of the club. The club would like to build shooting house shelters, install concrete pads on the rifle range for those shelters, build shooting benches, install electricity, and make improvements to the berms. Munter requested matching funds of \$3,000 for the improvements. Packard said that she is in support of the project but would like to see a formal request at budget preparation time because other organizations are expected to do the same in order to receive funding. Powell moved that the County give \$1,000 towards the project and review further funding at budget preparation time. Packard seconded the motion. All voted aye; motion passed.

At 9:50 a.m., Powell moved, seconded by Packard and carried to adjourn and convene as Clay County Ditch Board.

A public bid opening was held for removal of trees along the Yankton Clay Ditch. Bids were opened and read aloud. Powell moved, seconded by Packard and carried to table acceptance of a bid until Highway Superintendent Rod Polley could review the bids to ensure they meet specifications.

At 9:54 a.m., Manning moved, seconded by Packard and carried to adjourn and reconvene as Board of Clay County Commissioners.

Polley discussed complaints about a manure runoff into a ditch. Upon discussion with the Department of Environment and Natural Resources, he reported that the party will be responsible for the cleanup, and it will be taking place.

Matt Taggart, Vermillion Fire Marshall, met with the Board to discuss a burned down house at 46890 Railroad St. in Burbank as a safety hazard. The Board discussed the Zoning Ordinance with Cynthia Aden, Zoning Administrator. Taggart strongly urged the Board to appoint the Fire Marshall to have jurisdiction in the Vermillion Rural Fire district area, or the county, for such matters and adopting the 2018 International Fire Code with amendments as necessary. Deputy State's Attorney Philip Terwilliger discussed the provisions of SDCL 34-29B regarding the appointment of the Fire Marshall to have jurisdiction. He said it would be much more efficient to appoint than to declare the property a public nuisance under the typical process, assuming that the City is in favor. Taggart said he will discuss the matter with City Manager John Prescott and Fire Chief Matt Callahan.

Powell reported that Kolly Fostvedt spoke to him regarding the Fireworks Display Permit submitted by Fireworks Unlimited on River Drive near the Highline Landing, and he said they have obtained permission from the National Park Service as well. Powell moved, seconded by Hammond and carried to authorize the Chairman to sign the permit.

Cynthia Aden, Welfare Director, met with the Board to present Welfare Case #C17-21. She reported that the individual met welfare guidelines. Powell moved, seconded by Hammond and carried to approve the case and authorize payment.

Lauren Hollenbeck, 4-H Educator, met with the Board to present the quarterly report.

The Sheriff's Office and Register of Deeds Office monthly reports and the following Auditor's Account with the County Treasurer Report were accepted and placed on file.

AUDITOR'S ACCOUNT WITH THE COUNTY TREASURER

To the Honorable Board of County Commissioners of Clay County
items in the hands of the County Treasurer as of May 1, 2018.
I hereby submit the following report of my examination of the cash:

Total amount of deposits in banks	11,334,552.56
Amount of actual cash	3,177.87

Total amount of checks and drafts in Treasurer's Possession not exceeding three days 703,371.40

Itemized list of all items, checks and drafts which have been in the Treasurer's possession over three days: 2,464.18

Checks returned and not deposited

Cash Items

Investments 1,000.00

Cash Variation 0.00

Total

Dated this 1st day of May, 2018.

12,044,566.01

Carri R. Crum, County Auditor

At 10:46 a.m., Manning moved, seconded by Packard and carried to adjourn and reconvene Thursday, June 7, 2018 at 9:00 a.m.



Travis Mockler, Chairman
Board of County Commissioners

ATTEST:



Carri R. Crum, County Auditor

June 7, 2018

The Board of County Commissioners met in regular session Thursday, June 7, 2018 at 9:00 a.m. Members present: Travis Mockler, Phyllis Packard, Leo Powell, Micheal Manning, and Richard Hammond.

Packard moved, seconded by Manning and carried to approve the agenda with the addition of Alexis Tracy, State's Attorney, to discuss office space.

Minutes of the May 29, 2018 meeting were approved with a motion by Manning, seconded by Hammond and carried.

At 9:00 a.m., the Board convened as the Canvassing Board and conducted a canvass of the official returns for the June 5, 2018 Primary/Municipal/School Election. Packard moved, seconded by Powell and carried to approve the figures as canvassed.

At 9:13 a.m., Powell moved, seconded by Hammond and carried to adjourn and convene as Clay County Ditch Board.

Highway Superintendent Rod Polley reported he reviewed bids, and they met specifications. Martz Excavating bid \$500,000, and Pollman Excavation bid \$24,870. Powell moved, seconded by Packard and carried to accept the bid from Pollman Excavation.

At 9:19 a.m., Powell moved, seconded by Hammond and carried to adjourn and reconvene as Board of Clay County Commissioners.

Ron Carlson was present to discuss his driveway applications on Greenfield Road south of 302 St. with the Board. Powell moved, seconded by Hammond to approve both applications with a \$75 application fee and a culvert.

Polley presented a Driveway Application from US Farmland Fund at 31360 University Road. Powell moved, seconded by Manning and carried to approve the application as presented at the landowner's expense.

Polley gave a brief update on bridge construction and discussed Weed Department spraying with the Board.

Carlson discussed a bridge on 467 Ave. north of 303 St. He said the bridge is not wide enough for modern machinery, the road has a lot of traffic, and he is concerned it is dangerous. Polley said it is a 16-foot structure, has a 10-ton weight limit, and has been inspected. It was decided that Polley would obtain a cost estimate for the Board to review.

Powell moved, seconded by Hammond to set July 10th at 7:00 p.m. for a meeting time with the township boards to discuss responsibility for small structures in the county. Powell moved, seconded by Hammond and carried to authorize the Chairman to sign a letter from the Board to the township boards to inform them of the meeting.

Manning moved, seconded by Packard and carried to authorize the Chairman to sign the Beacon/Pictometry contract renewals.

It was the consensus of the Board that the June 12, 2018 meeting be canceled due to lack of agenda items.

Alexis Tracy, State's Attorney, met with the board to report that she has extended an employment offer to Samantha Hargrave, and she will start June 18th at a salary of \$4,807.82/month. Tracy discussed office space concerns with the Board. She proposed a plan to swap some office space with the Veterans/Welfare/Zoning Office. It would require minor reconstruction, such as a door and some painting. It was decided that the matter would be further explored to see what might be required for construction and costs.

The Veterans, Welfare, and Zoning monthly reports and the following Auditor's Account with the County Treasurer Report were accepted and placed on file.

AUDITOR'S ACCOUNT WITH THE COUNTY
TREASURER

To the Honorable Board of County Commissioners of Clay County
items in the hands of the County Treasurer as of June 1,
2018.

I hereby submit the following report of my examination of the cash:

Total amount of deposits in banks	8,289,119.31
Amount of actual cash	2,599.67
Total amount of checks and drafts in Treasurer's Possession not exceeding three days	61,813.35
Itemized list of all items, checks and drafts which have been in the Treasurer's possession over three days:	2,124.78
Checks returned and not deposited	
Cash Items	
Investments	1,000.00
Cash Variation	0.00
Total	8,356,657.11
Dated this 1st day of June, 2018.	

Carri R. Crum, County Auditor

At 10:34 a.m., Packard moved, seconded by Powell and carried to adjourn and reconvene Tuesday, June 26, 2018 at 9:00 a.m.



Travis Mockler, Chairman
Board of County Commissioners

ATTEST: 
Carri R. Crum, County Auditor

June 26, 2018

The Board of County Commissioners met in regular session Tuesday, June 26, 2018 at 9:00 a.m. Members present: Travis Mockler, Phyllis Packard, Leo Powell, Micheal Manning, and Richard Hammond.

Packard moved, seconded by Powell and carried to approve the agenda.

Minutes of the June 7, 2018 meeting were approved with a motion by Manning, seconded by Hammond and carried.

Alexis Tracy, State's Attorney, appeared during Visitors to be Heard to update the Board on the Westlaw contract renewal. It was decided that the contract be added to the July 3rd agenda.

Cynthia Aden, Zoning Administrator, met with the Board to present the following plats.

Manning moved, seconded by Hammond and carried to pass and adopt the following resolution for plat of Parcel B, in the E1/4 of the SE1/4 of the NW1/4 of Section 16, T92N, R52W, of the 5th P.M., Clay County, South Dakota; Ernest J. Halverson and Lois Halverson, owners.

RESOLUTION #2018-08
RESOLUTION OF COUNTY COMMISSIONERS

WHEREAS it appears that the owners thereof have caused a plat to be made of the following described real property:

A plat of Parcel B, in the E1/4 of the SE1/4 of the NW1/4 of Section 16, T92N, R52W, of the 5th P.M., Clay County, South Dakota; Ernest J. Halverson and Lois Halverson, owners.

Be it resolved that the Board of County Commissioners of said County has examined the same and that it appears that the system of streets set forth therein conforms to the system of streets of existing plats and section lines of said County, that adequate provision is made for access to adjacent un-platted lands by public dedication or section line when physically accessible, and that all provisions of the subdivision regulations of said County have been complied with, and that all taxes and special assessments, if any upon the tract or subdivision have been fully paid and that such plat and the survey thereof have been executed according to law, and the same is hereby accordingly approved.

Travis Mockler, Chairman
Board of County Commissioners

I, Carri R. Crum, County Auditor of Clay County, South Dakota do hereby certify that the within and foregoing is a true copy of the Resolution passed on June 26, 2018.

Carri R. Crum
County Auditor, Clay County, SD

Powell moved, seconded by Hammond and carried to pass and adopt the following resolution for plat of Tract A, in the NE1/4 of the SE1/4 of Section 13, T92N, R51W, of the 5th P.M., Clay County, South Dakota; William P. O'Connor II, owner.

RESOLUTION #2018-09
RESOLUTION OF COUNTY COMMISSIONERS

WHEREAS it appears that the owners thereof have caused a plat to be made of the following described real property:

A plat of Tract A, in the NE1/4 of the SE1/4 of Section 13, T92N, R51W, of the 5th P.M., Clay County, South Dakota; William P. O'Connor II, owner.

Be it resolved that the Board of County Commissioners of said County has examined the same and that it appears that the system of streets set forth therein conforms to the system of streets of existing plats and section lines of said County, that adequate provision is made for access to adjacent un-platted lands by public dedication or section line when physically accessible, and that all provisions of the subdivision regulations of said County have been complied with, and that all taxes and special assessments, if any upon the tract or subdivision have been fully paid and that such plat and the survey thereof have been executed according to law, and the same is hereby accordingly approved.

Travis Mockler, Chairman
Board of County Commissioners

I, Carri R. Crum, County Auditor of Clay County, South Dakota do hereby certify that the within and foregoing is a true copy of the Resolution passed on June 26, 2018.

Carri R. Crum
County Auditor, Clay County, SD

Powell moved, seconded by Hammond and carried to pass and adopt the following resolution for plat of Tract 1, 2 and 3 of Lot A in the S1/2 of the NE1/4 of Section 13, T92N, R51W, of the 5th P.M., Clay County, South Dakota; Marvin W. Christensen, owner.

RESOLUTION #2018-10
RESOLUTION OF COUNTY COMMISSIONERS

WHEREAS it appears that the owners thereof have caused a plat to be made of the following described real property:

A plat of Tract 1, 2 and 3 of Lot A in the S1/2 of the NE1/4 of Section 13, T92N, R51W, of the 5th P.M., Clay County, South Dakota; Marvin W. Christensen, owner.

Be it resolved that the Board of County Commissioners of said County has examined the same and that it appears that the system of streets set forth therein conforms to the system of streets of existing plats and section lines of said County, that adequate provision is made for access to adjacent un-platted lands by public dedication or section line when physically accessible, and that all provisions of the subdivision regulations of said County have been complied with, and that all taxes and special assessments, if any upon the tract or subdivision have been fully paid and that such plat and the survey thereof have been executed according to law, and the same is hereby accordingly approved.

Travis Mockler, Chairman
Board of County Commissioners

I, Carri R. Crum, County Auditor of Clay County, South Dakota do hereby certify that the within and foregoing is a true copy of the Resolution passed on June 26, 2018.

Carri R. Crum
County Auditor, Clay County, SD

Aden presented information regarding a rezoning project that she is working on with the City of Vermillion for residential properties in the joint jurisdiction area from agriculture to residential.

Hammond moved, seconded by Packard and carried to approve the following claims for payment. June Bills: (Payroll) Commissioner's \$6,944.63; Auditors \$5,041.02; Treasurers \$13,731.78; States Attorney's Office \$15,033.15; Courthouse \$2,351.92; Director of Equalization \$7,849.24; Register of Deeds \$5,433.63; Veterans Officer \$1,279.82; 24/7 \$1,417.58; Sheriff's Office \$27,258.94; Jail \$17,109.74; Emergency Management \$3,285.73; Highway \$33,071.67; WIC/Health Nurse \$2,063.70; Extension \$2,593.96; Weed \$7,122.51 and Zoning \$2,058.27; (Due to Other Governments) Reliance Telephone \$500.00; SDACO – M&P Fund \$396.00; State of SD Game Fish \$236.00 and Thomson Reuters – West \$103.93; (Payroll Withholdings) Aflac \$808.09; Clay Co Treasurer \$48,805.31; Colonial Life \$676.72; Conesco/Washington \$24.45; Dearborn National \$218.82; New York Life Insurance \$328.57; SD Retirement System \$24,153.96; SD Supplemental Retirement \$2,130.00; SD Roth \$675.00; United Way of Vermillion \$244.00; Vermillion Federal \$2,146.00 and Wellmark Blue Cross \$53,818.33; (Other Insurance) Jensen Insurance \$544.00; (Professional Services and Fees) Abild, Lillian \$190.00; Avera Medical Group \$10.00; Coyote Enterprise LLC \$99.99; Klein McCarthy Architecture \$6,000.00; Lewno, Lucille M \$164.97; Lincoln County Auditor \$404.65; Netsys Plus, Inc. \$1,125.00; Presto-X Company LLC \$74.00; Satellite Tracking \$139.75; SD Attorney General \$493.00; Security Shredding SVC \$35.00; Vermillion Federal \$80.00; Vermillion Garbage SVC \$176.00; Vermillion Pistol Club \$1,000.00; Weber, Linda \$80.00 and Yankton Co Treasurer \$142.25; (Law Office) Kennedy, Pier & Knoff \$432.40 and RMS \$115.20; (Repairs and Maintenance) Bear, Inc. DBA Todd's \$1,987.80; Brunick Service, Inc. \$603.00; Café Brule \$803.25; Clay Co Historical Society \$750.00; Coyote Twin Theater \$250.00; Erickson Solutions Group \$3,090.00; John Deere Financial \$143.85; Kalins Indoor Comfort \$148.82; Muenster, Ted \$414.53; Pressing Matters \$6,202.50; Ranney, William \$268.66; Rozum, Molly \$242.25; Rypkema, Donovan \$614.37; Schlenker, Evelyn \$470.69; SESD Activity Center \$100.00; Sorensen, Thomas \$20.00; USD Farber International \$1,000.00; Valiant Vineyards \$61.96; Vermillion Public Library \$250.00; WH Over Museum \$1,450.00 and Wilson, James \$100.00; (Data Processing) Bureau of Administration \$25.50 and Mastel, Bruce \$35.00 (Supplies and Materials) Benco Products Inc. \$794.95; BOB Barker Co Inc. \$123.64; Boyer Trucks SF Inc. \$107.82; Brunick Service, Inc. \$418.00; Campbell Supply Co. \$191.70; FedEx \$97.83; Hy-Vee, Inc. \$42.24; Jack's Uniforms & Equipment \$108.80; JCL Solutions \$440.73; John Deere Financial \$6.32; Layne's World, Inc. \$28.50; Midwest Oil Company \$2,423.45; Print Source \$225.00; Prochem Dynamics \$111.09; Stewart Oil & Tire \$4,935.71; Sturdevant's Auto Part \$247.43; Vermillion Ace Hardware \$97.86; Vermillion Federal \$1,188.57; Walmart Community/Gecr \$30.74; Yankton Janitorial Supply \$1,1193.20; (Copier Supplies) Office Systems Company \$269.27; (Travel and Conference) Armstrong, Marcie \$36.00; Best Western Ramkota \$296.97; SDAAO C/O Wendy Semmler \$600.00; Taggart, Rhonda \$36.00 and Vermillion Federal \$35.05; (Utilities) CenturyLink \$592.36; City of Vermillion \$2,018.07; Stewart, Layne \$150.00; Verizon Wireless \$88.58 and Verizon Wireless Sheriff \$320.08; (Payment) American Tire Distribution \$584.28; Hy-Vee, Inc. \$4,992.46; Martens, Dennis Daniel \$50.00; SE SD Tourism Assoc. \$505.00; Walmart Community/Gecr \$238.40; Bucklin, Clare \$20.00; Ammon, Robert \$50.00; Burbach, Cheryl \$50.00; Fairholm, Shannon \$50.00; James, Brad \$50.00; Koble, Carrie \$50.00; McDonald, Susan \$56.72; Miller, Thomas \$50.00; Olson, Dale \$58.40 and Kemp, Joseph III \$141.80; (Buildings and Structures) Aden, John \$230.00; Bear, Inc. DBA Todd's \$4,997.89; Bonte, Ken \$459.00 and Harding Glass \$622.45; (Furniture and Minor Equipment) Coyote Enterprise

LLC \$1,499.97; Jack's Uniforms & Equipment \$409.00; Office Systems Company \$282.00 and Trowbridge Homes LLC \$274.00; (Automotive) Vermillion Federal \$64.43.

Powell moved, seconded by Packard and carried to declare surplus a table and chairs from the law library and authorize the sale of them.

Jim Wilson, Clay County Historic Preservation Commission (CCHPC), met with the Board to discuss appointment of a new member. Powell moved, seconded by Packard and carried to appoint Gloria Hensley to the Clay County Historic Preservation Commission. Wilson also updated the Board on CCHPC activities.

The Board discussed the service contract for the heating & cooling system. Powell moved, seconded by Packard and carried to work with the State's Attorney to draft a letter for the intent of canceling the current contract.

Loren Fischer met with the Board to discuss the 6-ton weight limit on the roads in the spring for garbage trucks. He said the weight limit makes it difficult for him to do business. The Board discussed the matter with Rod Polley, Highway Superintendent. State's Attorney Tracy read statutes for weight limits and permits sold by the State and discussed them with the Board. Greg Vavra with SD Local Transportation Assistance Program was present for another agenda item and offered his knowledge about overweight permits.

Rod Polley, Highway Superintendent, met with the Board to discuss highway matters. He gave a brief update on road closures due to flooding.

Packard moved, seconded by Hammond and carried to accept the low bid of \$2.379/gallon from Stewart Oil for dyed diesel.

Packard moved, seconded by Manning and carried to accept the low bid of \$2.51/gallon from Country Pride Coop for ethanol blend fuel.

Vavra spoke with Polley and the Board regarding small structures such as culverts & bridges in townships within the counties. He read statutes to the Board and discussed the provisions of them with Tracy and the Board. He also discussed installation specifications for culverts as they pertain to the definition of a structure.

Vavra, Polley, and Emergency Management Director Layne Stewart briefly discussed the requirements for FEMA assistance with roads due to flooding.

Scott Fettig of Klein McCarthy Architects met with the Board, Vermillion Mayor Jack Powell, Vermillion City Manager John Prescott, and the county department heads regarding the next phase of the Space Needs Study. He presented three options. Option 1 consisted of building a justice center off-site and remodeling the current Courthouse and Safety Center to suit the needs of the remaining offices. The justice center would include offices that make up the court system, courtrooms, the Sheriff's Office, the jail, the Vermillion Police Department, etc. Option 2 consisted of building a new Public Safety Center for the Sheriff's Office, jail, and Vermillion Police Department at a new site and remodeling and

expanding the Courthouse. It was the consensus of the Board that Option 2 was not favorable because it would require additional staffing and ongoing costs for transporting inmates to court. Option 3 included expanding the current Courthouse and Public Safety Center and remodeling areas of the Courthouse. Sheriff Andy Howe asked many questions pertaining to jail security with the design layouts of the options. The Board, department heads, and Mayor Powell discussed the pros and cons of each option. Fettig will be returning at a future meeting with cost estimates.

At 2:03 p.m., Manning moved, seconded by Hammond and carried to adjourn and reconvene Tuesday, July 3, 2018 at 9:00 a.m.



Travis Mockler, Chairman
Board of County Commissioners

ATTEST:



Carri R. Crum, County Auditor

July 3, 2018

The Board of County Commissioners met in regular session Tuesday, July 3, 2018 at 9:00 a.m. Members present: Travis Mockler, Phyllis Packard, Leo Powell, Micheal Manning, and Richard Hammond.

Packard moved, seconded by Hammond and carried to approve the agenda with the addition of the Westlaw Contract for signature.

Minutes of the June 26, 2018 meeting were approved with a motion by Hammond, seconded by Packard and carried.

Rod Polley, Highway Superintendent, met with the Board to discuss highway matters. Packard moved, seconded by Manning and carried to accept the low bid of \$2.425/gallon from Brunick's Service for ethanol blend fuel.

Polley discussed with the Board and State's Attorney Alexis Tracy drainage in the Greenfield Road area. Powell moved, seconded by Packard and carried to move on with the agenda due to advice of the State's Attorney.

At 9:30 a.m., Powell moved, seconded by Packard and carried to adjourn and convene as Clay County Ditch Board.

The Board discussed a property near Meckling. Mockler said the landowner would like to build a berm to stop his property from flooding, in which case the landowner would need to get permission from the State. However, there is a culvert that would be affected, and it was decided that Polley will look at the culvert to see if it could be moved.

At 9:35 a.m., Manning moved, seconded by Hammond and carried to adjourn and reconvene as Board of Clay County Commissioners.

Polley reported on an area of East Main that has water drainage issues. Hammond said he also observed the issue.

Maxine Johnson from the W.H. Over Museum met with the Board for the 2019 budget request.

Layne Stewart, Emergency Management Director, met with the Board for the 2019 budget request and spoke briefly about countywide damages due to flooding.

Jane Olson, Register of Deeds, met with the Board for the 2019 budget request.

Alexis Tracy, State's Attorney, met with the Board for the 2019 budget request.

Cynthia Aden, Veterans Service Officer and Zoning Administrator, met with the Board for the 2019 budget request.

Phyllis Packard and Cynthia Aden represented the Vermillion Area Arts Council for the 2019 budget request.

Powell moved, seconded by Packard and carried to authorize the Chairman to sign the Westlaw renewal contract.

Cathi Powell, Treasurer, met with the Board to present a copier leasing contract for signature.

At 11:05 a.m., Powell moved, seconded by Packard and carried to enter an Executive Session for personnel matters per SDCL 1-25-2.

Packard excused herself from the meeting at 12:31 p.m.

At 12:49 p.m., Manning moved, seconded by Hammond and carried to exit the Executive Session. No further action was taken.

The following Auditor's Account with the County Treasurer Report was accepted and placed on file.

AUDITOR'S ACCOUNT WITH THE COUNTY TREASURER

To the Honorable Board of County Commissioners of Clay County
items in the hands of the County Treasurer as of July 2, 2018.

I hereby submit the following report of my examination of the cash:

Total amount of deposits in banks	7,081,745.81
Amount of actual cash	2,274.59
Total amount of checks and drafts in Treasurer's Possession not exceeding three days	21,610.85
Itemized list of all items, checks and drafts which have been in the Treasurer's possession over three days:	2,124.78
Checks returned and not deposited	
Cash Items	700.00
Investments	1,000.00
Cash Variation	0.00
Total	
	Dated this 2nd day of July, 2018.
	7,109,456.03

Carri R. Crum, County Auditor

At 12:50 p.m., Powell moved, seconded by Manning and carried to adjourn and reconvene Tuesday, July 10, 2018 at 9:00 a.m.



Travis Mockler, Chairman
Board of County Commissioners

ATTEST:



Carri R. Crum, County Auditor

July 10, 2018

The Board of County Commissioners met in regular session Tuesday, July 10, 2018 at 9:00 a.m. Members present: Travis Mockler, Phyllis Packard, Leo Powell, Micheal Manning, and Richard Hammond.

Manning moved, seconded by Packard and carried to approve the agenda.

Minutes of the July 3, 2018 meeting were approved with a motion by Powell, seconded by Hammond and carried.

Rod Polley, Highway Superintendent, met with the Board to discuss highway matters. Packard moved, seconded by Manning and carried to accept the low bid of \$2.29/gallon from Jerry's Service for #2 dyed diesel fuel.

Polley discussed the 2019 budget request with the Board.

The Board reviewed photos of a recent incident with heavy machinery damaging a structure in the county.

Cathi Powell, Treasurer, met with the Board for the 2019 budget request.

Vanessa Merhib with Teen Court and State's Attorney Alexis Tracy met with the Board to request funding in 2019 for the Teen Court program. They discussed the benefits of the program to Clay County, and Tracy encouraged the Board to consider providing funding.

Bruce Plate and members of the Vermillion Pistol Club met with the Board to request funding in 2019 for the club. They discussed projects the club would like to complete to increase usability and safety.

Dr. Stange of Lewis & Clark Behavioral Health Service met with the Board for the 2019 budget request.

Layne Stewart, Emergency Management Director, met with the Board to discuss a disaster declaration due to flooding. Powell moved, seconded by Packard to pass and adopt Resolution #2018-12 for Declaration of Disaster. Vote of the Board: 5 Aye, 0 Nay. Motion passed.

**RESOLUTION #2018-12
DECLARATION OF DISASTER**

WHEREAS, Clay County, South Dakota, is suffering severe damage brought on by the heavy rains and the Vermillion River flooding: and

WHEREAS, the immediate impact of the heavy rains from a pattern of storms that began June 17, 2018 and continues to plague Clay County, flash flooding, and the Vermillion River flooding has damaged roads, culverts, bridges, and public infrastructure, according to the Clay County Highway Department and Township Boards.

NOW, THEREFORE, BE IT RESOLVED by the Clay County Board of Commissioners at their regular meeting held July 10, 2018, is hereby requesting that the Governor declare a disaster to exist in the County of Clay, South Dakota.

Dated this 10th day of July, 2018.

Travis Mockler, Chairman
Clay County Commission

ATTEST:

Carri R. Crum, Clay County Auditor

Teresa McDowell Johnson and Mary Merrigan with the Vermillion Food Pantry met with the Board to discuss the 2019 budget request.

Dan Christopherson, Gloria Hensley, and Jim Stone from the Austin-Whittemore House met with the Board for the 2019 budget request and to request additional funds in 2018 for gutter and downspout repairs.

Director of Equalization Ina Peterson met with the Board for the 2019 budget request.

Packard excused herself from the meeting at 11:10 a.m.

Manning moved, seconded by Hammond and carried to approve the following claims for payment. July Bills: (Due to Other Government) Clay Co Treasurer \$6,079.00 and SDACO M&P Fund \$374.00; (Other Insurance) SD Public Assurance Alliance \$830.33; (Professional Services and Fees) Avera McKennan Hospital \$1,400.00; Broadcaster Press \$15.71; Century Business Products \$50.00; City of Vermillion \$120.00; FedEx \$35.60; Flex System \$1,619.98; Gapp Debra \$1,365.00; Houska, DDS, Randy \$464.00; HOV Services Inc. \$1,705.49; Lincoln County Auditor \$89.30; Microfilm Imaging System \$30.00; Netsys Plus, Inc. \$78.00; NMS Labs \$50.00; Pharmchem, Inc. \$1,798.65; Satellite Tracking \$247.00; SD Dept of Health Lab \$965.00; SD Sheriff's Assn \$880.00; Willson Florist \$55.00 and Yankton Medical Clinic \$877.68; (Other Professional Service) Schaefer, Dean \$1,688.00; (Mental Health) Dept of Revenue \$60.00; (Publishing) Broadcaster Press \$1,219.45 and Star Publishing \$143.21; (Repairs and Maintenance) Brunick Service Inc. \$80.00; Buhls Drycleaners \$143.00; Butler Machinery Co. \$225.90; Campbell Supply Co. \$35.91; Canon \$90.00; Century Business Products \$29.12; Flex System (Tasc) \$66.12; Jerry's Service \$273.00; Sedsac Foundation \$100.00 and Vermillion Ace Hardware \$25.57; (Data Processing) CPS Technology Solutions \$17,929.93; Microfilm Imaging System \$720.00 and Software Services, Inc. \$12,260.00; (Supplies and Materials) A-Ox Welding Supply Co \$175.52; Appera \$42.12; Bierschbach Equip & Supply \$129.00; Brock White Company \$24.45; Brunick Service, Inc. \$2,566.29; Campbell Supply Co. \$80.95; D-P Tools, Inc. \$129.95; Dakota PC Warehouse \$264.98; Davis Pharmacy \$809.11; Diesel Machinery, Inc. \$134.50; Election Systems \$2,590.09; FedEx \$172.28; Fred Haar Co., Inc. \$1,488.00; l Heiman Inc. \$116.90; Intoximeters, Inc. \$750.00; Jack's Uniforms & Equipment \$535.13; Jerry's Service \$277.27; Mark's Machinery \$20.42; Nelsen Electric LLC \$369.31; Office Elements \$262.87; Orr Farm Supply \$88.50; Pressing Matters \$82.00; ProChem Dynamics \$44.79; Quill Corporation \$327.57; Sign-Up LTD \$30.59; Star Publishing \$28.30; Sturdevant's Auto Part \$657.22; Vermillion Ace Hardware \$141.47; Vermillion Federal \$224.08; Vermillion Ford \$53.34 and One Office Solution \$84.73; (Copier Supplies) Quill Corporation \$29.13; (Travel and Conference) Manning. Michael \$54.60 and SDSU Extension Service \$94.40; (Inmate Travel) Brunick Service, Inc. \$214.00; Pennington County Jail \$473.20; (Utilities) Anders,

Jeffrey \$180.00; Armstrong, Aaron \$120.00; City of Vermillion \$1,213.57; Clay Rural Water System \$97.40; Clay Union Electric Co \$696.88; Fischer's Disposal LLC \$50.00; Howe, Andy \$180.00; Husby, Tiffany \$180.00; Kyte, David \$180.00; McPherson, Larry \$150.00; MidAmerican Energy \$121.03; Midco Business \$370.00; Pederson, Paul \$180.00; Smith, Michael \$180.00; Umscheid, Noah \$180.00; Vermillion Garbage SVC \$60.00 and Wakonda, Town \$62.65; (Payment) Austin-Whittemore House \$625.00; Brunick Service, Inc. \$1,102.16; Clay Co Arg Fair Association \$4,125.00; Clay Co Conservation District \$6,250.00; Dept of Revenue \$1,545.00; Lewis & Clark Behavior \$5,129.50; Nutrien AG Solutions \$4,306.20; Quality Motors \$65.43; Salvation Army \$437.50; The Soap Guys \$72.00; Vermillion Area Arts \$1,250.00; Vermillion Food Pantry \$1,875.00; Vermillion Public Library \$1,000.00; Vermillion Senior Center \$5,000.00; Wakonda Public Library \$625.00; Wakonda Senior Center \$625.00 and WH Over Museum \$1,875.00; (JDC/Special Equip) Lutheran Social Services \$949.00; (Building and Structures) Concrete Revival \$2,000.00 and Johnsen Heating & Cooling \$4,984.70; (Books) Thomson Reuters – West \$399.05; (Furniture and Minor Equipment) Microfilm Imaging System \$155.00; Netsys Plus, Inc. \$790.00 and Vermillion Federal \$85.27; (Automotive) Brunick Service, Inc. \$92.00.

Manning moved, seconded by Hammond and carried to reschedule the July 31st meeting to July 30th and also schedule a meeting for 9:00 a.m. on August 1st to discuss the Space Needs Study.

Powell moved, seconded by Hammond to pass and adopt Resolution #2018-11 for Fund Transfer. Vote of the Board: 4 Aye, 0 Nay, 1 Absent. Motion passed.

**RESOLUTION #2018-11
FUND TRANSFER**

BE IT RESOLVED by the Clay County Board of Commissioners the transfer of funds from the General Fund (10100) in the amount of \$622,498 to Highway Fund (20100) and \$13260.50 to the Emergency Management Fund (22600) as levied for in the 2018 Budget.

Motion by Commissioner Powell seconded by Commissioner Hammond.

Vote of the Board:

Packard Absent, Manning Aye, Hammond Aye, Powell Aye, Mockler Aye. Motion carried.

Dated this 10th day of July, 2018.

Board of County Commissioners
Clay County, South Dakota

Travis Mockler, Chairman

ATTEST:

Carri R. Crum, County Auditor

The Board discussed the County's insurance coverage.

At 11:36 a.m., Hammond moved, seconded by Manning and carried to enter an Executive Session for personnel matters per SDCL 1-25-2.

At 12:02 p.m., Powell moved, seconded by Manning and carried to exit the Executive Session.

The Board discussed personnel needs for the 2019 budget.

At 12:12 p.m., Manning moved, seconded by Hammond and carried to adjourn and reconvene Monday, July 30, 2018 at 9:00 a.m.



Travis Mockler, Chairman
Board of County Commissioners

ATTEST:



Carri R. Crum, County Auditor

July 10, 2018

The Board of Clay County Commissioners met with township board members July 10, 2018 at 7:00 p.m. Members present: Travis Mockler, Phyllis Packard, Leo Powell, Micheal Manning, and Richard Hammond. Others present were Highway Superintendent Rod Polley, State's Attorney Alexis Tracy, Auditor Carri Crum, and Greg Vavra and Andrew Peterson from SD Local Transportation Assistance Program (SDLTAP).

Greg Vavra spoke to the township board members regarding small structures. The enactment of Senate Bill 1 from 2015 was briefly discussed as well as the definition of a small structure (SDCL 31-14-1) and statutes that deal with them such as SDCL 31-14-2 and 31-14-27.

Vavra asked whether the townships are having an engineer inspect their structures annually as SDCL 31-14-33 requires townships to handle maintenance and repairs of structures on their secondary road systems. A representative from the SD Assn. of Towns & Townships (SDAT&T) called to question the definition of a secondary road in statute. Ron Peterson, township board member, said his township has been operating under the assumption that the county was maintaining those structures. Vavra pointed out a photo in his handout of a small structure that appears to be a bridge but is defined as a culvert. Dale Christensen said he was under the impression that the size of the opening determined what was a culvert. Vavra said for a culvert 60" and above the townships may ask for the county's assistance. State's Attorney Tracy pointed out that the statutes still provide a procedure for the townships to request that the commissioners approve, on a case by case basis for a specific project, the county's assistance with funding. However, the maintenance going forward is not required of the county by statute.

Highway Superintendent Polley said on his maps, he is unsure for structures located on the borders which townships may be maintaining the structures, so he provided a letter to both bordering townships. He referred to a map on display at the meeting.

State's Attorney Tracy referenced SDCL 31-1-5 for the definition of secondary roads.

Vavra asked if any townships are utilizing the .50/thousand levy provided by Senate Bill 1 passed in 2015 for roads and bridges. He pointed out that townships can utilize those dollars for small structures, and it is done annually at the annual meeting, so the levy is available for 1 year and renewed as needed.

Christensen asked what the county will do with the money that has been continually spent on these small structures. Polley said he does not have money in his budget specifically for this purpose, and with the townships maintaining them, it provides the townships the ability to install some different types of structures. Polley discussed with one township the maintainer going over a bridge that is not designed for that weight and the continuous repairs the highway department has made to planks.

Vavra discussed structures that are functionally obsolete throughout the state. There was \$8.9 million available for \$280 million worth of projects. Senate Bill 1 from 2015 has created about \$18 million. Peterson said this meeting is forcing the townships to inspect their structures and

potentially close them. He is concerned they are opening a can of worms, and he is hopeful there is a dialogue that can happen between townships and the commissioners to compromise.

The representative from Terry Sletten from SDAT&T asked what the commissioners' goals are for this meeting. Mockler said if the county continues to maintain these structures in each township, the result will likely be a need to opt out to fund it. She said that option would be more beneficial than the township taking on the cost because it spreads the tax over a greater number of people than just those in the township.

Mockler said the townships need to police their own structures because people are taking heavier machinery over these structures than what they are designed for. Hammond said the county is not in a position to maintain and inspect the structures as thoroughly as the township board members living in the townships, and the townships should want to maintain them. He said the commissioners are willing to discuss projects as they come up.

Polley discussed people moving barricades to go across structures with heavy machinery. He pointed out a situation that happened recently where damage occurred in a township. It involved a 30,000-pound machine that traveled over a 14,000-pound structure. Vavra said the previous highway superintendent may have looked at the structures routinely, but he was not an engineer with the knowledge to determine how structurally sound the structure was. Polley said the south three townships do not even have a small structure, and others have a lot of them. He said wing walls often get broken off by machinery as well.

Vavra said, in fairness to the commission if the townships are going to request help, then the township boards should do their part and request it in advance so that both parties can arrange for the funding in the budget in advance for the project.

Peterson asked if the townships can order sign bases from the highway department and be billed for them. Polley answered yes and said he has a better product that what Peterson asked about for a cheaper price than the previously used product. He also discussed cost-effectiveness of plastic pipe instead of steel for culverts and situations like field approaches that are not ideal for plastic.

Jim Johnson asked if he should continue to call the highway department when he sees a washout while driving the maintainer, and Polley said he will still help and put up barricades as necessary.

Peterson asked what the status is of the county drainage board. Mockler said the county no longer has a drainage board. Vavra said the person would now need a 404 permit from the Corps of Engineers.

Vavra discussed cost-saving options for pipes that are rusting out, such as liners. Polley said there was one he had lined with concrete recently, and it did not decrease water flow. Wayne Thedorff asked if there is a completion date for the project on the Volin Road. Polley said they will be back to work on it next week, and it would take a day to a day-and-a-half, and the one on 308 St. has a day's work left to completion.

Jim Johnson said they have 3 bridges that are longer overhead steel bridges and asked if the county will still maintain it and whether there are plans to close one of them. Polley said he is in

the inspection cycle for it and does not have any plans for replacement of that specific structure as cost estimates are approximately \$3.7 million, not including any dirt work costs. Polley said his personal truck is 7,300 pounds, and it would be overweight for a 3-ton structure. He said there is not much reason to keep one open. Vavra said at that point it would be a prioritization whether to upgrade it for emergency vehicle access, or to close it.

Hammond suggested it might be a priority for the townships to get the inspection forms done, and then possibly coordinate with the county for inspections to save engineering expense by having the engineers make one trip to inspect for the county and townships at the same time.

Jim Morrison asked how far down the line the state assistance goes for inspections, and Vavra said it is for 20' and larger structures.

Dave Scott from Geddes was present and said he is a former state legislator, and Senator Frerichs proposed a bill last fall for \$5 million for money to counties, but the Executive Director of SD Assn. of County Commissioners did not testify for the bill, yet he was outside 5 minutes prior. Scott said he just wanted to voice his disappointment.

Vavra said SDLTAP services are free to townships and encouraged them to contact him.

Mockler thanked everyone for attending. At 8:35 p.m., Powell moved, seconded by Hamond and carried to adjourn.



Travis Mockler, Chairman
Board of County Commissioners

ATTEST:



Carri R. Crum, County Auditor

July 30, 2018

The Board of County Commissioners met in regular session Monday, July 30, 2018 at 9:00 a.m. Members present: Travis Mockler, Phyllis Packard, Leo Powell, Micheal Manning; Richard Hammond was absent.

Manning moved, seconded by Packard and carried to approve the agenda.

Minutes of the July 10, 2018 regular meeting and special meeting with township board members were approved with a motion by Packard, seconded by Manning and carried.

Powell moved, seconded by Packard and carried to approve a Driveway Application from Chuck Peterson on 455 Ave. in the NE Corner of Section 4-95-53.

Manning moved, seconded by Packard and carried to approve a Driveway Application from Corey Lewison at 31054 Bluff Rd.

The Board considered three Right-of-Way Applications from Clay-Union Electric on 306 St. in Section 19-94-53, 300 St. on Section 23-95-52, and 468 Ave. in Section 14-94-51. Packard moved, seconded by Powell and carried to approve the applications as presented.

Manning moved, seconded by Powell and carried to assign \$200,000 in the Road and Bridge Fund for bridge replacement projects that could not be completed in 2018 and are scheduled to be done in 2019.

Emergency Management Director Layne Stewart met with the Board to present the quarterly SLA Quarterly Activity Report. Powell moved, seconded by Manning and carried to authorize the Chairman to sign the report and associated time sheets.

Stewart reported he received notification that the area will not qualify for a Presidential disaster declaration for flooding.

Weed Supervisor Dennis Ganschow met with the Board for the 2019 budget request and to discuss weed matters.

Ganschow made the Board aware of a situation where he sent samples to Brookings to be analyzed to find out why a landowner's lilac bushes are dying. He clarified it was not due to spraying as he did not spray in that area.

Treasurer Cathi Powell met with the Board to discuss a tax deed property. The county completed the tax deed process on a property, and the previous owner has inquired whether they can have the property reconveyed to them. The expenses would total approximately \$16,500 that the previous owner would need to pay if the commissioners chose to reconvey the property. It was the consensus of the Board that they would contemplate the matter and make a decision at a later time.

Ryan Anderson, 911 Communications Director, met with the Board for the 2019 budget request.

Justin Dickson from Office Systems Company met with the Board to answer questions regarding copier leases/purchases for the County.

Director of Equalization Ina Peterson met with the Board to present a ProVal contract for signature. Manning moved, seconded by Packard and carried to authorize the Chairman to sign the contract.

Packard moved, seconded by Powell and carried to assign \$9,370 for 911 equipment and un-assign \$96,000 for the ambulance that was recently purchased.

Auditor Carri Crum met with the Board for the 2019 budget request.

The Board discussed all the requests for the 2019 budget year.

Packard moved, seconded by Manning and carried to adopt the provisional budget for 2019.

The Register of Deeds, Sheriff, and Veterans/Welfare/Zoning monthly reports were accepted and placed on file.

At 11:47 a.m., Manning moved, seconded by Packard and carried to enter an Executive Session for legal/contractual matters per SDCL 1-25-2.

At 11:50 a.m., Packard moved, seconded by Manning and carried to exit the Executive Session. No action was taken.

The Board discussed the office space for the State's Attorney's Office.

At 11:58 a.m., Packard moved, seconded by Manning and carried to adjourn and reconvene Wednesday, August 1, 2018 at 9:00 a.m.



Travis Mockler, Chairman
Board of County Commissioners

ATTEST:



Carri R. Crum, County Auditor

August 1, 2018

The Board of County Commissioners met in regular session Wednesday, August 1, 2018 at 9:00 a.m. Members present: Travis Mockler, Phyllis Packard, Leo Powell, Micheal Manning, and Richard Hammond.

Packard moved, seconded by Manning and carried to approve the agenda.

Minutes of the July 30, 2018 meeting were approved with a motion by Manning, seconded by Packard and carried.

Zoning Administrator Cynthia Aden met with the Board to present two plats.

Powell moved, seconded by Manning and carried to pass and adopt the following Resolution #2018-13 for a plat of Passick Addition in the SE1/4 of the SE1/4 of Section 10, T92N, R51W, of the 5th P.M., Clay County, South Dakota; Raymond D. and Cinda Lee Passick, owners.

**RESOLUTION #2018-13
RESOLUTION OF COUNTY COMMISSIONERS**

WHEREAS it appears that the owners thereof have caused a plat to be made of the following described real property:

A plat of Passick Addition in the SE1/4 of the SE1/4 of Section 10, T92N, R51W, of the 5th P.M., Clay County, South Dakota; Raymond D. and Cinda Lee Passick, owners.

Be it resolved that the Board of County Commissioners of said County has examined the same and that it appears that the system of streets set forth therein conforms to the system of streets of existing plats and section lines of said County, that adequate provision is made for access to adjacent un-platted lands by public dedication or section line when physically accessible, and that all provisions of the subdivision regulations of said County have been complied with, and that all taxes and special assessments, if any upon the tract or subdivision have been fully paid and that such plat and the survey thereof have been executed according to law, and the same is hereby accordingly approved.

Travis Mockler, Chairman
Board of County Commissioners

I, Carri R. Crum, County Auditor of Clay County, South Dakota do hereby certify that the within and foregoing is a true copy of the Resolution passed on August 1, 2018.

Carri R. Crum
County Auditor, Clay County, SD

Manning moved, seconded by Hammond and carried to pass and adopt the following Resolution #2018-14 for a plat of Lot 4 of Carlson Addition, an Addition in the SE1/4 of the SW1/4 of Section 27, T95N, R51W, of the 5th P.M., Clay County, South Dakota; Ronald L. and Sandra Carlson, owners.

**RESOLUTION #2018-14
RESOLUTION OF COUNTY COMMISSIONERS**

WHEREAS it appears that the owners thereof have caused a plat to be made of the following described real property:

A plat of Lot 4 of Carlson Addition, an Addition in the SE1/4 of the SW1/4 of Section 27, T95N, R51W, of the 5th P.M., Clay County, South Dakota; Ronald L. and Sandra Carlson, owners.

Be it resolved that the Board of County Commissioners of said County has examined the same and that it appears that the system of streets set forth therein conforms to the system of streets of existing plats and section lines of said County, that adequate provision is made for access to adjacent un-platted lands by public dedication or section line when physically accessible, and that all provisions of the subdivision regulations of said County have been complied with, and that all taxes and special assessments, if any upon the tract or subdivision have been fully paid and that such plat and the survey thereof have been executed according to law, and the same is hereby accordingly approved.

Travis Mockler, Chairman
Board of County Commissioners

I, Carri R. Crum, County Auditor of Clay County, South Dakota do hereby certify that the within and foregoing is a true copy of the Resolution passed on August 1, 2018.

Carri R. Crum
County Auditor, Clay County, SD

Packard moved, seconded by Hammond and carried to approve the following claims for payment. July Bills: : (Payroll) Commissioner's \$6,953; Auditors \$5,041.02; Treasurers \$13,731.78; States Attorney's Office \$17,781.53; Courthouse \$2,351.92; Director of Equalization \$7,849.24; Register of Deeds \$4,850.47; Veterans Officer \$1,279.82; 24/7 \$1,860.60; Sheriff's Office \$32,372.94; Jail \$17,981.05; Emergency Management \$3,285.73; Highway \$34,661.35; WIC/Health Nurse \$2,063.70; Extension \$2,593.96; Weed \$6,919.30 and Zoning \$2,166.17; (Payroll Withholdings) Aflac 808.09; Clay Co Treasurer \$808.09; Colonial Life \$676.72; Conesco/Washington \$24.45; Dearborn National \$248.22; Div of Child Support \$757.00; New York Life Insurance \$328.57; SD Retirement System \$25,215.96; SD Supplemental Retirement \$1,900.00; SDRS Roth 457(B) Plan \$675.00; United Way of Vermillion \$244.00; Vermillion Federal Credit Union \$2,146.00 and Wellmark Blue Cross Blue Shield \$52,814.81; (Due to Other Government) State of SD Game Fish \$156.00; (Professional Services and Fees) Audra Hill Consulting \$190.05; Axon Enterprise Inc. \$1,705.50; Billings, John P \$2,279.50; Clay County Abstract \$213.00; Gray-Lobe, Geoffrey \$306.00; Houska, DDS, Randy \$215.00; HOV Services Inc. \$2,069.13; Katterhagen, Mark \$30.00; Lewno, Lucille M \$281.44; Lockwood, Darcy \$30.00; Mikelson, Gary Attorney \$50.00; Netsys Plus, Inc. \$532.00; Price, Thomas L. Inc. \$500.00; SD Attorney General \$803.00; Sioux Falls 2-Way \$99.99; Yankton Co Sheriff \$100.00 and Yankton Co Treasurer \$118.75; (Other Professional Service) City of Vermillion \$87,910.23; Family Connections \$18.25 and Schaefer, Dean \$186.00; (Law Office) Horn Law Office, Prof. \$210.80; Kennedy, Pier & Knoff \$229.60; Kogel, Linda L \$1,339.80; McCulloch, James E \$2,089.57; Peterson, Stuart, Rumpca \$6,220.08; Reed Law Offices \$366.60 and Thompson, Craig K \$3,755.18; (Mental Health) Dakotabilities \$360.00 and Lewis & Clark Behavior \$160.00; (Repairs and Maintenance) Bear Inc. DBA Todd's \$229.18; Brunick Service, Inc. \$16.00; Century Business Products \$29.12; Curran Roofing \$693.28; Netsys Plus, Inc. \$1320.00; Olson's Pest Technician \$80.00; R&T Repair \$600.00; Turner Plumbing Inc \$1,204.25 and Vermillion Federal \$134.55; (Data Processing) Bureau of Administration \$24.75 and Mastel, Bruce \$35.00; (Supplies & Materials) A & B Business \$149.02; Allied Oil & Supply \$472.40; Brunick Service, Inc. \$458.00; Butler Machinery Co. \$11,217.78; Campbell Supply Co. \$68.71; City of

Vermillion \$1,242.49; Concrete Materials \$626.84; Diamond Mowers Inc. \$1,356.28; Fast Auto Glass, Inc. \$320.00; FedEx \$39.74; Jerry's Service \$16,256.92; John Deere Financial \$485.80; Johnson Feed, Inc. \$116.88; Layne's World, Inc. \$48.00; Midwest Ready Mix \$4,056.08; Netsys Plus, Inc. \$12.00; Office Elements \$43.16; Pharmchem, Inc. \$1,216.00; Pressing Matters \$83.00; ProChem Dynamics \$89.58; Sturdevant's Auto Part \$178.37; 3-D Specialties Inc. 1,086.78; Vermillion Ace Hardware \$21.90; Vermillion Federal \$501.06; One Office Solution \$234.84 and Wheelco Brake and Supply \$518.98; (Travel and Conference) Hotel Alex Johnson \$599.22; Powell, Leo \$50.40; SD Counties \$740 and Vermillion Federal \$39.38; (Inmate Travel) County Pride Coop \$254.00; (utilities) Bureau of Administration \$52.48; CenturyLink \$592.36; CenturyLink Emg \$13.68; City of Vermillion \$2,946.99; Micro Business \$65.00; Verizon Wireless \$54.23; Verizon Wireless Sheriff \$320.08; Vermillion Wireless Emg \$40.01 and Vermillion Garbage Svc \$176.00; (Payment) Brunick Service, Inc. \$240.85; County Pride Coop \$1,480.00; Dakota Reporting Agency \$777.00; Hy-Vee, Inc. \$4,217.77; Layne's World, Inc. \$700.00; Martens, Dennis Daniel \$50.00; Sanford Health Clinic \$2,350.00; Vermillion Federal \$10.66; Walmart Community/Gecr \$118.04; Ammon, Robert \$50.00; Burbach, Cheryl \$50.00; Fairholm, Shannon \$50.00; James, Brad \$50.00; Katrenak, James \$57.56; Koble, Carrie \$50.00; McDonald, Susan \$56.72; Miller, Thomas \$50.00 and Olson, Dale \$58.40; (JDC/Special Eqp.) Bound Tree Medical LLC \$5,555.56 and Walmart Commnity/Gecr \$163.00; (Building and Structure) National Sheriff Assn \$517.44; Bonte, Ken \$315.00; Brunick Furniture \$6,483.60; Concrete Revival \$4,122.46 and Klein McCarthy Architect \$9,000.00; (Books) Thomason Reuters – West \$796.82; (Furniture and Minor Equipment) A & B Business \$518.62; Netsys Plus, Inc. \$57.00; and Verizon Wireless \$39.23; (Machinery and Automotive Equip) Jerry's Service \$115.83.

The Board recessed and reconvened in the Courthouse basement meeting room to discuss the Space Needs Study with Scott Fettig from Klein McCarthy Architects. Fettig discussed cost estimates for each of the construction options.

At 11:04 a.m., Powell moved, seconded by Manning and carried to adjourn and reconvene Tuesday, August 7, 2018 at 9:00 a.m.



Travis Mockler, Chairman
Board of County Commissioners

ATTEST:



Carri R. Crum, County Auditor

August 7, 2018

The Board of County Commissioners met in regular session Tuesday, August 7, 2018 at 9:00 a.m. Members present: Travis Mockler, Phyllis Packard, Leo Powell, Micheal Manning, and Richard Hammond.

Packard moved, seconded by Hammond and carried to approve the agenda.

Minutes of the August 1, 2018 meeting were approved with a motion by Powell, seconded by Manning and carried.

Rod Polley, Highway Superintendent, met with the Board to discuss highway matters. He presented a list of items to be declared surplus. Powell moved, seconded by Packard and carried to declare the items surplus and authorize them to be sold by Girard's Auction.

Powell moved, seconded by Hammond to adopt Resolution #2018-15 for Adhering to Statutory Requirements for Township Road Maintenance. Roll call vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

***RESOLUTION #2018-15
ADHEREING TO STATUTORY REQUIREMENTS FOR
TOWNSHIP ROAD MAINTENCE***

WHEREAS, the Clay County Commissioners support South Dakota Codified Law statutory scheme as it pertains to maintenance, inspections, and repairs of all 'small structures' located within townships in Clay County; and

WHEREAS, Clay County and the townships included within the same have a long and important relationship; and

WHEREAS, Clay County recognizes limited funding sources available for the construction and maintenance of both county and township roads and structures for each public entity; and

WHEREAS, pursuant to SDCL 31-14-27, any township board of supervisors or the county highway superintendent may make specific request in writing to the board of county commissioners to construct or replace in its entirety any bridge or the placing or replacing of any culvert with an opening of sixteen square feet or more and if the board of county commissioners agrees, the County thereafter may enter into agreement for the work to be done pursuant to an agreement in writing between the County and the respective township for cost-sharing of the project. After any work is completed pursuant to the written agreement, the structure shall be maintained and kept clean at the sole expense of the township; and

WHEREAS, pursuant to SDCL 31-14-27, the construction or replacing of any bridge or the placing or replacing of any culvert with an opening of less than sixteen square feet upon a secondary road within a township shall be at the total expense of the township. The bridge or culvert shall be maintained and kept clean at the expense of the township; and

NOW THEREFORE, BE IT RESOLVED, that the County Commissioners of Clay County fully recognizes and adheres to South Dakota Codified Law as it pertains to the roads, bridges and other structures located within the county, and specifically as it pertains to townships. Should any provision of South Dakota Codified law be changed, the County's response to the construction and maintenance of structures referenced pursuant to this resolution shall adhere to the updated state law regarding the same.

Adopted this 7th day of August, 2018.

CLAY COUNTY, SOUTH DAKOTA

BY:

TRAVIS MOCKLER, Chairperson
CLAY COUNTY BOARD OF COMMISSIONERS

ATTEST:

CARRI R. CRUM
CLAY COUNTY AUDITOR

The Board reviewed bid specifications for a dump body. Hammond moved, seconded by Manning and carried to set August 28, 2018 at 9:30 a.m. for bid opening and to authorize advertising for bids.

Sheriff Andy Howe met with the Board for the 2019 budget request.

Howe reported he calculated that it would cost approximately \$620,500 per year to board inmates elsewhere, not including staff and transportation costs if the Board chooses not to act on the findings of the Space Needs Study.

Dave Hertz met with the Board on behalf of the Vermillion Chamber & Development Company to present a proposal for Clay County Park and campground. He proposed plans for a development along the river at Clay County Park. It was discussed that the State of South Dakota owns the portion of the park that contains the campground and waterfront. Hammond is the County's representative on the Clay County Park Board and discussed the current situation and goals for the park. Packard said she is in support, but carefully because it could get destroyed rather than improved. Powell asked about the status of the grant for the road at Myron Grove. Polley said the grant was approved, but it is about 5 years out.

Bill Willroth V, Max Rosdail, Paddy Rosdail, Robin Miskimins Janice Small, Gary Small, and James R. Johnson met with the Board to discuss drainage. Max Rosdail said silt has filled in the ditch near their homes, so water is not going where it is supposed to. He said they would like the ditch cleaned and the culvert checked.

Willroth said he tried to shoot elevations on the culverts, but there is silt, so it is a guessing game. He said the south side ditch is silted in 6 inches-1 foot. He said some of the culverts on secondary driveways appear to be too high. Willroth said Small's barn floor flooded this year for the first time in the 30 years he has lived there, and Miskimins has basically a dam in the ditch.

Manning said there is a pasture on Schoellerman's property that has been farmed. Max Rosdail said it is supposed to be a farmable wetland. Paddy Rosdail said the water cannot come under the road at Small's like it is supposed to. Max Rosdail said he talked to federal conservation, and water cannot be blocked from wetlands. Mockler said the ditch is manmade and is not a natural flow.

Polley said in 2011 Johnson Engineering recommended that everything stay the same because if culverts are moved, then water will go to someone else's property, and there are designated wetlands behind Cook's property. He said one landowner built a berm to try to keep water away from his house, and it is holding water back. Polley said there is a culvert to the west of Cook's, and Carol Bymers had put a 12" culvert inside an 18" culvert when she had the driveway widened. He said there was no discussion about cleaning the ditch then. Powell said the reason the county is doing nothing is because of the study by Johnson Engineering. Polley said if the ditch is cleaned out 6" he feels that the water will just stand in

the road ditch. Mockler said the 12" culvert is a problem because it has been that way too long and the Corps of Engineers is the only one who can upsize a culvert.

Hammond said a good share of the problem is there is not enough change in elevation from the houses to the wetlands. He said he went out to Cook's property, and he laid on his belly and took a video of floaters moving in the water through the culvert and out the other side. It drains slowly, but there is not enough slope to help it drain faster. It would take Corps of Engineers' permission to do anything because they regulate waters of the United States.

Max Rosdail said the water is being blocked from draining to the wetlands. He said his ditch is several feet deep with water. Manning said if the ditch is cleaned and more water flows, Groh will have more water on his property, and he already has several pumps in his basement. Willroth said cleaning the ditch would make a nice flow toward the wetland. Manning reiterated that it would back up to Groh's property.

Hammond said it's normal for water to naturally evaporate out of natural potholes, and building houses changes that. Willroth said when the golf course was built it inhibited the natural flow from reaching the wetlands and traveling over the bluff. Hammond said he doesn't see an area where water appreciably flowed over the bluff. Willroth said there is a gully, and the golf course installed a grate for the water.

Packard asked how difficult it is to look at how much silt has happened in 7 years since Johnson Engineering looked at it. Willroth said most of the 12" culvert is silted in. Manning said he is concerned about Groh's and Neitzke's properties if anything is changed. He said maybe the county does need to clean out silt, but he knows what Hammond is saying about the lack of elevation changes not allowing anything to drain. Powell suggested having an engineer look at it again because the county cannot dig up the culverts. Hammond said he first looked at it 2 years ago and looked at elevation then, and total difference in elevation along that ¼ mile stretch was about 2 feet. He said the area would still end up with water ponding during high rainfalls.

State's Attorney Alexis Tracy said usually Circuit Court is the natural course of action for neighbors to have to take when one property owner is blocking the natural flow of water to a wetland. Hammond said he understands the frustrations because he lost some of his crops due to having to plow them out to allow his and his neighbor's water to drain. He said these types of issues are bigger and will require more work. He said he gets to be a stickler about what's natural flow and what is not. Powell moved to have the minutes reviewed from 2011 to see if there is a recommendation from Johnson Engineering, and if not then have another engineer look at it. Packard seconded that. All voted aye. Motion passed. Auditor Carri Crum produced the minutes from the 2011 meeting with Johnson Engineering regarding the study, and the Board considered them. Willroth suggested rather than spend an engineering fee he and Polley could do the work. Tracy advised the Board not to take that course of action, and instead to put the liability on an engineering firm. Polley reviewed the plans from Johnson Engineering with the Board.

Tracy reviewed upcoming trial expenses with the Board.

The Board discussed the 2019 budget.

The Board discussed the Space Needs Study. The concerns shared between board members were the costs to the taxpayers. They discussed formation of a committee to review the study. Packard moved, seconded by Manning and carried to discuss with the City of Vermillion and the Vermillion Area Chamber & Development Company the formation of a task force committee to review the Space Needs Study.

Recent payroll changes are as follows: Kaleb Christopherson was hired as a Deputy Sheriff 6/13/18 at \$2864.82/month, Samantha Hargrave as a Deputy State's Attorney 6/18/18 at \$4807.82/month, Shannon Kymala as a Deputy Sheriff 8/6/18 at \$2864.82/month, Ethan Wiesz as a Full-Time Jailer 7/3/18 at \$2660.96/month.

The Veterans/Welfare/Zoning, Sheriff's Office, and the Vermillion Public Library Board monthly reports were accepted and placed on file as well as the following Auditor's Account with the County Treasurer Report.

AUDITOR'S ACCOUNT WITH THE COUNTY TREASURER

To the Honorable Board of County Commissioners of Clay County
 items in the hands of the County Treasurer as of August 1, 2018.
 I hereby submit the following report of my examination of the cash:

Total amount of deposits in banks	6,487,139.71
Amount of actual cash	3,308.30
Total amount of checks and drafts in Treasurer's Possession not exceeding three days	78,068.85
Itemized list of all items, checks and drafts which have been in the Treasurer's possession over three days:	2,124.78
Checks returned and not deposited	
Cash Items	700.00
Investments	1,000.00
Cash Variation	0.00
 Total	
Dated this 1st day of August, 2018.	6,572,341.64

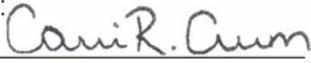
Carri R. Crum, County Auditor

At 12:29 a.m., Powell moved, seconded by Hammond and carried to adjourn and reconvene Tuesday, August 7, 2018 at 9:00 a.m.



Travis Mockler, Chairman
Board of County Commissioners

ATTEST:



Carri R. Crum, County Auditor

August 14, 2018

The Board of County Commissioners met in regular session Tuesday, August 14, 2018 at 9:00 a.m. Members present: Travis Mockler, Phyllis Packard, Leo Powell, Micheal Manning, and Richard Hammond.

Powell moved, seconded by Packard and carried to approve the agenda with the addition of setting the date and time for a first reading and second reading/adoption of Ordinance #2018-02 to rezone certain property from Agriculture to Commercial and copier lease contracts for the Director of Equalization and Auditor's Offices.

Minutes of the August 7, 2018 meeting were approved with a motion by Powell, seconded by Hammond and carried.

Rod Polley, Highway Superintendent, met with the Board to discuss drainage and highway matters. Manning said he went out to look at the culverts in question on East Main from the discussion at the August 7, 2018 meeting. Polley said he looked at the 1964 plans for the drainage in that area, and the area is supposed to drain South instead of over to Schoellerman's property. Mockler said someone needs to discuss the drainage with Schoellerman before the County does anything as he was not present at the meeting. Polley said the culvert is outside of the right-of-way. It was discussed that US Fish & Wildlife Service has the area marked on their maps as official wetlands.

At 9:15 a.m., Powell moved, seconded by Manning and carried to adjourn and convene as Clay County Ditch Board.

Powell reported that he received a complaint of a tree/brush pile near Weeks' property on Clay Creek Ditch. Mockler pointed out that it is not a part of the drainage district. It is at the bottom of Clay Creek Ditch, but it is not part of the drainage district. It was decided that Polley should talk to the complainant about discussing the matter with the current landowner.

Polley asked if anyone has a report on the Yankton Clay Ditch as someone asked him if there was a beaver dam because the water does not appear to be moving.

At 9:28 a.m., Powell moved, seconded by Hammond and carried to adjourn and reconvene as Board of Clay County Commissioners.

Powell moved, seconded by Hammond and carried to approve the following claims for payment. August Bills: (Due to Other Government) Dept of Revenue \$261,858.32; SDACO – M&P Fund Payment \$392.00 and Reliance Towing/Roadside \$500.00; (Unemployment Compensation) SD Dept of Labor Division \$167.00; (Other Insurance) Jensen Insurance \$152.67; (Professional Services and Fees) Century Business Products \$95.12; City of Vermillion \$60.00; Clay County Abstract \$213.00; FedEx \$11.02; Lewis & Clark Behavior \$330.00; Lincoln County Auditor \$207.50; Microfilm Imaging System \$30.00; Netsys Plus, Inc. \$448.00; Olson Medical Clinic \$208.00; Pharmchem, Inc. \$1,598.80; Sanford Health Clinic \$174.00; Sanford Health Clinic \$14,730.71; Sanford Health Occupation \$35.00; Satellite Tracking of SD \$6.50; SD Dept of Health Lab \$490.00; Yankton Co Treasurer \$237.50 and Yankton Medical Clinic \$683.01; (Other Professional Service) Meyer, May Anne \$234.60; (Law Office) Kogel,

Linda L \$9,236.60; RMS \$124.60 and Thompson, Craig K \$942.09; (Mental Health) Dept of Revenue \$60.00; SD Achieve \$180.00; Sesd Activity Cntr \$360.00 and Dept of Revenue \$1,461.63; (Publishing) Broadcaster Press \$245.60 and Star Publishing \$226.05; (Repairs and Maintenance) Buhls Drycleaners \$24.00; Canon \$90.00; Fast Auto Glass, Inc. \$1,154.40; Intek \$127.80; Jerry's Chevrolet \$85.15; Johnsen Heating & Cooling \$716.00; Kone, Inc. \$719.55; L&L Motor Supply \$200.83 and Presto-X Company LLC \$133.64; (Data Processing) Mastel, Bruce \$35.00; Microfilm Imaging System \$720.00 and Software Services, Inc. \$340.00; (Supplies & Materials) A-ox Welding Supply Co. \$170.05; Aden, Cynthia \$16.31; Allied Oil & Supply \$7,581.60; Appera \$42.12; Bierschbach Equip & Supply \$635.38; Bob Barker Co Inc. \$271.68; Brunick Service, Inc. \$34.96; Buhls Drycleaners \$95.00; Campbell Supply Co. \$214.93; Clay Co Treasurer \$179.28; County Pride Coop \$2,305.51; David Pharmacy \$1,006.31; Diamond Mowers Inc. \$817.76; Francotyp-Postalia Inc. \$37.86; Hy-Vee, Inc, \$60.37; JCL Solutions \$242.82; Jerry's Service \$16,256.92; Lawson Products, Inc. \$339.34; Mark's Machinery \$130.15; Murphy Tractor \$281.00; North Central \$1,821.97; Print Source \$376.00; Quill Corporation \$335.89; RDO Exch 80-5800 \$1,241.13; Sioux Falls 2-Way \$24.99; Sturdevant's Auto Parts \$716.07; Torco Remfg. \$258.00; Vermillion Ace Hardware \$14.58; One Office Solution \$171.53 and Zee Medical Service Co. \$140.75; (Travel and Conference) Aden, Cynthia \$17.28; (Inmate Travel) Pennington County Jail \$140.65; (Utilities) Clay Rural Water System \$75.40; Clay Union Electric Co \$554.99; MidAmerican Energy \$114.85; Midco Business \$305.00; Verizon Wireless Emg \$40.01; Verm/Clay Co. Landfill \$42.19; Vermillion Garbage Svc \$60.00 and Wakonda Town \$66.90; (Payment) Brunick Service, Inc. \$1,065.80; Martens, Dennis Daniel \$50.00; The Soap Guys \$80.00; Vermillion Federal \$24.21; Snyder, Emily \$20.00; Ammon, Robert \$50.00; Burbach, Cheryl \$50.00; Fairholm, Shannon \$50.00; James, Brad \$50.00; Koble, Carrie \$50.00; McDonald, Susan \$56.72; Miller, Thomas \$50.00; Olson, Dale \$58.40; Worden, Jasmine \$73.76; Ruden, Destiny \$152.04; Johns, Caleb \$20.00; Jensen, William B \$20.00 and Arrow, Clarissa S \$20.00; (JDC/Special Eqp.) Axon Enterprise Inc. \$200.00 and SDACC Office \$4,746.00; (Books) Thomson Reuters – West \$383.15; (Furniture and Minor Equipment) Bob Barker Co Inc. \$65.63; Dakota PC Warehouse \$109.99; Microfilm Imaging System \$155.00 and One Office Solution \$54.50; (Machinery and Automotive Equip) Jerry's Chevrolet \$115.83; (Automotive) Brunick Service, Inc. \$60.20.

Powell discussed construction of a door to expand the State's Attorney's Office. He reported the scheduled date is September 10th to begin the project. Manning moved, seconded by Packard and carried to authorize the construction project.

Powell moved, seconded by Packard and carried to authorize the Chairman to sign copier leasing contracts with Office Systems Company for the Director of Equalization's and Auditor's Offices.

Powell moved, seconded by Hammond and carried to set the time for the first reading of Ordinance #2018-02 for rezoning certain property from Agriculture to Commercial as 9:45 a.m. on August 28, 2018 and the second reading/adoption as 9:45 a.m. on September 4, 2018 and to authorize the advertising of public notices.

The Board discussed the 2019 budget.

The Space Needs Study was discussed. Sheriff Andy Howe was present to discuss jail needs and costs for transporting inmates elsewhere. Auditor Carri Crum reported that the matter has been placed on the August 28th agenda to meet with the City and the Vermillion Area Chamber & Development Company.

At 10:40 a.m., Packard moved, seconded by Powell and carried to adjourn and reconvene Tuesday, August 28, 2018 at 9:00 a.m.



Travis Mockler, Chairman
Board of County Commissioners

ATTEST:



Carri R. Crum, County Auditor

August 28, 2018

The Board of County Commissioners met in regular session Tuesday, August 28, 2018 at 9:00 a.m. Members present: Travis Mockler, Phyllis Packard, Leo Powell, Micheal Manning, and Richard Hammond.

Packard moved, seconded by Hammond and carried to approve the agenda with the addition of convention discussion at the bottom.

Minutes of the August 14, 2018 meeting were approved with a motion by Manning, seconded by Packard and carried.

Sami Cusick, Community Health/WIC Nurse, met with the Board to present the office's Quarterly Activity Report.

Rod Polley, Highway Superintendent, met with the Board to discuss highway matters. Packard moved, seconded by Powell and carried to accept the low bid from Brunick's Service for gasoline.

The Board considered a Driveway Application from Nick & Jordynne Mart for a driveway at 45929 Timber Rd. Polley recommended a 25-foot driveway opening. Powell moved, seconded by Packard and carried to approve application based on Highway Superintendent's recommendation.

Polley reported he discussed the drainage matter on East Main with Schoellerman, whom Polley said will not do any digging to create more water issues for his own property. He also reported that someone has been digging in the ditch. The Board discussed with State's Attorney Alexis Tracy what kind of penalty might be in statute for digging in the ditches without permission. It was decided that a letter should be sent to the property owners in the area to inform them of the findings.

At 9:28 a.m., Packard moved, seconded by Powell and carried to adjourn and convene as Clay County Ditch Board.

Troy Walraven met with the Board to discuss the cattails along Lateral 50 and request cleaning from 453 Ave. to 456 Ave. They discussed the most cost-effective method for cleaning the ditch. Walraven said the property owners are in favor of cleaning it. Powell moved that Polley should contact the State for permission and put together a proposal for bids to have Lateral 50 cleaned; seconded by Manning. All voted aye; motion passed.

At 9:37 a.m., Manning moved, seconded by Hammond and carried to adjourn and reconvene as Board of Clay County Commissioners.

At 9:40 a.m., a public bid opening was conducted for a dump body for the Highway Department. Sealed bids were opened and read aloud. Sanitation Products' bid was \$62,982, and Northern Truck Equipment's bid was \$59,595. Powell moved, seconded by Packard and carried that the Highway Superintendent and the Highway Mechanic review the bids to ensure they meet specifications and return at the September 4, 2018 meeting with a recommendation.

At 9:44 a.m., Packard moved, seconded by Hammond and carried to adjourn and convene as Clay County Ditch Board.

Polley said he discussed the Yankton-Clay Ditch with the person who farms Weeks' property. The individual said he would discuss the matter with Weeks, but the issue is down further past the end of the taxed area. Polley asked if those property owners could be added to the tax rolls for the ditch if they want to. Mockler and Powell discussed that the property owners who already pay tax should have the opportunity to approve it.

Polley said he received a call from Jim Johnson, who drives the road maintainer, about a culvert along the Prairie Center Ditch. He reported that the township requested a culvert be fixed, but it was determined that the culvert in question is not a part of the ditch.

At 10:00 a.m., Powell moved, seconded by Packard and carried to adjourn and reconvene as Board of Clay County Commissioners.

At 10:00 a.m., a First Reading was conducted of Ordinance #2018-02 to Rezone Tract 2 & 3 of Lot A in the S1/2 of the NE1/4 of Section 13, Township 92N, Range 51W from Agriculture to Commercial. No one appeared in opposition and no written correspondence was received.

Manning moved, seconded by Powell and carried to approve the following claims for payment. August Bills: : (Payroll) Commissioner's \$6,44.62; Auditors \$5,041.04; Treasurers \$13,621.78; States Attorney's Office \$16,935.13; Courthouse \$2,351.92; Director of Equalization \$7,849.25; Register of Deeds \$4,733.85; Veterans Officer \$1,279.83; 24/7 \$1,860.60; Sheriff's Office \$27,568.71; Jail \$21,437.86; Emergency Management \$3,285.75; Highway \$38,767.82; WIC/Health Nurse \$2,063.70; Extension \$2,593.96; Weed \$6,919.30 and Zoning \$2,166.17; (Payroll Withholdings) Aflac 808.09; Clay Co Treasurer \$50,393.02; Colonial Life \$591.60; Conseco/Washington \$24.45; Dearborn National \$227.22; Div of Child Support \$757.00; New York Life Insurance \$328.57; SD Retirement System \$24,564.82; SD Supplemental Retirement \$1,900.00; SDRS Roth 457(B) Plan \$775.00; United Way of Vermillion \$244.00; Vermillion Federal Credit Union \$2,146.00 and Wellmark Blue Cross Blue Shield \$52,814.81; (Due to Other Governments) State of SD Game Fish \$30.00; (Professional Services and Fees) Clay County Abstract \$426.00; Coyote Enterprise LLC \$49.99; Houska, DDS, Randy \$372.00; Katterhagen, Mark \$15.00; Lewno, Lucille M \$166.47; Lincoln County Auditor \$90.00; Lockwood, Darcy \$15.00; Netsys Plus, Inc. \$676.25; Sanford Health Clinic \$110.00; Yankton Co Sheriff \$50.00 and Anderson, Ronald \$10.00; (Other Professional Service) Dakotah Reporting Agency \$262.50 and Mayer, Mary Anne \$34.00; (Law Office) Fox & Youngberg, P.C. \$195.32; Horn Law Office, Prof. \$210.80; Peterson, Stuart, Rump \$6,220.08; Reed Law Offices \$695.60 and Thompson, Craig K \$3,007.34; (Repairs and Maintenance) Dakota PC Warehouse \$79.96; Hollaway Const. Co \$50,820.00; Presto-X Company LLC \$74.00 and Turner Plumbing Inc. \$256.07; (Data Processing) Netsys Plus, Inc. \$313.50; (Supplies & Materials) Bob Barker Co Inc. \$204.72; Brunick Service, Inc. Campbell Supply Co. \$103.29; Concrete Materials \$106,014.05; Diesel Machinery, Inc. \$900.00; Election Systems \$403.65; Hollaway Const Co \$3,181.48; Hy-Vee, Inc. \$83.30; Jack's Uniform & Equip \$260.65; JCL Solutions \$444.90; L.G. Everist, Inc. \$2,045.17; Lawson Products, Inc. \$230.39; Lyle Signs, Inc. \$136.08; Netsys Plus, Inc. Prochem Dynamics \$163.64; Quill Corporation \$113.65; Sturdevant's Auto Parts \$27.46; Tiger Corporation \$113.65; Vermillion Ace Hardware \$35.98; One Office Solution \$137.36 and Wood, Lisa \$19.94; (Travel and Conference) Wood, Lisa \$19.94; Aden, Cynthia \$429.24;

Best Western of Huron \$28.00; Hollenbeck, Lauren \$30.00; Howe, Andy \$49.00 and SDSU Extension Service \$106.56; (Inmate Travel) Brunick Service, Inc. \$182.52; (Utilities) Brunick Service, Inc. \$182.52; CenturyLink \$13.68; City of Vermillion \$3,806.64; Verizon Wireless \$93.46; Verizon Wireless Sheriff \$320.08 and Vermillion Garbage Svc \$236.00; (Payment) Brunick Service, Inc. \$1,726.00; Bunyans Bar & Grill \$87.00; Hy-Vee, Inc. \$4,006.91; Larson, Erma \$100.00; Madsen, Mary K \$22.60; Main Street Pub \$119.80; Peterson, Stanley \$10.00; R-Pizza \$91.00; Van Diest Supply Company \$1,695.00; Walmart Community/Geocr \$212.04; Dibley, Charles \$10.00; Brown, Laurie \$10.00; Ostrem, Carla \$21.76; Steffen, Roger \$12.52; Cochran, Carole \$118.48; Albrecht, Kendyll \$20.00; Fredrick, Michael \$20.00; Harris, Adam \$153.00; Henry, Kia \$20.00; Snyder, Emily \$20.00; Anderson, Gerald \$10.00; Anderson, Janet \$36.88; Archambeau, Laura \$25.12; Assmus, Tammy \$14.20; Benton, Susan \$10.00; Bradley, Sarahann \$10.00; Brown, William \$100.00; Bumsted, David \$100.00; Burcham, Terry \$16.72; Cahoon, Alicia \$18.40; Carlson, Roberta \$10.00; Christensen, Wesley \$10.00; Clift, Denice \$10.00; Daigle, Loretta \$26.80; Daniels, Mark \$10.00; Davis, Matthew \$10.00; Doss, Robert \$10.00; Downey, Patricia \$10.00; Ebel, Cory \$10.00; Edgecomb, Conrad \$10.00; Engebretson, Nancy \$17.56; Erickson, Sarah \$10.00; Etherington, Joshua \$10.00; Gaidelis, Sonia \$23.44; Ganschow, Darby \$26.80; Gilkyson, Maxine \$10.00; Goodman, Douglas \$10.00; Grieve, Kimberly \$10.00; Gruhn, Debora \$10.00; Haglund, Angela \$100.00; Heidebrecht, Jill \$35.20; Henke, Harlan \$10.00; Hesla, Deborah \$20.92; Hesse, David \$10.00; Hoelsing, Sean \$10.00; Hollingsworth, Laura \$14.20; Hunsucker, Mark \$10.00; Iverson, Scott \$10.00; Jensen, Christine \$331.00; Johns, Jacqueline \$100.00; Ketcham, Lisa \$10.00; Kindt, Danell \$10.00; Kinney, Joan \$16.72; Kirkpatrick, Michelle \$16.72; Larson, William \$15.88; Logue, Robert \$142.00; Maloney, Michelle \$10.00; Manger, Bonita \$10.00; Marshall, Gary \$10.00; McPherson, Shelly \$10.00; McClelland, Hannah \$10.00; Mortinsen, Betsy \$10.00; Muecke, Cordell \$10.00; Nelson, Cynthia \$31.00; Nesje, Sarah \$10.00; Newcombe, Aaron \$10.00; Nilson, Wendy \$10.00; Peters, Michael \$113.44; Pitcher, Kristopher \$10.00; Portiner, Joshua \$10.00; Prescott, Karen \$100.00; Rasmussen, Victor \$10.00; Sanderson, David \$11.68; Schaefer, Charlene \$100.00; Schaefer, Robert \$10.00; Schaffer, Jennifer \$10.00; Siglin, Olivia \$16.72; Sipes, Suzanne \$30.16; Stammer, Nikki \$100.00; Stanciu, Jesse \$10.00; Steffen, Holly \$12.52; Stout, Carrie \$10.00; Stouse, Gabrielle \$10.00; Struckman-Johnson, David \$12.52; Taylor, Janet \$140.32; Tucker, Penny \$10.00; Turgeon-Drake, Jamie \$10.00; Walz, Jerry \$10.00; Zavala, Elizabeth \$24.28; Jone, Brenna \$158.80 and Rambo Danny \$153.00; (JDC/Special Eqp.) Jack's Uniforms & Equipment \$809.88; (Buildings and Structures) Bear, Inc. DBA Todd's Electric \$71.41; Dalsin Roofing \$300.00; Johnsen Heating & Cooling \$354.00 and Klein McCarthy Architect \$7,500.00; (Books) Thomson Reuters – West \$111.21; (Furniture and Minor Equipment) Jack's Uniforms & Equipment \$409.00.

The Board discussed travel to the SDACC/SDACO County Convention. Powell reported that he will be going. It was decided that the September 11, 2018 meeting could be canceled due to the convention if there is nothing pressing on the agenda.

Vermillion City Manager John Prescott and Mayor Jack Powell met with the Board to discuss the Space Needs Study. Bob Fuller, Police Chief Matt Betzen, and Sheriff Andy Howe were also present for the study. Betzen pointed out that before he came here, he had a metal building, and it worked fine. He did emphasize that the jail portion will be expensive. Mockler said at this point in time, building costs are at the highest anyone has seen, so it may pay off not to rush into anything. Howe said it may be appropriate to decide exactly what the needs are and first come up with a design, such as whether the need is a new Courthouse, whether the county only needs a new jail, or something else, and then find out a final cost.

Manning questioned putting millions of dollars into remodeling the Courthouse due to the age of the building. Jack Powell said as he has traveled around the country he has found that the county building is often the centerpiece of the community, and he would hate to lose that. Howe said that is what a committee could determine. It gives an opportunity for the community to decide what kind of building the citizens want. Hammond said it is his opinion that a Courthouse is a public building that should be built to withstand the strongest of tornadoes, especially the jail where inmates cannot take shelter, and even the public offices as the county needs them to be viable after a disaster. Tracy said the county needs voices, so that is where a committee with a cross-section of people would be beneficial because raising taxes to fund a building is a lot of money for Clay County residents, and the residents need to decide what kind of building they value.

Prescott said most of the people in the county drive by and think the Courthouse is a nice building, but they do not visit often, so they do not understand the need. Fuller said a building needs to be built for 50-75 years down the road, and City Hall was purposely built to be expandable where the fire state garages are. He said whatever dollar amount is agreed upon, not everyone will be happy, but he encouraged the county to build for tomorrow. Leo Powell asked Prescott how the City Hall building was funded. Prescott said it was done with a lease-purchase agreement and some second penny sales tax.

Packard questioned the preliminary designs and whether they would work for the county. Fuller encouraged visiting other recently built Courthouses. Howe said people need to realize how bad the situation is because they do not see the inner workings of the jail and offices. Fuller said there are two decisions: what needs to be done with the Courthouse, and what needs to be done with the jail. Prescott said that, as a county, a decision needs to be made whether the Courthouse should be kept. Hammond agreed and likened it to Old Main vs. East Hall. Is the Courthouse as valuable as Old Main? Auditor Carri Crum questioned whether a remodel would solve some of the things in the Courthouse that are a nagging problem, such as aging air conditioning units, drafty areas in the building, plumbing, etc. The group discussed conducting surveys to get citizen input, and that it would be a good thing for a committee to do.

Hammond said one of the key issues is how to raise the money to make the project work and suggested getting SE Council of Government involved. Clay County is the smallest county in the state and one of the smallest tax bases in the state.

Manning asked how the city chose the committee for the City Hall project. Fuller gave background as to how the committee was chosen and how many members there were. It was the consensus of those present that 5-7 persons, preferably 7, would be a good size for the committee. Fuller said that one key duty of the committee should be to obtain a large volume of public input. It was decided that an application process will be used, and Crum will work on getting the application ready for distribution.

At 11:19 a.m., Packard moved, seconded by Manning and carried to adjourn and reconvene Tuesday, September 4, 2018 at 9:00 a.m.



Travis Mockler, Chairman
Board of County Commissioners

ATTEST:



Carri R. Crum, County Auditor

September 4, 2018

The Board of County Commissioners met in regular session Tuesday, September 4, 2018 at 9:00 a.m. Members present: Travis Mockler, Phyllis Packard, Leo Powell, Micheal Manning, and Richard Hammond.

Packard moved, seconded by Manning and carried to approve the agenda with the addition of bid approval for the Highway Department's dump body.

Minutes of the August 28, 2018 meeting were amended to clarify Hammond's comments regarding Old Main vs. East Hall to say, "Would the Courthouse be a usable structure such as Old Main, as in contrast with East Hall, which was not a usable structure?" The motion was made by Hammond, seconded by Packard and carried.

Rod Polley, Highway Superintendent, met with the Board to discuss highway matters. Manning moved, seconded by Packard and carried to approve a driveway application from Aaron Larson at 31468 454 Ave.

Polley recommended acceptance of Sanitation Products' bid for \$62,982 for the dump body despite a \$3,387 higher bid than Northern Truck Equipment's \$59,595 bid due to a faster delivery date. Powell moved, seconded by Packard and carried to accept the bid from Sanitation Products. A representative from Northern Truck Equipment was present and said his bid was reasonable, and the Board is accepting the higher bid. He asked what his company needs to do to be able to bid an acceptable product. Mockler said there were probably half a dozen items on the specifications that were not met. The representative pointed out that some of the specifications are minor deviations because the design of the product is slightly different. Packard suggested that his company bring in demonstration equipment sometime in the future to show that his equipment, although designed differently, is equal to or better. It was discussed that next year the Highway Department would likely be replacing another piece of equipment. Hammond said in the past he has asked suppliers to demonstrate their equipment. Polley said he tries to make the specifications as open as possible but still ensure equal equipment. It was pointed out that Sanitation Products can deliver in 12 weeks vs. Northern Truck Equipment's 22-week delivery time. Manning agreed that a demonstration would be good.

Polley reported that the bridge over Clay Creek north of Meckling will be torn up Monday, September 10, 2018 for replacement. He said he will be putting up posters at several places to inform the public due to the short time frame because minutes cannot be published prior to the start of the project.

It was also discussed that chip sealing, fog sealing, and striping has been completed, and the highway crew is now working on edge wedging.

Emergency Management Director Layne Stewart met with the Board to present documents for signatures. He reported on changes to the State and Local Agreement with the State of South Dakota. Powell moved, seconded by Packard and carried to authorize the Chairman to sign the renewal agreement.

Stewart presented a Mass Fatality Plan for Clay County. Sheriff/Coroner Andy Howe was also present to sign the document. Powell moved, seconded by Hammond and carried to authorize the Chairman to sign the plan.

Manning moved, seconded by Hammond and carried to adopt the Civil Disturbance Plan as part of the Local Emergency Operations Plan.

The Board thanked Stewart for his work on the plans as well as the County's safety program.

Stewart said there will be a meeting regarding the Pre-Disaster Mitigation Plan on October 24, 2018 at the Vermillion Fire Station. He encouraged the Board to attend.

A public hearing was held regarding the 2019 Provisional Budget. No one appeared in opposition, and no written comments were received. Packard commented that although the County was not able to complete the planned pledge to increase employee pay, she hopes the employees can see that the Board is trying to move in the right direction.

At 9:45 a.m., a Second Reading was held for Ordinance #2018-02 to Rezone Tract 2 & 3 of Lot A in the S1/2 of the NE1/4 of Section 13, Township 92N, Range 51W from Agriculture to Commercial. No one appeared in opposition and no written correspondence was received. Powell moved, seconded by Manning to adopt Ordinance #2018-02. Roll call vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

Sheriff Andy Howe met with the Board to discuss necessary repairs to the jail. He reported that plumbing issues with the toilets have resulted in water needing to be hauled in from other areas of the jail for inmates to wash up. He also discussed air conditioning problems in the jail. Howe presented proposals for the plumbing repairs and air conditioning. He said his budget might allow for one repair, but not likely both. Packard moved to allow both repairs as the inmates and jail personnel should not be in misery. Motion seconded by Powell. All voted aye; motion passed.

Packard moved, seconded by Powell and carried to pay for flu vaccines for county employees if health insurance does not cover it.

Powell moved, seconded by Packard and carried to cancel the September 11, 2018 meeting.

Hammond moved, seconded by Packard and carried to pass and adopt Resolution #2018-16 for Contingency Transfer.

RESOLUTION # 2018-16
Contingency Transfer

BE IT RESOLVED by the Clay County Board of Commissioners the transfer of funds for unanticipated expenses for the current budget year from Commissioners Contingency Fund Budget (D-112):

\$18,000 to State's Attorney – Prof. Svc./Fees (10100X4220151)

\$27,000 to State's Attorney – Wages (10100X4110151)

\$500 to Court Appointed Attorney Abuse & Neglect (10100X4222154)

\$1,700 to Historic Preservation (10100X4250514)

\$5 to Tourism (10100X4290721)

Motion by Commissioner Hammond, seconded by Commissioner Mockler.

Vote of the Board: Mockler Aye, Packard Aye, Powell Aye, Manning Aye, Hammond Aye.

Dated this 4th day of September, 2018.

Board of County Commissioners
Clay County, South Dakota

Travis Mockler, Chairman

ATTEST:

Carri R. Crum, County Auditor

Packard moved, seconded by Hammond to schedule a public hearing for a supplement to the 2018 budget on September 25, 2018 at 9:45 a.m.

Manning reported that Dave Hertz called him recently to follow up with his proposal for Clay County Park. Hertz said he spoke with the State, and they are interested in his proposal. Hammond reported on discussion within the Clay County Park Board about how to handle campground reservations.

Powell reported that the door project for the State's Attorney's Office is on schedule to begin September 10th.

Manning said he did inform everyone at the most recent Vermillion Area Chamber & Development Company meeting that the County will be taking applications for the Courthouse, Jail, & Law Enforcement Facility Planning Committee. The Board discussed having non-voting members on the committee for support purposes and minute taking at the meetings. It was decided that the members would likely be Auditor Carri Crum, Sheriff Andy Howe, and a commissioner.

At 10:29 a.m., Powell moved, seconded by Manning and carried to adjourn and reconvene Tuesday, September 25, 2018 at 9:00 a.m.



Travis Mockler, Chairman
Board of County Commissioners

ATTEST: 

Carri R. Crum, County Auditor

September 25, 2018

The Board of County Commissioners met in regular session Tuesday, September 25, 2018 at 9:00 a.m. Members present: Travis Mockler, Leo Powell, Micheal Manning, and Richard Hammond; Phyllis Packard was absent.

Powell moved, seconded by Manning and carried to approve the agenda.

Minutes of the September 4, 2018 meeting were approved with a motion by Manning, seconded by Hammond and carried.

Rod Polley, Highway Superintendent, met with the Board to discuss highway matters. Manning moved, seconded by Powell and carried to approve a driveway application from Kirk Sorensen on Timber Rd. 2,100 feet from Holmes Welding.

The Board considered three Right of Way Applications from Clay-Union Electric.

- Greenfield Rd., Section 3, T95N, R51W
- Bluff Rd., Section 16, T93N, R52W
- Bluff Rd., Section 9, T93N, R52W

Powell moved, seconded by Hammond and carried to approve all three applications as presented and to authorize the Chairman to sign them.

The Board considered seven Right of Way Applications from Fort Randall Telephone Co.

- 300 St., County Road S2
- 300 St., County Road S3
- 299 St., County Road S1
- 465 Ave., County Road L1
- 302 St., County Road F2
- 302 St., County Road F3
- 459 Ave., County Road N1

Powell moved, seconded by Hammond and carried to approve all seven applications based on the Highway Superintendent's recommendation and to authorize the Chairman to sign them.

Polley updated the Board on road closings due to flooding. Layne Stewart, Emergency Management Director, reported that the water has already passed through Turner County, so it should be through Clay County in the next couple of days.

Manning moved, seconded by Powell to accept the low bid of \$2.3657/gallon from Jerry's Service for 8,000 gallons of #2 dyed diesel fuel.

Polley updated that bridge #14-117-214 repairs should begin next week (Monday) on the Dakota Street Bridge. The structure #14-050-129 on Clay Creek replacement will begin soon as well.

At 9:19 a.m., Hammond moved, seconded by Manning and carried to adjourn and convene as Clay County Ditch Board.

Calvin Hanson was present to discuss the culverts and ditch conditions in the area near 453 Ave. & Myron St. and a gate on a culvert near 454 Ave. Polley said, based on the photos presented, that the Highway Department should be able to perform the necessary work. Manning moved, seconded by Hammond and carried to allow Polley to look at the areas and do what needs to be done to fix the areas.

The Board briefly discussed spraying of trees and brush.

Polley reported that he received a complaint from Gary Stensaas regarding the need for rock along the bank of Prairie Center Ditch. Polley said he told Mr. Stensaas that it is in an area that the township maintains, not along the ditch, and recommended he call Manning's phone number or the Auditor's phone number if he would like an appointment on the agenda.

The Board reviewed bid specifications for cleaning of Lateral 50. It was discussed that spoils will be leveled, but if a landowner wants to have the spoils hauled away, it is at the landowner's expense. Powell moved, seconded by Hammond and carried to set the bid opening for October 30, 2018 at 9:30 a.m.

At 9:59 a.m., Powell moved, seconded by Hammond and carried to adjourn and reconvene as Board of Clay County Commissioners.

Manning moved, seconded by Hammond to pass and adopt Resolution #2018-17 for Supplement of County Budget. Roll call: Hammond Aye, Manning Aye, Powell Aye, Packard Absent, Mockler Aye. Motion passed.

RESOLUTION #2018-17
Supplement of County Budget

WHEREAS the Commissioners – Professional Services and Information Technology budgets do not have adequate budget authority in 2018 due to necessary and unanticipated expenses;

WHEREAS, the Board of County Commissioners have agreed to hold a public hearing on September 25, 2018 at 9:30 a.m. to supplement the Commissioners – Professional Services and Information Technology budgets for the proper conduct and discharge of lawful county obligations and has been given in accordance with the law and direction of the County Board,

NOW THEREFORE BE IT RESOLVED: That the following budget be adopted to show the supplement to the foresaid 2018 Annual Budget:

Commissioners – Professional Services (10100X4220111) \$40,000
Information Technology (10100X4251171) \$9,500

Dated the 25th day of September, 2018.

Commissioner Manning moved the adoption of the foregoing Resolution; Motion seconded by Commissioner Hammond.

Vote of the Commission: Packard Absent Powell Aye Manning Aye Hammond Aye Mockler Aye

Upon which voting the foregoing Resolution was declared passed and adopted.

512 Historical Museum	20000									
514 Historical Sites	15400									
520 Recreation										
524 County Fair	16500									
525 Senior Citizens	26382									
TOTAL CULTURAL & RECREATION	86,282	-	-	-	-	-	-	-	-	-
600 Conservation of Natural Resources										
610 Soil Conservation										
611 County Extension	90863									
612 Soil Conservation Districts	25000									
615 Weed Control	181300									
620 Water Conservation										
629 Other (Ditch)							556197			
TOTAL CONSERVATION OF NATURAL RESOURCES	297,163	-	-	-	-	-	556,197	-	-	-
700 Urban & Economic Development										
710 Urban Development										
711 Planning & Zoning	59836									
712 Urban & Rural Development	12057									
720 Economic Development										
721 Tourism, Ind. & Rec. Development	16000									
TOTAL URBAN & ECONOMIC DEVELOPMENT	87,893	-	-	-	-	-	-	-	-	-
750 INTERGOVERNMENTAL EXPENDITURES										
800 DEBT SERVICE										
850 Payments to Local Education Agencies										
890 Capital Outlay										
900 Other Uses										
910 Other Financing Uses										
911 Transfers Out	1299806									
TOTAL OTHER USES	1,299,806	-	-	-	-	-	-	-	-	-
TOTAL EXPENDITURE APPROPRIATIONS	5,967,598	3,906,427	98,979	93,450	4,100	120,267	556,197	54,000	19,500	
TOTAL APPROPRIATIONS	5,967,598	3,906,427	98,979	93,450	4,100	120,267	556,197	54,000	19,500	
Cash Balance Applied	748,899	1,200,000	15,500				441,859	12,100	19,500	
311 Current Property Tax Levy	4,941,620						120,267			
Less 25% to Cities	29,507									
312/319 - Other Taxes	36,425	330,000								
NET TOTAL TAXES	4,948,538	330,000	-	-	-	120,267	-	-	-	
320 Licenses & Permits	14,645				3,425					

330 Intergovernmental Revenue	128,775	1,125,300	17,200	93,000					
340 Charges for Goods & Services	410,675	14,000		100	675			41,900	
350 Fines & Forfeits	15,900								
360 Miscellaneous Revenue	12,750	3,400	200	350		6,330	114,338		
370 Other Financing Sources	1,500	1,233,727	66,079						
TOTAL OTHER REVENUES	584,245	2,376,427	83,479	93,450	4,100	6,330	114,338	41,900	-
SUBTOTAL (Cash + Taxes + Other Rev)	6,281,682	3,906,427	98,979	93,450	4,100	126,597	556,197	54,000	19,500
Less 5% (SDCL 7-21-18)	314,084					6,330			
NET MEANS OF FINANCE	5,967,598	3,906,427	98,979	93,450	4,100	120,267	556,197	54,000	19,500
TOTAL APPROPRIATIONS	5,967,598	3,906,427	98,979	93,450	4,100	120,267	556,197	54,000	19,500

The Board briefly discussed the space needs study.

The Sheriff's Office, Vermillion Public Library Board, Register of Deeds Office, and Auditor's Account with the County Treasurer monthly reports were accepted and placed on file.

At 11:40 a.m., Powell moved, seconded by Hammond and carried to adjourn and reconvene Tuesday, October 2, 2018 at 9:00 a.m.



Travis Mockler, Chairman
Board of County Commissioners

ATTEST: 
Carri R. Crum, County Auditor

October 2, 2018

The Board of County Commissioners met in regular session Tuesday, October 2, 2018 at 9:00 a.m. Members present: Travis Mockler, Phyllis Packard, Leo Powell, Micheal Manning, and Richard Hammond.

Powell moved, seconded by Hammond and carried to approve the agenda.

Minutes of the September 25, 2018 meeting were amended to reflect that Powell made the motion to approve the agenda, and they were approved with a motion by Manning, seconded by Packard and carried.

Rod Polley, Highway Superintendent, met with the Board to discuss highway matters. Packard moved, seconded by Manning and carried to approve the low bid of \$2.50/gallon from Country Pride Coop for 1600 gallons of 10% ethanol blend fuel.

Powell moved, seconded by Packard and carried to approve a Right-of-Way Application from Clay-Union Electric on Bluff Rd. north of 312 St. in the west ditch.

Polley reported there has been an issue with a landowner near Beresford ½ mile south of Highway 46 regarding 4/100ths of an acre for an easement for a culvert. The landowner has refused to sign easement documents concerning structure #14-250-006 replacement. It was discussed whether the structure could be removed and closed.

Polley received a complaint from Brendan Richards near Hub City alleging that the County road turn is on a corner of their property, and they should not be paying taxes on it. State's Attorney Alexis Tracy said she has received correspondence from the Richards' attorney. Mockler said the road right-of-way is not taxed, and that area in question should be in the right-of-way. It was discussed that the County would follow up with the Director of Equalization's Office and the Register of Deeds Office.

William O'Connor met with the Board to discuss water around his property. He said if a buried culvert is opened up near his property the water would drain. Powell said he has been to the location numerous times as well as the County having ground-penetrating radar utilized to try to find the culvert. No culvert has been found. O'Connor suggested boring in the road to see if they hit metal. Powell said he was just at a meeting in Pierre with the Corps of Engineers, and they would need to approve a culvert if there is not one currently. The County has been unable to find one. O'Connor said his property is 3 feet higher than the property on the south side, yet his property still has water. Hammond looked at elevations on his iPad with O'Connor. O'Connor asked if he can mark the road with spray paint where he says the culvert is, and everyone can watch for the frost line. Polley said that would be fine as long as he uses white paint. O'Connor asked for trees if the County has any to get rid of. Polley discussed trees in the river with O'Connor and said the area has been lucky and hasn't had many. Polley said he would bring any that he gets.

The following Auditor's Account with the County Treasurer Report was accepted and placed on file.

AUDITOR'S ACCOUNT WITH THE COUNTY TREASURER

To the Honorable Board of County Commissioners of Clay County
 items in the hands of the County Treasurer as of October 1, 2018.
 I hereby submit the following report of my examination of the cash:

Total amount of deposits in banks	5,371,098.12
Amount of actual cash	3,140.41
Total amount of checks and drafts in Treasurer's Possession not exceeding three days	31,523.07
Itemized list of all items, checks and drafts which have been in the Treasurer's possession over three days:	3,001.50
Checks returned and not deposited	
Cash Items	700.00
Investments	1,000.00
Cash Variation	0.00
Total	
	Dated this 1st day of October, 2018.
	5,410,463.10

Carri R. Crum, County Auditor

Powell moved, seconded by Manning and carried to approve the following claims for payment.
 September Bills: (Payroll) Commissioner's \$6,942.17; Auditors \$5,041.04; Treasurers \$13,621.76; States Attorney's Office \$17,747.66; Courthouse \$2,351.92; Director of Equalization \$8,417.49; Register of Deeds \$4,733.85; Veterans Officer \$1,279.83; 24/7 \$1,474.28; Sheriff's Office \$27,381.75; Jail \$16,484.16; Emergency Management \$4,455.50; Highway \$37,161.61; WIC/Health Nurse \$2,063.69; Extension \$2,593.96; Weed \$1,168.41 and Zoning \$2,177.91; (Payroll Withholdings) State of SD Game Fish \$31.00; Aflac 808.09; Clay Co Treasurer \$49,050.47; Colonial Life \$591.60; Conseco/Washington \$24.45; Dearborn National \$231.42; Div of Child Support \$757.00; New York Life Insurance \$328.57; SD Retirement System \$24,716.12; SD Supplemental Retirement \$1,875; SDRS Roth 457(B) Plan \$775.00; United Way of Vermillion \$244.00; Vermillion Federal Credit Union \$2,146.00 and Wellmark Blue Cross Blue Shield \$53,776.40; (Professional Services and Fees) Billings, John P \$1,927.00; Gapp, Debra \$1960.00; Hov Services Inc. \$3,004.35; Katterhagen, Mark \$27.00; Kone, Inc. \$106.73; Lincoln County Treasurer \$635.78; Mail Finance \$89.46; Minnehaha Co. Auditor \$118.20; Netsys Plus, Inc. \$2,134.50; SD Attorney General \$1,590.00; Yankton Co Sheriff

\$100.00 and Yankton Co Treasurer \$328.05; (Law Office) Friedberg, Nelson & Ask \$2,337.60; Lambeth Law Office LLC \$883.60; Lewno, Lucille M \$206.47; Lockwood, Darcy \$27.00; Peterson, Stuart, Rump \$6,220.08 and Ritter, Rogers, Wattier \$3,045.60; (Mental Health) Sedd Activity Center \$360.00; (Publishing) Star Publishing \$1,180.26; (Rentals) Schneider Corporation \$2,115.00; (Repairs and Maintenance) A & B Business \$49.67; Brunick Service, Inc. Buhls Drycleaners \$72.00; Century Business Products \$279.86; Jerry's Chevrolet \$783.45; Madsen, Gary \$150.00; Mail Finance \$536.73; Netsys Plus, Inc. \$22.00; Office Systems Company \$515.00 and Presto-X Company LLC \$137.64; (Data Processing) Mastel, Bruce \$35.00 and Netsys Plus, Inc \$615.00; (Supplies and Materials) A & B Business \$99.35; A-Ox Welding Supply Co \$175.52; Bob Barker Co Inc \$212.61; Brunick Service, Inc. \$336.00; Campbell Supply Co \$35.40; Concrete Materials \$62,850.04; Dakota Riggers & Tool \$231.20; Davis Pharmacy \$364.85; DS Solutions, Inc. \$175.00; FedEx \$136.54; Graham Tire S.F. North \$1,300.00; Hy-Vee, Inc. \$44.10; Jack's Uniforms & Equipment \$39.95; JCL Solutions \$402.39; Jebro Inc. \$11,326.82; Jerry's Chevrolet \$1,017.80; John Deere Financial \$191.54; Johnson Feed, Inc. \$263.02; Klunder, Nicole \$5.27; McLeod's Printing & Supply \$87.36; Pharmchem, Inc. \$1,226.00; Pressing Matters \$177.00; Prochem Dynamics \$107.59; RDO Exch 80-5800; SD Assn of Co Officials \$50.00; Sturdevant's Auto Parts \$188.68; Truenorth Steel \$29,607.63; Vermillion Ace Hardware \$54.98 and Walmart Community/Gecr \$11.97; (Copier Supplies) Office System Company \$79.00; (Travel and Conference) Christensen, Laura \$186.00; Clubhouse Hotel & Suites \$272.00; Crum, Carri R \$267.96; Hollenbeck, Lauren \$69.60; Howe Rhonda \$36.00; Manger, Bill \$186.00; Olson, Jane \$270.96; Peterson, Ilene B \$186.00; Polley, Rodney \$36.00; Powell, Cathi \$154.44; Powell, Leo \$154.44; Quality Inn Pierre \$156.58; SD Planner's Association \$80.00 and Stewart, Layne \$196.12; (Inmate Travel) Pennington County Jail \$317.75; (Utilities) CenturyLink \$592.36; CenturyLink Emg \$13.68; City of Vermillion \$1,010.11; Verizon Wireless \$93.46; Verizon Wireless Sheriff \$320.08; Verizon Wireless Emg \$40.01 and Vermillion Garbage Svc \$176.00; (Payment) Brunick Service, Inc. \$93.90; Christopherson, Kaleb \$7.65; Hy-Vee, Inc. \$4,609.74; Martens, Deniis Daniel \$50.00; Walmart Community/Gecr \$119.20; Ammon, Robert \$50.00; Burbach, Cheryl \$50.00; Fairholm, Shannon \$50.00; James, Brad \$50.00; Katrenak, James \$57.56; Koble, Carrie \$50.00; McDonald, Susan \$56.72; Miller, Thomas \$50.00; Olson, Dale \$58.40 and Roberts, Noah \$73.76; (Books) Thomson Reuters – West \$792.26; (Furniture and Minor Equipment) Office System Company \$807.00.

Powell moved, seconded by Packard and carried to declare surplus and authorize disposal of Printronix P7000 series printer, 2 UPS battery backups, and vacuum cleaner, none of which are operational, and the 2009 IBM with associated monitor, which are obsolete and no longer supported.

The Board discussed having a Human Resources firm write an employee manual and/or conduct training. Mockler said he met with Alternative HRD to listen to their proposal. It was discussed that the firm should attend a meeting with department heads to speak more about their program.

The Board discussed the burned-down house in Burbank and what the County needs to do to about it as they have received complaints.

At 10:24 a.m., Powell moved, seconded by Manning and carried to enter an Executive Session for personnel matters per SDCL 1-25-2.

At 10:49 a.m., Powell moved, seconded by Packard and carried to exit the Executive Session. No action was taken.

At 10:50 a.m., Manning moved, seconded by Packard and carried to adjourn and reconvene Tuesday, October 9, 2018 at 9:00 a.m.



Travis Mockler, Chairman
Board of County Commissioners

ATTEST: 
Carri R. Crum, County Auditor

October 30, 2018

The Board of County Commissioners met in regular session Tuesday, October 30, 2018 at 9:00 a.m. Members present: Travis Mockler, Phyllis Packard, Leo Powell, Micheal Manning, and Richard Hammond.

Packard moved, seconded by Hammond and carried to approve the agenda.

Minutes of the October 2, 2018 meeting were approved with a motion by Manning, seconded by Hammond and carried.

At 9:02 a.m., Manning moved, seconded by Powell and carried to enter an Executive Session for legal matters per SDCL 1-25-2.

At 9:11 a.m., Packard moved, seconded by Powell and carried to exit the Executive Session. No action was taken.

Packard moved, seconded by Manning and carried to approve the following claims for payment.

Packard moved, seconded by Hammond and carried to set the First Reading for Ordinance #2018-03 for a Joint Zoning Regulation change for 9:30 a.m. on November 13, 2018 and a variance request in the Joint Jurisdiction Zoning area from Merritt Groh for 9:40 a.m. on November 13, 2018 in the Courthouse, and the Joint Second Reading/Adoption for Ordinance #2018-03 and the variance request from Merritt Groh for 5:30 p.m. on December 3, 2018 at Vermillion City Hall.

The Board discussed the ability to fine people who do not obtain building permits. State's Attorney Alexis Tracy discussed the matter with the Board. The Board talked about changing regulations to include penalties, and how much those fines might be. The matter was put on the agenda for Thursday, November 8, 2018.

The Board reviewed holiday hours. Hammond moved, seconded by Powell and carried to approve closing the Courthouse on the full day of December 24, 2018.

The Board discussed IT needs for the County.

Rod Polley, Highway Superintendent, met with the Board.

At 9:32 a.m., Powell moved, seconded by Packard and carried to adjourn and convene as Clay County Ditch Board.

Bids were opened and read aloud for cleaning of Lateral 50. Pollman Excavation bid \$51,630.00, and O'Connor Construction bid \$112,245.10.

Polley said the beaver dam was removed near the Birgen Church on Yankton/Clay Creek Ditch. However, there is another that the Highway Department cannot reach with its backhoe. Powell

said there is another near Brook Bye's farmland on the east side. Powell and Polley discussed trapping the beavers. Powell told Polley about a muskrat house on Lateral 50.

Powell said Jeff Becker called him regarding Lateral 3A on the south side of 312 St. The side of the road has slid down into the lateral. Powell and Polley discussed a landowner who removed dirt along a dike near the bridge that was just replaced by Meckling. Polley reported on the progress of tree removal near Holmes Welding.

At 9:52 a.m., Hammond moved, seconded by Packard and carried to adjourn and reconvene as Board of Clay County Commissioners.

Powell commended Polley on his crew's good work on the Dakota Street bridge project.

The Board reviewed fuel quotes. Powell moved, seconded by Packard and carried to accept the low bid from Brunick's Service of \$2.64/gallon for gasoline fuel. Manning moved, seconded by Packard and carried to accept the low bid from Brunick's Service of \$2.59/gallon for diesel fuel.

Polley reported that bridge #133-170 has been closed 1 ½ miles east of University Rd. on 313 St. The engineers said it needs to be closed until repairs or replacement are completed due to compromised pilings. Polley discussed leaving the bridge closed indefinitely.

Ina Peterson, Director of Equalization, met with the Board to report on a Supreme Court decision regarding a tax-exempt property in Pennington County. State's Attorney Alexis Tracy briefed the Board on the legal aspects of the ruling as they pertain to Clay County. Powell moved, seconded by Manning and carried to move the Eagles Club to 100% exempt status based on State's Attorney Tracy's advice.

Powell moved, seconded by Packard and carried to authorize the Chairman to sign the SLA Quarterly Activity Report as presented by Emergency Management Director Layne Stewart.

Stewart reported that he and Chief Deputy Paul Pederson will be attending the Safety Benefits Conference.

Blake Van Ginkel and Seth Major of Gallagher met with the Board to present a health insurance review proposal. Manning moved, seconded by Packard and carried to allow Gallagher to give the County a free proposal.

At 10:35 a.m., Packard moved, seconded by Hammond and carried to adjourn and convene as Clay County Ditch Board.

Powell moved, seconded by Packard and carried to accept the low bid of \$51,630.00 from Pollman Excavation for the cleaning of Lateral 50.

At 10:37 a.m., Manning moved, seconded by Hammond and carried to adjourn and reconvene as Board of Clay County Commissioners.

Packard moved, seconded by Powell and carried to authorize the Chairman to sign a 60-month service contract for internet service with Midco.

The Board discussed a resolution for support of the expansion of Vermillion Basin Water Development District. The expansion could include Kingsbury, Minor, and McCook counties. Hammond and Powell discussed the benefits of expanding the district.

Mockler discussed a phone call he received from a contractor interested in building a jail.

At 10:58 a.m., Manning moved, seconded by Powell and carried to adjourn and reconvene Thursday, November 9, 2018 at 9:00 a.m.



Travis Mockler, Chairman
Board of County Commissioners

ATTEST: 
Carri R. Crum, County Auditor

November 9, 2018

The Board of County Commissioners met in regular session Tuesday, November 9, 2018 at 9:00 a.m. Members present: Travis Mockler, Phyllis Packard, Leo Powell, Micheal Manning, and Richard Hammond.

Packard moved, seconded by Hammond and carried to approve the agenda.

Minutes of the October 30, 2018 meeting were approved with a motion by Hammond, seconded by Packard and carried.

At 9:05 a.m., the Board convened as the Canvassing Board and conducted a public canvass of the official returns for the November 6, 2018 General Election. Powell moved, seconded by Packard and carried to approve the figures as canvassed.

Sheriff Andy Howe met with the Board to present vehicle bid specifications. Powell moved, seconded by Packard and carried to accept the bid specifications with bid opening to be December 4, 2018 at 9:30 a.m.

Powell moved, seconded by Packard to pass and adopt the following Resolution #2018-18 In Support of Expansion of the Vermillion Basin Water Development District. Roll call vote: Mockler Aye, Packard Aye, Powell Aye, Manning Aye, Hammond Aye. Motion passed.

RESOLUTION #2018-18
In Support of Expansion of the Vermillion Basin Water Development District

WHEREAS, the County of Clay currently belongs to the Vermillion Basin Water Development District,

And WHEREAS, the Board of Clay County Commissioners realizes the benefits of the Vermillion Basin Water Development District,

NOW THEREFORE BE IT RESOLVED, that the Board of Clay County Commissioners supports the expansion of the Vermillion Basin Water Development District to include Lake, Kingsbury, McCook, and Miner.

Commissioner Powell moved the adoption of the foregoing resolution. Motion seconded by Commissioner Packard.

Vote of Commission: Mockler Aye, Packard Aye, Powell Aye, Manning Aye, Hammond Aye.

Upon which voting the resolution was declared passed and adopted.

Dated at Vermillion, South Dakota this 9th day of November, 2018.

Board of County Commissioners
Clay County, South Dakota

ATTEST:

Carri R. Crum, County Auditor

State's Attorney Alexis Tracy presented a copier contract with Office Systems Company. Powell moved, seconded by Packard and carried to authorize the Chairman to sign the contract.

The Board discussed tower height and grain bin height zoning issues with Zoning Administrator Cynthia Aden. There was discussion with Aden, Director of Equalization Ina Peterson, and State's Attorney Alexis Tracy regarding instituting fines or fees for failure to get a building permit, or failure to list accurate dollar amounts on building permits. The Board discussed differing aspects of changing the ordinance to include a misdemeanor fine vs. sending the matter to a collection agency. They discussed whether the County can retro-assess property taxes, and it was agreed that Tracy would research the matter. Aden discussed sending a letter via certified mail with return receipt to establish a deadline.

Members of the Clay County Soil Conservation District met with the Board to request funds to replace a trailer they use to cool trees. Terry Taggart and Mike Lynch discussed the inadequacies of the current trailer. They would like to buy a 40' insulated and cooled shipping container for \$9,400. It was decided that Auditor Carri Crum would determine if any funds were available, and the matter would be on the November 13, 2018 agenda.

The Board met with Vermillion Mayor Jack Powell and Vermillion City Manager John Prescott to review the Courthouse, Jail, and Law Enforcement Facility Planning Committee Expression of Interest Forms. It was decided that the matter be put on the agenda for the November 13, 2018 meeting.

The following Auditor's Account with the County Treasurer Report was accepted and placed on file.

AUDITOR'S ACCOUNT WITH THE COUNTY TREASURER

To the Honorable Board of County Commissioners of Clay County
items in the hands of the County Treasurer as of November 1, 2018.
I hereby submit the following report of my examination of the cash:

Total amount of deposits in banks	10,941,534.47
Amount of actual cash	4,467.95
Total amount of checks and drafts in Treasurer's Possession not exceeding three days	696,509.12
Itemized list of all items, checks and drafts which have been in the Treasurer's possession over three days:	2,124.78
Checks returned and not deposited	
Cash Items	700.00
Investments	1,000.00
Cash Variation	0.00

Total

Dated this 1st day of
November, 2018.

11,646,336.32

Carri R. Crum, County Auditor

At 11:30 a.m., Powell moved, seconded by Packard and carried to adjourn and reconvene Tuesday, November 13, 2018 at 9:00 a.m.



Travis Mockler, Chairman
Board of County Commissioners

ATTEST: 

Carri R. Crum, County Auditor

November 13, 2018

The Board of County Commissioners met in regular session Tuesday, November 13, 2018 at 9:00 a.m. Members present: Travis Mockler, Phyllis Packard, Leo Powell, Micheal Manning, and Richard Hammond.

Hammond moved, seconded by Manning and carried to approve the agenda.

Minutes of the November 9, 2018 meeting were approved with a motion by Manning, seconded by Hammond and carried.

Community Health/WIC Nurse Sami Cusick met with the Board to present the quarterly report.

The Board discussed a funding request for a refrigerated trailer as well as the old trailer, which was originally purchased by the County. Highway Superintendent Rod Polley was present and requested that the old trailer be kept for storage. After discussion about the type of trailer that Soil Conservation is requesting the County to purchase and questions regarding the amount of funds requested, the matter was placed on the November 27, 2018 agenda.

At 9:30 a.m., a Public Hearing and First Reading of Ordinance #2018-03, An Ordinance Amending the 2013 Revised Joint Zoning Regulations for Clay County and the City of Vermillion by Rezoning Certain Property from Agriculture to Rural Residential. The properties proposed for rezoning are located in Vermillion Township, Sections 6, 7, 11 & 12. The areas proposed for rezoning are generally described as:

- Rolling Hills Addition and other parcels bounded on the west by University Road, the south by 316th Street, the east by farm ground owned by Darlene Bottolfson and to the north by farm ground owned by Jay Bottolfson.
- Seilers 2nd Addition which is bounded on the west by Princeton Avenue, the south by farm ground owned by Erlin Ellison, the east by farm ground owned by Donald Seiler and the north by farm ground owned by Donald Seiler
- Hillside Acres Addition which is bounded on the west by South Dakota Highway 19, the south by farm ground owned by Charm Acres LLC, the east by Carr Street and the north by farm ground owned by Mary Jane Heine Living Trust.

No one appeared in opposition, and no written correspondence was received. Zoning Administrator Cynthia Aden discussed with the Board the rezoning. The Second Reading and/or Adoption will be held December 3, 2018 at 5:30 p.m. at the Vermillion City Hall. Manning moved, seconded by Hammond and carried to proceed to the Second Reading.

Packard moved, seconded by Hammond to pass and adopt the following Resolution #2018-19 for Automatic Supplement of the 2018 Budget. Roll call vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye.

RESOLUTION #2018-19
Automatic Supplement

WHEREAS, Clay County has been reimbursed \$18,385.93 for Homeland Security equipment; and

WHEREAS the Courthouse budget does not have adequate funds to allow for the purchase and;

WHEREAS, the Board of County Commissioners have agreed to supplement the department by an automatic supplement, with reimbursement received from the State of South Dakota, for the proper conduct and discharge of lawful county obligations has been given in accordance with the law and direction of the County Board,

NOW THEREFORE BE IT RESOLVED: That the following budget be adopted as an automatic supplement to the aforesaid annual budget:

Emg. Mgmt. Equipment Grant (22600X4291222) – \$18,385.93

Dated this 13th day of November, 2018.

Commissioner Packard moved the adoption of the foregoing Resolution. Motion seconded by Commissioner Hammond.

Vote of the Commission: Manning Aye, Mockler Aye, Packard Aye, Hammond Aye, and Powell Aye.

Upon which voting the foregoing Resolution was declared passed and adopted.

Attest:

Carri R. Crum, County Auditor

Travis Mockler, Chairman
Board of County Commissioners
Clay County, South Dakota

Manning moved, seconded by Packard to pass and adopt the following Resolution #2018-20 for Fund Transfer. Roll call vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye.

**RESOLUTION # 2018-20
FUND TRANSFER**

BE IT RESOLVED by the Clay County Board of Commissioners the transfer of funds from the General Fund (10100) in the amount of \$622,498 to Highway Fund (20100) and \$13260.50 to the Emergency Management Fund (22600) as levied for in the 2018 Budget.

Motion by Commissioner Manning seconded by Commissioner Packard.

Vote of the Board:

Packard Aye, Manning Aye, Hammond Aye, Powell Aye, Mockler Aye. Motion carried.

Dated this 13th day of November, 2018.

Board of County Commissioners
Clay County, South Dakota

Travis Mockler, Chairman

ATTEST:

Carri R. Crum, County Auditor

Hammond moved, seconded by Manning to pass and adopt the following Resolution #2018-21 for Contingency Transfer. Roll call vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye.

RESOLUTION # 2018-21
Contingency Transfer

BE IT RESOLVED by the Clay County Board of Commissioners the transfer of funds for unanticipated expenses for the current budget year from Commissioners Contingency Fund Budget (D-112):

\$3,500 to Judicial – Catastrophic Legal Fund (10100X4291130)
\$18,000 to State’s Attorney – Wages (10100X4110151)
\$11,000 to Court Appointed Attorney (10100X4222153)
\$8,500 to Court Appointed Attorney Abuse & Neglect (10100X4222154)
\$16,000 to Courthouse – Building Improvements (10100X4320161)

Motion by Commissioner Hammond, seconded by Commissioner Manning.

Vote of the Board: Mockler Aye, Packard Aye, Powell Aye, Manning Aye, Hammond Aye.

Dated this 13th day of November, 2018.

Board of County Commissioners
Clay County, South Dakota

Travis Mockler, Chairman

ATTEST:

Carri R. Crum, County Auditor

Manning moved, seconded by Powell and carried to approve the annual Package and Retail Liquor licenses for Whimp’s Place and Toby’s Lounge.

At 9:40 a.m., a Public Hearing was held for a Variance Request from Merritt Groh at 2509 E. Main St., Vermillion, SD, with a legal description of Thomas Tract 1 & 3 in the NW1/4 of the NE1/4 of Section 20, Fairview Township, Clay County, SD. No one appeared in opposition and no written correspondence was received. A Second Reading and/or Adoption will be held December 3, 2018 at 5:30 p.m. at the Vermillion City Hall. Packard moved, seconded by Manning to proceed to the Second Reading. Vote of the Board: 4 Ayes; Powell voted nay. Motion passed.

Packard moved, seconded by Powell and carried to set November 27, 2018 at 9:30 a.m. as the date and time for a Supplement of the 2018 24/7 Sobriety Project Budget.

State’s Attorney Alexis Tracy met with the Board to discuss the appointment of a Fire Marshall for the County. It was decided that the matter would be put on the November 27, 2018 agenda for further discussion.

Tracy and Polley discussed a road right-of-way issue near Hub City with the Board. The Board discussed the need for a survey of the area.

The Board met with Vermillion Mayor Jack Powell and Vermillion City Manager John Prescott to review the Courthouse, Jail, and Law Enforcement Facility Planning Committee Expression of Interest Forms. The timeline for the committee's work to be done was discussed. The consensus was that the committee should have a report in about 6 months' time, assuming that the committee started meeting in January. The group discussed that the committee's first meeting should be with the County Commission and City of Vermillion representatives, to include a tour of the Courthouse, Jail, and Public Safety Center facilities. It was decided that Auditor Carri Crum would send letters to the selected individuals to determine whether they accept the nominations.

At 11:11 a.m., Powell moved, seconded by Hammond and carried to enter an Executive Session for legal matters per SDCL 1-25-2.

At 11:38 a.m., Manning moved, seconded by Packard and carried to exit the Executive Session.

At 11:39 a.m., Manning moved, seconded by Packard and carried to adjourn and reconvene Tuesday, November 27, 2018 at 9:00 a.m.



Travis Mockler, Chairman
Board of County Commissioners

ATTEST:



Carri R. Crum, County Auditor

November 27, 2018

The Board of County Commissioners met in regular session Tuesday, November 27, 2018 at 9:00 a.m. Members present: Travis Mockler, Phyllis Packard, Leo Powell, Micheal Manning; Richard Hammond was absent.

Manning moved, seconded by Packard and carried to approve the agenda.

Minutes of the November 13, 2018 meeting were approved with a motion by Powell, seconded by Packard and carried.

Rod Polley, Highway Superintendent, met with the Board to discuss highway matters. Polley discussed closure of structure #14-130-76. The engineer ordered it to be closed immediately due to the condition. The bridge is 1 mile east of University Rd. south of Manning's feed lot. It is over 200 feet long, and it will be costly to replace. For that reason, Polley said he would like to keep it closed or remove it. Powell moved to have Polley contact the state regarding removing the bridge as well as the one east of Manning's feed lot that has already been closed. Motion seconded by Manning. All voted aye; motion passed.

At 9:13 a.m., Packard moved, seconded by Manning and carried to adjourn and convene as Clay County Ditch Board.

Polley said he spoke to Pollman Excavation, and plans are to start this week or next week on the Lateral 50 project.

Polley said he looked into a mulching equipment for tree removal. He also discussed tree removal on the Yankton Clay Creek Ditch.

The County's drone was used last week to look at beaver dams on the Yankton Clay Creek Ditch. They found several using the drone, but in some areas of the ditch the trees prevented the use of the drone. Polley is in contact with trappers about the beavers.

At 9:27 a.m., Packard moved, seconded by Manning and carried to adjourn and reconvene as Board of Clay County Commissioners.

At 9:30 a.m., a public hearing was held regarding the supplement of the 24/7 Sobriety Project budget. Powell moved, seconded by Packard to pass and adopt the following Resolution #2018-22 for Supplement of County Budget. Vote of the Board: Hammond Absent, Manning Aye, Powell Aye, Packard Aye, Mockler Aye.

RESOLUTION #2018-22
Supplement of County Budget

WHEREAS the 24/7 Sobriety Project budget does not have adequate budget authority in 2018 due to necessary and unanticipated expenses;

WHEREAS, the Board of County Commissioners have agreed to hold a public hearing on November 27, 2018 at 9:30 a.m. to supplement the 24/7 Sobriety Project – Professional Services/Fees budget for the proper conduct and discharge of lawful county obligations and has been given in accordance with the law and direction of the County Board,

NOW THEREFORE BE IT RESOLVED: That the following budget be adopted to show the supplement to the foresaid 2018 Annual Budget:

24/7 Sobriety Project – Prof. Services/Fees (24800X4220212) \$10,000

Dated the 27th day of November, 2018.

Commissioner Powell moved the adoption of the foregoing Resolution; Motion seconded by Commissioner Packard.

Vote of the Commission: Packard Aye Powell Aye Manning Aye Hammond Absent Mockler Aye.

Upon which voting the foregoing Resolution was declared passed and adopted.

ATTEST:

Carri R. Crum, County Auditor

Travis Mockler, Chairman
Board of County Commissioners
Clay County, South Dakota

Packard moved, seconded by Manning and carried to approve the following claims for payment. November 13th Bills: (Due to Other Governments) Dept of Revenue \$179,957.02; SDACO – M&P Fund Payment \$400.00 and Reliance Telephone \$500.00; (Professional Services and Fees) Century Business Products \$63.93; City of Vermillion \$60.00; Clay County Abstract \$106.50; Coyote Enterprise LLC \$184.98; Gapp, Debra \$1,680.00; Katterhagen, Mark \$39.00; Lewno, Lucille M \$283.44; Lincoln County Auditor \$35.27; Lockwood, Darcy \$39.00; Microfilm Imaging System \$30.00; Netsys Plus, Inc. \$1,135.00; Pharmchem, Inc. \$770.85; Satellite Tracking \$133.25; The Equalizer \$30.00; Union Co. Sheriff \$295.75; Vermillion Federal \$3.75 and Yankton co Sheriff \$100.00; (Other Professional Services) Schaefer, Dean \$1,546.00; (Law Office) McCulloch, James E \$1,837.82; (Mental Health) Lewis & Clark Behavior \$165.00; SD Achieve \$240.00 and Dept of Revenue \$861.63; (Publishing) Broadcaster Press \$1,563.06; The Equalizer \$120.00; (Repairs and Maintenance) Blaine’s Body Shop \$184.30; Brunick Service, Inc. \$60.00; Buhls Drycleaners \$123.00; Butler Machinery Co. \$4,948.90; Canon \$123.48; Fast Auto Glass, Inc. \$120.00; Kone, Inc. \$716.55; Netsys Plus, Inc. \$313.50; Pollman Excavation, Inc. \$26,511.95 and Turner Plumbing Inc. \$115.30; (Data Processing) Broadcaster Press \$26.37; ESRI \$700.00 and Microfilm Imaging System \$720.00; (Supplies and Materials) A & B Business \$149.02; A-Ox Welding Supply Co \$170.05; Appera \$42.12; Brunick Service, Inc. \$9,001.76; Bihls Drycleaners \$30.00; Butler Machinery Co. \$5,248.20; Campbell Supply Co. \$186.17; Concrete Materials \$730.00; Election Systems \$1,549.18; Frankcotyp-Postalia Inc. \$90.00; Hollenbeck, Lauren \$18.66; Jack’s Uniforms \$63.00; JCL Solutions \$121.26; Jebro Inc. \$13,309.64; John Deere Financial \$230.77; Layne’s World, Inc. \$6.00; Lewis Drug, Inc. \$90.95;

McLeod's Printing \$26.94; Midwest Ready Mix \$9,080.50; Mills & Miller, Inc \$7,049.90; Netsys Plus, Inc. \$102.00; Pollman Excavation \$64.83; Powell, Cathi \$157.67; ProChem Dynamics \$56.95; Quill Corporation \$80.53; Seachange \$350.00; Sioux City Foundry Co. \$565.63; State Industrial Products \$256.93; Sturdevant's Auto Parts \$1,900.09; TruNorth Steel \$214,324.88; USPS Vermillion Office \$981.00; Vander Haag's Inc. \$235.77; Vermillion Ace Hardware \$293.84; Wheelco Brake and Supply \$1,053.98 and Wood, Lisa \$12.92; (Copier Supplies) Canon \$161.12; (Travel and Conference) Aden, Cynthia \$588.89; Best Western Ramkota \$204.00; Doherty, Corey \$30.00; Ganschow, Dennis \$30.00; Holiday Inn Spearfish \$1,379.85; Pederson, Paul \$22.00; SDSU Extension Service, \$178.50; Stewart, Layne \$22.00 and Wood, Lisa \$65.40; (Inmate Travel) Brunick Service, Inc. \$283.00; (Utilities) Bureau of Administration \$52.98; Clay Rural Water System \$48.90; Clay Union Electric Co \$529.59; MidAmerican Energy \$432.78 and Wakonda Town \$62.65; (Misc. Payment) Brunick Service, Inc. \$2,353.08; Dept of Revenue \$2,086.86; Vermillion Federal \$56.94 and Yellow Robe, Luke \$1,485.00; (Buildings and Structures) Bear, Inc. DBA Todd's \$8,291.47; Bonte, Ken \$1,340.0 and Bureau of Administration \$890.05; (Furniture and Equipment) A & B Business \$260.04; Election System \$1,898.40 and Microfilm Imaging Systems \$155.00; (Automotive) Brunick Service Inc. \$161.80. November 28th Bills: (Due to other Government) State of SD Game Fish \$99.00 and Thomson Reuters – West \$111.21; (Clearing Fund) SD Dept of Labor Division \$45.00; (Payroll Withholdings) Accounts Management \$359.59; Aflac \$808.09; Clay Co Treasurer \$49,189.24; Colonial Life \$591.60; Conseco/Washington \$24.45; Dearborn National \$231.42; Div of Child Support \$757.00; New York Life Insurance \$328.57; SD Retirement System \$25,133.90; SD Supplement Retirement \$1,850.00; SDRS Roth 457(B) Plan \$810.00; United Way of Vermillion \$244.00; Vermillion Federal Credit \$2,146.00 and Wellmark Blue Cross \$55,455.14; (Professional Services and Fees) Cook-Huber, Kerri \$50.00; Coyote Enterprise LLC \$69.98; Elle, Tanner \$130.00; Gapp, Debra \$665.00; Katterhagen, Mark \$30.00; Larson, Dana \$80.00; Lewno, Lucille M \$281.44; Lincoln County Treasurer \$762.60; Lockwood, Darcy \$30.00; Minnehaha Co. Auditor \$90.00; Netsys Plus, Inc. \$2,320.00; Sanford Health Clinic \$919.00; State Bar of SD \$1,245.00; Vermillion Federal \$89.99 and Yankton Co Sheriff \$50.00; (Law Office) Lambeth Law Office LLC \$1,118.60; Peterson, Stuart, Rump \$6,220.08; Reed Law Offices \$864.80; Thompson, Craig K \$942.40 and Yankton co Treasurer \$261.00; (Publishing) \$Pressing Matters \$78.00; (Repairs and Maintenance) Bear, Inc. DBA's Todd's \$605.88; Brunick Service, Inc. \$80.00; Gray-Lobe, Geoffrey \$76.50; Hollaway Const Co \$136,530.25; National Main St Center \$350.00; Olson's Pest Technician \$80.00; Pollman Excavation, Inc. \$21,192.00; Presto-x Company LLC \$134.00; Vermillion Ace Hardware \$29.99 and Vermillion Federal \$10.00; (Data Processing) Mastel, Bruce \$35.00; Microfilm Imaging System \$512.55 and Software Services, Inc. \$1,140.00; (Supplies & Materials) A & B Business \$421.99; Bob Barker Co Inc. \$264.25; Boyer Trucks SF Inc. \$1,484.20; Brunick Service, Inc. \$34.00; Butler Machinery Co. \$115.70; Campbell Supply Co. \$51.59; FedEx \$174.95; Herren-Schempp \$34.72; Hollaway Const Co \$19,244.14; Hy-Vee, Inc. \$55.85; Intab, Inc. \$396.13; John Deere Financial \$340.76; Lawson Products , Inc. \$78.59; Mills & Miller, Inc. \$1,716.00; Pollman Excavation Inc. \$432.53; Pressing Matters \$69.00; Sioux City Foundry Co. \$57.48; Sturdevant's Auto Part \$248.69; Two Way Radio \$95.95; Vermillion Ace Hardware \$87.99; Vermillion Area Chamber \$350.00; Vermillion Federal \$654.78; Walmart Community/Gecr and One Office Solutions \$138.54; (Copier Supplies) Office System Company \$238.00; (Travel and Conference) Powell, Leo \$73.08; (Utilities) Bureau of Administration \$24.75; CenturyLink \$620.93; CenturyLink Emg \$13.70; City of Vermillion \$972.25; Netsys Plus, Inc. \$594.00;

Stewart, Layne \$150.00; Verizon Wireless \$54.31; Verizon Wireless Sheriff \$320.08; Verizon Wireless Emg \$40.01 and Vermillion Garbage SVC \$176.00; (Misc. Payment) Brunick Service, Inc. \$113.90; Hy-Vee, Inc. \$4,229.90; Martens, Dennis Daniel \$50.00; National Music Museum \$5,000.00; Quality Motors \$65.43; Schlenker, Evelyn \$19.08; Stone, Jim \$105.26; Van Diest Supply Company \$2,232.45; Vermillion Federal \$285.00; Walmart Community/Gecr \$138.04; Ammon, Robert \$50.00; Burbach, Cheryl \$50.00; Fairholm, Shannon \$50.00; James, Brad \$50.00; Katrenak, James \$57.56; Koble, Carrie \$50.00; McDonald, Susan \$56.72; Miller, Thomas \$50.00; Ehrich, Paula \$90.40; Johnson, Quinton \$20.00 and Ehrich, Carri \$20.00; (JDC/Special Eqp.) Minnehaha County JDC \$3,814.80; (Books) Thomson Reuters – West \$399.05; (Furniture and Minor Equipment) Verizon Wireless \$39.31.

Sheriff Andy Howe met with the Board to present bid specifications. Powell moved, seconded by Manning and carried to approve the bid specifications and set the time for opening as December 11, 2018 at 9:30 a.m.

Missy Kayl and Clay County Soil Conservation District Board members met with the Board to present a financial statement and discuss a funding request for a refrigeration trailer. Manning moved, seconded by Powell and carried to allocate \$6,000 to the trailer purchase, and the highway department is to keep the trailer that is being replaced.

Director of Equalization Ina Peterson met with the Board to discuss the Pictometry Partners Memorandum of Understanding with the City of Vermillion. Powell moved, seconded by Packard and carried to authorize the Chairman to sign the agreement.

Karen DeLange, Alternative HRD, met with the Board to discuss Human Resources contracting services. She discussed services that her firm provided to McCook County in the past to write an employee handbook and rewrite personnel policies. Powell asked for a cost for the company's services. Packard moved, seconded by Powell and carried to retain Alternative HRD for a Risk Assessment, training and personnel manual revision.

Josh Shellum, SD Department of Legislative Audit, met with the Board to present the Audit Engagement Letter. Powell moved, seconded by Manning and carried to authorize the Chairman to sign the Engagement Letter.

Matt Taggart, Vermillion Fire/EMS, and State's Attorney Alexis Tracy met with the Board to discuss the appointment of a Fire Marshal and adopt the 2018 International Fire Code. A draft ordinance was introduced and discussed as well as potential changes.

State's Attorney Alexis Tracy updated the Board on the potential for assessing additional fees for failure to obtain building permits, or for falsifying building permits.

At 11:35 a.m., Manning moved, seconded by Powell and carried to adjourn and reconvene Tuesday, December 4, 2018 at 9:00 a.m.



Travis Mockler, Chairman
Board of County Commissioners

ATTEST:


Carri R. Crum, County Auditor

December 3, 2018

The Board of County Commissioners met in a joint meeting with the City of Vermillion City Council on Monday, December 3, 2018 at 5:30 p.m., acting as the Joint Clay County and City of Vermillion Board of Adjustment.

County members present: Travis Mockler, Phyllis Packard, Leo Powell, Micheal Manning; Richard Hammond was absent.

The Board met to hold the Second Reading for Ordinance #2018-03, An Ordinance Amending the 2013 Revised Joint Zoning Regulations for Clay County and the City of Vermillion by Rezoning Certain Property from A1: Agriculture to RR: Rural Residential. The properties proposed for rezoning are located in Vermillion Township, Sections 6, 7, 11 & 12. The areas proposed for rezoning are generally described as:

- Rolling Hills Addition and other parcels bounded on the west by University Road, the south by 316th Street, the east by farm ground owned by Darlene Bottolfson and to the north by farm ground owned by Jay Bottolfson.
- Seilers 2nd Addition which is bounded on the west by Princeton Avenue, the south by farm ground owned by Erlin Ellison, the east by farm ground owned by Donald Seiler and the north by farm ground owned by Donald Seiler
- Hillside Acres Addition which is bounded on the west by South Dakota Highway 19, the south by farm ground owned by Charm Acres LLC, the east by Carr Street and the north by farm ground owned by Mary Jane Heine Living Trust.

Clayton Campbell, a property owner on Old Bridge Rd., asked if the property is rezoned, would he be required to have a paved street in front of the home? City Engineer Jose Dominguez said the City would not be making any request to pave the road. Campbell asked, if a person owns 5 acres and one home, could they build 4 more homes? Dominguez said it is possible, but other requirements must be met before it could be approved. Campbell then discussed his business, and what happens if he passes away. Dominguez said the ordinance would need to be amended again at that point to allow the business to continue.

Leo Powell addressed the topic of Campbell's business, and asked if it would be classified as commercial. Zoning Administrator Cynthia Aden said she would need to know more in order to make a determination. Campbell's business was described, and Aden said there is no farming going on in that area, and the rezoning does not affect what he is currently doing with the land.

Manning moved to pass and adopt Ordinance #2018-03, An Ordinance Amending the 2013 Revised Joint Zoning Regulations for Clay County and the City of Vermillion by Rezoning Certain Property from A1: Agriculture to RR: Rural Residential (properties are located in Vermillion Township, Sections 6, 7, 11 & 12), and Packard seconded the motion. Roll call vote: Manning Aye, Powell Aye, Packard Aye, Mockler Aye, Hammond Absent. Motion passed.

The Board of County Commissioners and City of Vermillion City Council, acting as the Joint Clay County and City of Vermillion Board of Adjustment, held a second hearing on a variance application from Merritt Groh for the property located at 2509 E. Main St.

Assistant City Manager James Purdy explained that the proposed plat is .73 acre. The City considered conditions within regulations for granting a variance request, and does not recommend granting the variance.

Groh asked why the city's recommendation was not to grant the variance. He explained he has owned the property since 2005, and there is always a lot of groundwater. He and the neighbor made an effort to consolidate the water to get it away from the homes. Groh said he wants to keep the land but cannot plat the property with the home at more than .73 acre and still keep access to the remaining land. He would like to continue to dig to keep water away from the home to make it a selling point.

Aden disagreed with the City's interpretation and recommended approval of the variance. She said she feels it does fit within the regulations.

Dominguez said there are 7 items to be met by a variance applicant, and one of those is that it must be a hardship for the property owner if the variance is not granted. He said City officials believe it is an inconvenience, but not a hardship, in this situation.

Groh said the water inhibits his ability to sell the property, so it does create a hardship in future planning for the property. There is no access to the property from the south if he makes the lot any bigger. Alderman Tom Sorensen asked if including the wetland is a marketing problem, or if there is a possibility of an easement. Groh said he has not spoken to the neighbor regarding an easement, but in order to ever build on the property he would need to have the access.

Alderman Steve Ward said the hardship seems to be that Groh wants to control the water so that if any changes are made in the water, he does not have to deal with another property owner. The City officials argue it is not a hardship, so Ward asked him to define why it's a hardship. Groh said the cost would be substantial to move the wetland, and it would make it financially impossible for him to make the land useful.

County Commission Chairman Mockler asked what would be a downside to approving the variance. Alderwoman Collier-Wise asked what was the intent of putting the 1 acre requirement in the regulations. Aden said it was changed in 2012 from 2 acres to 1 acre. Dominguez said the Dept. of Environment and Natural Resources requires 1 acre for septic systems. Mockler made the correction that the state only requires half of an acre. Leo Powell said the lot size requirement was 5 acres at one point, the property is almost inside the city limits, and if it were in the city it would be the size of several lots. Leo Powell said Groh would lose quite a bit of money in the potential salability of the land, and that does create a hardship. Groh said if he could not sell the smaller lot with the home, he would have to let the property go as one large piece instead of keeping the section he intends to develop at a later date. Alderwoman Hellwege asked if the property would be sellable at larger than 1 acre, if it included the pond, or if the road to the remainder of the property could route around the pond. Hellwege also asked Dominguez if the septic system requirements would affect new owners. Dominguez answered no, that the septic issue would not be applicable as it is an existing property. Alderwoman Price asked if rezoning the property, similar to the rezoning that joint boards just approved would impact this situation. Dominguez said the existing house would not be affected. Collier-Wise said her feeling

about variances is that they are for problems that cannot coexist with the rule. If the rule does not have a purpose, change it. If the rule has a purpose, then there needs to be a good reason for a variance. If there is not a reason for the 1 acre requirement, she asked, then why is it in place? Commissioner Packard asked how long it would take to change the rule, and is the joint board then extending the time to a point where it will affect Groh. Groh said he has been working with a realtor for some time, and the property could be listed pending the outcome of the variance. Commissioner Manning said he lives near the property and can attest to the water levels, and he believes this is a unique case that makes it a hardship because Groh cannot sell the big piece of property very easily due to the water. Sorensen asked what the state DENR said about the variance, especially because it is a wetland. Groh said Game Fish & Parks and the Corps of Engineers said because it is not a major waterway it is no different than digging a hole for cattle. Alderman Willson asked if the property was annexed, then would it become a hardship if the variance had been granted. Dominguez said it would not.

The City of Vermillion City Council voted 7 to 2 to grant the variance as presented.

Manning moved, seconded by Packard to approve the variance as presented. Roll call vote: Manning Aye, Powell Aye, Packard Aye, Mockler Aye, Hammond Absent. Motion passed.

The variance was granted as greater than 2/3 of the votes of the Joint Clay County and City of Vermillion Board of Adjustment were in favor of granting the variance.

The meeting was adjourned with a motion by Powell, seconded by Manning and carried.



Travis Mockler, Chairman
Board of County Commissioners

ATTEST:



Carri R. Crum, County Auditor

December 4, 2018

The Board of County Commissioners met in regular session Tuesday, December 4, 2018 at 9:00 a.m. Members present: Travis Mockler, Phyllis Packard, Leo Powell, Micheal Manning; Richard Hammond was absent.

Packard moved, seconded by Manning and carried to approve the agenda with the addition of rescheduling the December 25th & January 1st meetings, setting the date and time for reading of Ordinance #2018-04 & Ordinance #2018-05, and discussion of the Extension Memorandum of Understanding regarding the 4-H Educator salary & services.

Minutes of the November 27, 2018 meeting were approved with a motion by Manning, seconded by Packard and carried.

Rod Polley, Highway Superintendent, met with the Board to discuss highway matters. Manning moved, seconded by Powell and carried to approve the low bid of \$2.36/gallon from Brunick's Service for 1,600 gallons of ethanol blend fuel.

Manning moved, seconded by Powell and carried to approve the low bid of \$1.06/gallon from Star Energy for propane at the Vermillion Highway Shop.

At 9:04 a.m., Packard moved, seconded by Manning and carried to adjourn and convene as Clay County Ditch Board.

Polley reported that the state trapper would not be able to handle the beaver trapping discussed at the previous meeting. He asked Pollman Excavation to remove the beaver dams, but the snow has complicated matters. Mockler said the beaver dam by Holmes Welding should be removed so the water level can drop. Powell asked Polley to find out the cost for removing the beaver dams.

At 9:06 a.m., Powell moved, seconded by Packard and carried to adjourn and reconvene as Board of Clay County Commissioners.

Powell said he was contacted by one of the township boards regarding vacating the road where the bridges are closed near Manning's feed lot east of University Rd. They discussed township boundaries in the area. Polley said he has not spoken with them because he is waiting for a phone call from the state.

Dennis Ganschow, Weed Supervisor, met with the Board regarding the purchase of a drone. He presented quotes and discussed that they would like to have their own drone instead of borrowing the drone from Emergency Management and risking damage to that specialized drone. It was the consensus of the Board that he could make the purchase as the budget allows it.

Powell moved, seconded by Packard and carried to move the December 25, 2018 and January 1, 2019 meetings to December 27, 2018 and January 3, 2018 respectively due to the holidays.

Manning moved, seconded by Packard and carried to set December 27, 2018 at 9:30 a.m. as the date and time for the first reading of Ordinance #2018-04 and January 3, 2019 at 9:30 a.m. as the date and time for the second reading of said ordinance, which is a request by Travis Mockler for the rezoning of land from NRC classification to AG classification.

Powell moved, seconded by Packard and carried to set December 27, 2018 at 9:45 a.m. as the date and time for the first reading of Ordinance #2018-05 and January 3, 2019 at 9:45 a.m. as the date and time for the second reading of said ordinance, which is amendment to Section 4 of the zoning regulations regarding maximum height in order to comply with the airport zoning requirements.

The Board discussed with State's Attorney Alexis Tracy and Auditor Carri Crum the 4-H Educator services and salary as they apply to the SDSU Extension Service Memorandum of Understanding. Powell moved, seconded by Packard and carried to pay \$1,720 to Lauren Hollenbeck for exceptional 4-H Educator services.

At 9:30 a.m., a public bid opening was held for a Sheriff's Office patrol vehicle. Bids were opened and read aloud.

Vermillion Ford bid \$36,514 for the hybrid engine vehicle and \$33,258 for the gas engine vehicle. Nelson Auto bid \$36,476.27 for the hybrid engine vehicle and \$33,449.47 for the gas engine vehicle. Sheriff Andy Howe reviewed the bids to ensure they met specifications.

Cathi Powell and Rhonda Howe reported on tax deed property that the County has taken possession of in which a person is currently living. State's Attorney Alexis Tracy and Sheriff Andy Howe discussed eviction statutes. Manning moved, seconded by Powell to start the eviction process immediately. Packard voted nay. Motion passed.

The Board discussed a buyout option from Microfilm Imaging Systems for software and computer equipment in the Register of Deeds Office. Mockler asked Register of Deeds Jane Olson if the buyout can happen at any time, or if the county needs to make the decision immediately. Powell also asked if there is currently money in the budget. Olson said it would be taken from the Modernization & Preservation funds received from the State. Olson recommended proceeding with the buyout. It was decided that the county have an IT firm look at the equipment and make a recommendation before proceeding with the buyout.

The Board revisited the vehicle bids. Sheriff Howe said, by his calculations, the county should save \$6,000-10,000 over the life of the ownership by purchasing the hybrid engine vehicle. Powell moved, seconded by Manning to accept Vermillion Ford's bid of \$36,514 for the hybrid engine vehicle.

The Board revisited the Register of Deeds equipment buyout proposal. When asked by the Board for an opinion, Register of Deeds-Elect Lisa Terwilliger said she was concerned with the age of the equipment and whether it might be prudent for the County to invest the money more wisely in something more updated if the situation warrants it.

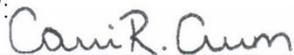
Recent and upcoming payroll changes are as follows: Zach Domina started as a part-time Jailer on 11/2/18 at \$15.35/hour, Taran Hunt started as a part-time Jailer on 11/1/18 at \$15.35/hour, and Lisa Terwilliger will take office as the newly elected Register of Deeds on 1/7/19 at \$59,626.70/year.

At 10:39 a.m., Powell moved, seconded by Manning and carried to adjourn and reconvene Tuesday, December 11, 2018 at 9:00 a.m.



Travis Mockler, Chairman
Board of County Commissioners

ATTEST:


Carri R. Crum, County Auditor

December 11, 2018

The Board of County Commissioners met in regular session Tuesday, December 11, 2018 at 9:00 a.m. Members present: Travis Mockler, Phyllis Packard, Leo Powell, Micheal Manning, and Richard Hammond.

Packard moved, seconded by Manning and carried to approve the agenda.

Minutes of the December 3, 2018 joint meeting with the City of Vermillion were approved as amended to clarify conversation between Powell and Groh, and minutes of the December 4, 2018 regular meeting were approved with a motion by Manning, seconded by Packard and carried.

At 9:04 a.m., Packard moved, seconded by Hammond and carried to adjourn and convene as Clay County Ditch Board.

Powell moved, seconded by Hammond and carried to authorize the Highway Department to hire Pollman Excavation to remove beaver dams on the Yankton Clay Creek Ditch at a cost of \$2,295.92.

At 9:07 a.m., Powell moved, seconded by Packard and carried to adjourn and reconvene as Board of Clay County Commissioners.

Powell moved, seconded by Hammond and carried to authorize the following claims for payment. December Bills: (Due to Other Governments) Clay Co Treasurer \$3,769.00; SDACO – M&P Fund Payment; Reliance Telephone \$500.00; (Lien Notation) Pictometry International \$4,610.00; (Professional Services and Fees) Billings, John P \$2,091.50; Century Business Products \$56.34; City of Vermillion \$24.00; Hollenbeck, Lauren \$1,720.00; Houska, DDS, Randy \$92.00; Katterhagen, Mark \$30.00; Lewis & Clark Behavior \$660.00; Lewno, Lucille M \$361.44; Lincoln County Auditor \$501.69; Lockwood, Darcy \$30.00; Mail Finance \$89.45; Microfilm Imaging System \$30.00; Minnehaha Co. Auditor \$120.00; Netsys Plus, Inc. \$351.50; Print Source \$21.60; Satellite Tracking \$156.00; SD Dept of Health Lab \$3,850.00; Ulteig \$413.16; Yankton Co Sheriff \$150.00; Yankton Medical Clinic \$1,554.57 an 24/7 Program \$1,348.00; (Other Professional Services) Dakotah Reporting Agency \$679.50; (Law Office) Horn Law Office \$230.60; McCulloch, James E \$1,141.00 and Peterson Stuart Rumpca \$6,220.08; (Mental Health) SD Achieve \$240.00; SESD Activity Cntr. \$360.00 and SD Dept of Rev \$2,041.90; (Publishing) Broadcaster Press \$1,097.50 and Star Publishing \$1,041.69; (Repairs and Maintenance) Buhls Drycleaners \$192.50; Canon \$284.60; Dakota Alignment \$69.50; Graham Tire Yankton \$350.00; Henderson’s Exhaust Pl. \$47.50; Johnson Electric, Inc. \$94.04; Mail Finance \$536.74 and Ulteig \$11,951.50; (Data Processing) Software Services, Inc. \$1,060.00; (Laterals 50A & 50B Expense) Star Publishing \$23.15; (Supplies and Materials) A & B Business \$153.82; A-Ox Welding Supply Co \$329.58; Allied Oil & Supply \$791.52; American Stamp & Marking \$180.62; Boyer Trucks SF Inc. \$129.14; Brunick Service, Inc. \$2,012.54; Butler Machinery Co. \$1,926.70; Campbell Supply Co. \$58.51; Coyote Enterprise LLC \$19.99; D-P Tools, Inc. \$544.78; Dakota Aligenment \$4.52; Dakota PC Warehouse \$16.98; Davis Pharmacy \$236.37; FedEx \$149.41; Francotyp-Postalia Inc. \$263.81; Graham Tire Yankton \$89.50; Herren-Schempp \$35.68; I-State Truck Center \$193.38; JCL Solutions

\$431.60; L.G. Everist, Inc \$1,015.72; Midwest Ready Mix \$936.00; O'Reilly Auto Parts \$252.21; Plain Talk \$26.00; Sanitation Product \$34.28; Sooland Bobcat \$152.34; Sturdevant's Auto Parts \$311.50; Two Way Radio Solutions \$132.49; Vermillion Ace Hardware \$91.97; One Office Solutions \$158.43 and Zee Medical Service Co \$154.50; (Copier Supplies) Office System Company \$59.30; (Travel and Conference) Crum, Carri R \$53.34; Olson, Jane \$52.25; Powell, Cathi \$26.12; Powell, Leo 226.12; SDAE4HE \$120.00; Stewart, Layne \$71.48; Tri-State EMA \$20.00 and Vermillion Federal \$192.00; (Inmate Travel) Brunick Service, Inc. \$340.75 and Pennington County Jail \$258.95; (Utilities) Bureau of Administration \$77.54; CenturyLink \$1,285.75; CenturyLink Emg. \$27.42; City of Vermillion \$1,240.25; Clay Rural water System \$43.60; Clay Union Electric Co \$564.89; MidAmerican Energy \$444.10; Midco Business \$305.50; Star Energy \$1,086.71; Vermillion Garbage Svc \$60.00 and Wakonda Town \$62.65; (Payment) Brunick Service, Inc. \$1,406.71; Nutrien Ag Solutions \$5,524.05; Subway \$134.77 and Vermillion Federal \$197.04; (JDC/Special Eq.) Axon Enterprise Inc. \$200.00; (Buildings and Structures) Bear, Inc. DBA's Todd's \$1,311.58; (Books) Thomson Reuters West \$399.05; (Furniture and Minor Equipment) A & B Business \$253.81 and Coyote Enterprise LLC \$40.00; (Automotive) Brunick Service, Inc. \$56.50.

Manning moved, seconded by Packard and carried to authorize the Chairman to sign the renewal contract with the SD Department of Health for community health nurse services.

The Veterans/Welfare/Zoning Office, Sheriff's Office, Register of Deeds Office, and Auditor's Account with the County Treasurer Monthly Reports were accepted and placed on file.

AUDITOR'S ACCOUNT WITH THE COUNTY TREASURER

To the Honorable Board of County Commissioners of Clay County
 items in the hands of the County Treasurer as of December 1, 2018.
 I hereby submit the following report of my examination of the cash:

Total amount of deposits in banks	6,854,798.43
Amount of actual cash	2,582.07
Total amount of checks and drafts in Treasurer's Possession not exceeding three days	57,467.38
Itemized list of all items, checks and drafts which have been in the Treasurer's possession over three days:	2,124.78
Checks returned and not deposited	
Cash Items	700.00
Investments	1,000.00
Cash Variation	0.00
Total	
	Dated this 3rd day of December, 2018.
	6,918,672.66

Carri R. Crum, County Auditor

Powell updated the Board that he checked into the purchase of a television and computer system for the Veterans photo slideshow, and it was approximately \$500 to purchase the necessary equipment. The Veterans Office has money left in the 2018 budget for the equipment.

At 9:14 a.m., Powell moved, seconded by Hammond and carried to enter an Executive Session for legal matters per SDCL 1-25-2.

At 9:37 a.m., Powell moved, seconded by Hammond and carried to exit the Executive Session.

A public bid opening was held for jail meal service. One bid was received. It was opened and read aloud. The bid was from Hy-Vee for breakfast at \$.40 and lunch and dinner at \$3.60. Packard moved, seconded by Hammond and carried to accept the bid from Hy-Vee.

Sheriff Andy Howe updated the Board that he spoke to Tom Grimmond with Doherty and Company at the Sheriff's Association Conference regarding financing options for any future building project. He also said the County currently has 23 inmates in a 20-bed jail, and had 26 over the weekend. Howe discussed other boarding options, and the other county jails in the area are running full as well, so he is reaching out to out-of-state jails for boarding options. Other options he has considered require additional staffing, vehicles, and building space. All available options include exorbitant costs for the County, and absorbing the deputies' time for functions that support the jail staff, so it is also taking away from law enforcement duties.

At 10:10 a.m., Powell moved, seconded by Hammond and carried to adjourn and reconvene Thursday, December 27, 2018 at 9:00 a.m.



Travis Mockler, Chairman
Board of County Commissioners

ATTEST:


Carri R. Crum, County Auditor

December 27, 2018

The Board of County Commissioners met in regular session Thursday, December 27, 2018 at 9:00 a.m. Members present: Travis Mockler, Phyllis Packard, Micheal Manning, and Richard Hammond; Powell was absent.

Packard moved, seconded by Hammond and carried to approve the agenda.

Minutes of the December 11, 2018 meeting were approved with a motion by Manning, seconded by Packard and carried.

Highway Superintendent Rod Polley met with the Board to discuss highway matters. Manning moved, seconded by Packard and carried to approve the low bid of \$1.9094/gallon from Jerry's Service for 7500 gallons of #2 dyed diesel.

Manning moved, seconded by Hammond and carried to approve the following claims for payment. December Bills: : (Payroll) Commissioner's \$6,942.16; Auditors \$5,040.93; Treasurers \$13,621.77; States Attorney's Office \$17,640.42; Courthouse \$2,351.92; Director of Equalization \$7,849.22; Register of Deeds \$4,733.81; Veterans Officer \$1,279.83; 24/7 \$1,635.29; Sheriff's Office \$27,427.18; Jail \$18,011.61; Emergency Management \$3,285.74; Highway \$42,402.56; WIC/Health Nurse \$2,063.69; Extension \$2,593.95; Weed \$2,036.64 and Zoning \$2,200.56; (Payroll Withholdings) Aflac 808.09; Colonial Life \$591.60 Conesco/Washington \$24.45; Dearborn National \$229.95; Div of Child Support \$757.00; New York Life Insurance \$328.57; SD Retirement System \$26,043.08; SD Supplemental Retirement \$1,850.00; SDRS Roth 457(B) Plan \$810.00; United Way of Vermillion \$244.00; Vermillion Federal Credit Union \$2,146.00 and Wellmark Blue Cross Blue Shield \$53,321.05; (Due to Other Governments) Reliance Telephone \$400.00 and State of SD Game Fish \$33.00; (Professional Services and Fees) City of Vermillion \$9,000.00; Gapp, Debra \$805.00; Houska DDS, Randy \$486.00; HOV Services Inc. \$2,665.71; Lincoln County Auditor \$231.00; Netsys Plus, Inc. \$1,030.25; Pharmchem, Inc. \$656.65; Sanford Health Clinic \$140.00; Sanford Health Occupation \$70.00; Ulteig \$1,104.00; Yankton Co Treasurer \$475.00; Yankton Medical Clinic \$44.47; (Other Professional Services) Certified Languages Inc \$31.35; (Law Office) Kogel, Linda L \$505.00; McCulloch, James E \$1,397.50 and RMS \$124.60; (Publishing) Broadcaster Press \$35.36 and Star Publishing \$773.62; (Repairs and Maintenance) Overhead Door Company \$158.75; Presto-X Company LLC \$134.00; Steve's Comfort System \$7,474.50 and TMA \$64.95; (Data Processing/Clay Creek) Microfilm Imaging System \$55.00; Schnedier Corporation \$4,000.00 and Software Services, Inc. \$1,300.00; (Supplies and Materials) Allied Oil & Supply \$787.84; Brunick Service, Inc. \$24.00; Butler Machinery Co. \$862.36; Campbell Supply Co \$95.84; Coyote Enterprise LLC \$719.89; Dakota PC Warehouse \$15.00; Davis Pharmacy \$1,178.67; FedEx \$70.59; Hollenbeck, Lauren \$130.54; Hy-Vee, Inc. \$33.89; InTab, Inc. \$73.08; Jerry's Service \$14,322.41; L.G. Everist, Inc. \$4,771.64; Lawson Products, Inc. \$322.39; Mark's Machinery \$98.57; Mills & Miller, Inc. \$6,734.00; Office Elements \$77.56; Plain Talk \$78.00; Print Source \$142.00; ProChem Dynamics \$158.72; Quill Corporation \$992.56; R&T Repair \$150.00; Riverside Hydraulics \$37.56; Sanitation Products \$62,981.366; SD Dept of Trans \$96,317.12; State Industrial Products \$150.63; Sturdevant's Auto Parts \$179.33; TMA \$1.95; TrueNorth Steel \$28,315.20; US Postal Service \$32,000.00; Vermillion Ace Hardware

\$12.99; One Office Solution \$117.90; Wholesale Supply Co \$196.70 and Vermillion Federal \$164.40; (Travel and Conference) Anders, Jeffrey \$180.00; Armstrong, Aaron \$180.00; Bureau of Administration \$24.75; Christopherson, Kaleb \$180.00; City of Vermillion \$747.75; Ganschow, Dennis \$300.00; Howe, Andy \$180.00; Husby, Tiffany \$180.00; Johnsen Heating and Cooling \$448.40; Kymala, Shannon \$150.00; Kyte, David \$180.00; McPherson, Larry \$150.00; Pederson, Paul \$180.00; Umscheid, Noah \$180.00; Verizon Wireless \$108.62; Verizon Wireless EMG \$40.01 and Vermillion Garbage SVC \$236.00; (Payment) Brunick Service, Inc. \$47.95; Hy-Vee, Inc. \$4,708.02; Martens, Dennis Daniel \$50.00; Minehaha County JDC \$448.80; Sanford Health Clinic \$1,300.00; The Soap Guys \$80.00; Vermillion Federal \$5.58; Vermillion Ford \$61.12; Walmart Community/Gecr \$405.54; Ammon, Robert \$50.00; Burbach, Cheryl \$50.00; Jame, Brad \$50.00; Katrenak, James \$57.56; Koble, Carrie \$50.00; McDonald, Susan \$56.72; Miller, Thomas \$50.00; Olson, Dale \$58.40 and Hatanpa, Chad \$20.00; (JDC/Special Eqp.) Minnehaha County JDC \$7,180.80; Spartan Armor Systems \$1,112.24 and Vermillion Now! \$15,000.00; (Buildings and Structures) Bear, Inc. DBA Todd's \$184.25; (Books) Thomson Reuters – West \$111.21; (Furniture and Minor Equipment) Canon \$84.79; Vermillion Federal \$239.96; (Machinery and Automotive Equip) Frontier and Precision Inc. \$2,767.00.

Hammond moved, seconded by Packard to pass and adopt the following Resolution #2018-24 for Contingency Transfer. Roll Call Vote: Packard Aye, Powell Absent, Manning Aye, Hammond Aye, Mockler Aye. Motion passed.

RESOLUTION # 2018-24
Contingency Transfer

BE IT RESOLVED by the Clay County Board of Commissioners the transfer of funds for unanticipated expenses for the current budget year from Commissioners Contingency Fund Budget (D-112):

\$1,500 to Judicial – Professional Services (10100X4220130)
\$3,730 to Judicial – Court Reporter (10100X4221130)
\$15 to Public Defender – Utilities (10100X4280152)
\$3,000 to Court Appointed Attorney (10100X4222153)
\$2,550 to 24/7 Sobriety Project (24800X4220212)
\$4,500 to Mental Illness – Professional Services (10100X4220441)
\$500 to Historic Preservation (10100X4250514)

Motion by Commissioner Hammond, seconded by Commissioner Packard.

Vote of the Board: Mockler Aye, Packard Aye, Powell Absent, Manning Aye, Hammond Aye.

Dated this 27th day of December, 2018.

Board of County Commissioners
Clay County, South Dakota

Travis Mockler, Chairman

ATTEST:

Carri R. Crum, County Auditor

Sheriff Andy Howe met with the Board to give an update on plumbing problems in the Safety Center. The plumbing was leaking onto the 911 system server that controls all 911 communications for the county, but the problem has been fixed and no damage occurred to the equipment. However, there has also been a leak onto the generator and radio equipment as well, and he has permanently placed tarps over all the equipment to try to protect it.

Howe presented a contract with Union County for jail boarding. Packard moved, seconded by Manning and carried to authorize the Chairman to sign the contract.

Howe also presented a contract renewal with Minnehaha County Juvenile Detention Center. Packard moved, seconded by Hammond and carried to authorize the Chairman to sign the contract.

Deputy State's Attorney Philip Terwilliger met with the Board to present the Alcohol Committal Contract renewal. Manning moved, seconded by Packard and carried to authorize the Chairman to sign the contract.

Howe reported to the Board that a notice was served as part of the eviction process for the property at 113 Linden Ave. that the County took via tax deed.

At 9:26 a.m., Packard moved, seconded by Manning and carried to adjourn and convene as Clay County Ditch Board.

Polley discussed a letter to landowners on Clay Creek Ditch regarding additional landowners joining the ditch taxing district. The Board reviewed a map of the area. Polley pointed out areas that currently have beaver dams and said that due to weather he has not been able to use the drone to check for additional dams. The Board discussed that a letter to be sent would ask the additional landowners to join, and Hammond reported that Powell would like to be able to tell those individuals how much they would need to pay in taxes if they join. It was decided that the matter should be placed on the agenda for the January 3, 2019 meeting.

Polley briefly discussed the status of tree removal on Lateral 50 due to the weather.

At 9:47 a.m., Hammond moved, seconded by Packard and carried to adjourn and reconvene as Board of Clay County Commissioners.

Manning moved, seconded by Packard to pass and adopt Resolution #2018-23 for Supplement of County Budget. Roll Call Vote: Packard Aye, Powell Absent, Manning Aye, Hammond Aye, Mockler Aye. Motion passed.

**RESOLUTION #2018-23
Supplement of County Budget**

WHEREAS the Clay County budget does not have adequate budget authority in 2018 due to necessary and unanticipated expenses;

WHEREAS, the Board of County Commissioners have agreed to hold a public hearing on December 27, 2018 at 9:30 a.m. to supplement the County budget for the proper conduct and discharge of lawful county obligations and has been given in accordance with the law and direction of the County Board,

NOW THEREFORE BE IT RESOLVED: That the following budget be adopted to show the supplement to the foresaid 2018 Annual Budget:

Judicial – Court Reporter (10100X4221130) \$370
Courthouse Building – Building Improvements (10100X4320161) \$7,700

Dated the 27th day of December, 2018.

Commissioner Manning moved the adoption of the foregoing Resolution; Motion seconded by Commissioner Packard.

Vote of the Commission: Packard Aye Powell Absent Manning Aye Hammond Aye Mockler Aye

Upon which voting the foregoing Resolution was declared passed and adopted.

ATTEST:

Carri R. Crum, County Auditor

Travis Mockler, Chairman
Board of County Commissioners
Clay County, South Dakota

Chairman Mockler turned the meeting over to Vice-Chair Packard.

A public hearing was held for the first reading of Ordinance #2018-04, a zoning change from Natural Resource Conservation to Agriculture. The legal description of the property is: N1/2 SW1/4 12-94-52, Clay County, SD. Landowner Travis Mockler said it includes the farmstead and 5 acres near the cattle yard to put the property back to what it was when he bought the property. He said SE Council of Governments put the property into NRCS, following the property line, when the map was redone. Mockler said he intends to expand his operation.

Jerry Wilson was present as a concerned citizen regarding water, rivers and streams. He said there is a reason for the NRCS in the zoning ordinance and quoted the ordinance. He asked how much Mockler envisions expanding, to which Mockler replied that he would like to expand to a medium operation. Wilson asked if he intends to rezone 80 acres, or 23 acres. Mockler said it would only be 23 acres. Wilson was concerned that the petition appears to include all 80 acres because the legal description does not parse out the 23 acres. Mockler said the legal description of the property is what is listed on the petition, and the 23 acres is not being platted as a separate parcel. Packard suggested the proposed ordinance be changed to stipulate the 23 acres prior to the second reading by adding language from the Surveyor's Certificate. Wilson said he is concerned that if a medium animal feeding operation was allowed on the entire 80 acres it would be in violation of the zoning ordinance, and if the commission approves a rezoning of NRCS to AG for the Chairman, it would set a precedent for which they would have to grant the same to others. Hammond said the area in question (the remaining 57 acres of the full 80) is in the unshaded area of the map on the rezoning petition, and there is no way to put an animal feeding operation in the part that is being moved out of NRCS. Wilson guessed it would be more like 11 or 12 acres, or less, considering the residence is included in the proposed area.

Wilson voiced concerns that the area be engineered as such that manure be contained during a heavy rainfall. Mockler said the state Natural Resources Conservation Service office has been to the site and determined it is perfect because the area drains through 600 ft. of pasture to filter it. Mockler reiterated he is just trying to get the zoning classification back to what it was when he bought the property because he cannot even build a machine shed on the property now.

Manning moved to proceed to the second reading with the addition of language from the Surveyor's Certificate to clarify the area to be rezoned; the area defined by the surveyor as the East 700 Feet of the North 1440 Feet Southwest Quarter (SW1/4) of Section Twelve (12), Township Ninety-four North (T94N), Range Fifty-two West (R52W) of the 5th P.M., Clay County, South Dakota (Containing 23.14 acres, more or less). Hammond seconded the motion. Discussion ensued. Manning said this property is unique because the pasture acts as a natural filter, and he cited areas along drainage ditches in the county that are currently farmed. He said any rezoning applications do have to be considered on a case-by-case basis. Hammond said he researched 5 areas in the county where there are currently feedlots--Mockler's was one--and he considered what a 25-year event would do. Terwilliger suggested documenting formal findings for posterity. Upon a vote of the Board, all voted aye, with Mockler recusing himself from the vote. Motion passed.

Vice-Chair Packard turned the meeting back over to Chairman Mockler. A public hearing was held for the first reading of Ordinance #2018-05, an amendment to Section 4 of the Zoning Regulations regarding maximum height. Packard moved to proceed to the second reading. Manning seconded the motion. Hammond recused himself from voting due to a potential conflict of interest. All voted aye. Motion passed.

Register of Deeds Jane Olson met with the Board to present a yearly addendum to renew the rental contract for equipment in the office. Packard questioned the annual fee for computer rental being for obsolete computers, particularly the Gateway. Packard moved to table the signing of the contract until a full review of equipment can be conducted. The motion was seconded by Hammond. All voted aye. Motion passed. Olson informed the Board she sent hard drive of reported documents to the State upon discovery that state law requires microfilming. She said the bill will be \$3,700 and will be received around March 2019. Olson said Modernization and Preservation money can be used.

Terwilliger reported to the Board that one tax deed property has been paid in full and brought current on tax collections.

Polley returned to discuss the Clay Creek Ditch. He had old ditch minutes and said in 1908 it was called Clay Creek Ditch Lateral 4. The original levy was 5% of the original cost of all land for the year 1966, which equated to \$26.16. He cited Book 1, Page 238 and Book 3, Page 480.

At 10:51 a.m., Packard moved, seconded by Manning and carried to adjourn and reconvene Thursday, January 3, 2019 at 9:00 a.m.



Travis Mockler, Chairman
Board of County Commissioners

ATTEST:


Carri R. Crum, County Auditor
