

CLAY COUNTY BOARD OF COMMISSIONERS
211 West Main Vermillion South Dakota
TENTATIVE AGENDA
September 11, 2020

- 9:00 A.M. Meeting Called to Order
Roll Call
Conflict of Interest Declaration
Approval of Agenda
Approve Minutes
- 9:03 A.M. Visitors to be Heard*
- 9:05 A.M. Ditch Board – Approval of Invoice from Pollman Excavation for Lateral 50

Adjourn

*For those who do not appear on the agenda, no decision shall be made at this time.

The following items will be considered as time allows during the meeting:

Executive Session (If necessary.)

DUE TO COVID-19, THE MEETING WILL BE CONDUCTED VIA ZOOM AS WELL AS IN PERSON. MEETING INFORMATION IS BELOW. THE COURTHOUSE IS OPEN TO THE PUBLIC, BUT THE NUMBER OF PEOPLE IN THE COMMISSIONER ROOM WILL BE LIMITED TO MAINTAIN SOCIAL DISTANCING.

Join Zoom Meeting

<https://us02web.zoom.us/j/86493315292?pwd=bExsUTVEb2drd3RjLzlCS0JnVnZlZz09>

Meeting ID: 864 9331 5292

Passcode: 145183

One tap mobile

+16699006833,,86493315292# US (San Jose)

+12532158782,,86493315292# US (Tacoma)

Dial by your location

+1 669 900 6833 US (San Jose)

+1 253 215 8782 US (Tacoma)

+1 346 248 7799 US (Houston)

+1 929 205 6099 US (New York)

+1 301 715 8592 US (Germantown)

+1 312 626 6799 US (Chicago)

Meeting ID: 864 9331 5292

Find your local number: <https://us02web.zoom.us/u/kSUX9TDgR>

Join by Skype for Business

<https://us02web.zoom.us/skype/86493315292>

Unapproved Minutes - September 8, 2020

The Board of County Commissioners met in a regular session Tuesday, September 8, 2020 at 9:00 a.m. Members present: Travis Mockler, Phyllis Packard, Leo Powell, Micheal Manning and Richard Hammond.

Chairman Mockler called the meeting to order and asked for a declaration of any conflicts of interest regarding agenda items. No conflicts were declared.

Powell moved, seconded by Packard to approve the agenda. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

Manning moved, seconded by Hammond to approve minutes of the September 1, 2020 meeting. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

The Board considered a Driveway Application from Barry Peterson on 308 St.in the E1/2, NW1/4, 31-94-52. Manning moved, seconded by Packard approve the application. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

Polley discussed setting a reserve for the 2012 CAT 140M2AWD at GirardBid.com September 23rd. It has 2,800 hours, which he said is pretty low. Polley said he has seen them go up to \$210,000. The last one the County sold, the Board set the reserve at \$149,000, but it had more hours. Powell said we should be somewhere near what Butler appraised it at. Polley said he recommends nothing less than \$170,000-175,000. Packard suggested \$175,000-185,000. Powell moved, seconded by Hammond to set the reserve at \$175,000. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

At 9:07 a.m., Manning moved, seconded by Powell to adjourn and convene as Clay County Ditch Board. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

Polley said the east end of Clay Creek Ditch cleanout is still not complete. Mike Pollman had said he had it scheduled at the end of August. Polley said he has been unable to reach Pollman. Polley asked if he should contact other contractors, such as 3-D. Powell said he likes the idea of contacting 3-D. They were low bidder on the Yankton-Clay Ditch. It was discussed that Polley should contact the bidders from the Yankton-Clay Ditch project in order from lowest to highest. Manning said it is time to move on as there has been ample time to do it. Powell moved, seconded by Manning to authorize the Highway Superintendent to hire another contractor and to send a letter to Pollman Excavation notifying him that they will be hiring someone else. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

At 9:13 a.m., Powell.Packard to adjourn and reconvene as Board of Clay County Commissioners. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

Polley reported that ASTECH is currently working on the micro-surfacing project, although today's weather is holding them up. He said they are doing a good job, and it is a nice ride when they are done.

Powell asked about 302 St. from Riverside Station across. Polley said the State has almost all the box culverts in, and he heard when they are done they will pave them. Then they will be coming to address 302 St. He is hoping they will fix it in the next month as it is really bad going east. He said he gets about 10 phone calls a day about it. Powell asked if he has spoken to the supervisor about it, and Polley said he has spoken to the engineer. Hammond asked what the plan is over the winter for Highway 46. Polley said it will be open over the winter, and in the spring they will mill it and resurface it.

Hammond asked Polley about an invoice to fix a door leak from C&B John Deere. Polley said it was an invoice for the new tractor to fix where a rock hit the door and broke the window. He said there was also a rear seal leak on the other tractor as well that affected the transmission and rear hydraulics.

Welfare Director Drew Gunderson met with the Board to discuss confidentiality of welfare applicants. State's Attorney Alexis Tracy said the commissioners are entitled to the name for the purposes of ensuring they are a resident of Clay County, and the dilemma is how to pass that information along as the statute says it may not be published in any official records. There is an Attorney General's Opinion that states the list cannot be published. Mockler asked Tracy if the Auditor can e-mail the name to the commissioners since some are meeting via Zoom. Tracy said that may be an easy way to pass that information. Mockler said Union County goes into Executive Session to obtain the name. Hammond asked if they could receive the information via phone call. The Board recessed for Gunderson to make the phone calls. Hammond moved, seconded by Packard to approve Welfare Case #CW20-023. Under discussion, Powell asked if Gunderson had spoken to the funeral homes regarding the rate. Gunderson said the funeral homes expressed that they may not even take a burial case at the County rate of \$1,900. Powell said maybe the County needs to have a conversation with the funeral homes as maybe not everyone wants to be cremated. Packard said maybe there should be a two-tier price. Mockler said the County would have no idea what the person's wishes were. Gunderson said the funeral home holds onto an urn for a while so if a family member would happen to come to claim it they can have it. Powell said maybe it can be put on a future meeting. Hammond said as a public body with no guidance from family it is obligated take the low price. Tracy said SDCL 28-17-1, 28-17-3, 28-17-4, and 28-17-5 discusses what happens with such situations. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

Emergency Management Director Layne Stewart met with the Board to discuss the 2021 LEMPG State and Local Agreement that reimburses the County a portion of his salary. Stewart said this year the County will be claiming 9 months of his salary from the CRF funds. Manning moved, seconded by Packard to authorize the Chairman to sign the agreement. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

At 9:55 a.m., Powell moved, seconded by Hammond to adjourn and convene as Clay County Ditch Board. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

Polley said he spoke to Pollman, and he has not completed Clay Creek Ditch because he has not received payment for Lateral 50. It was discussed that the Board had decided to wait to pay for Lateral 50 until Ulteig Engineering had checked elevations. Powell said that decision was not on this agenda. Packard said Ditch Board is on the agenda, although not specifically that item. There was discussion about previous meetings and decisions made for Lateral 50. Auditor Carri Crum read previous minutes regarding whether Ulteig Engineering would be checking elevations. It was decided that the Board will have a special meeting Friday, September 11, 2020 at 9:00 a.m. to approve payment to Pollman Excavation on Lateral 50.

At 10:06 a.m., Powell moved, seconded by Hammond to adjourn and reconvene as Board of Clay County Commissioners. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

Packard moved, seconded by Hammond to approve the following claims for payment. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

(DUE TO OTHER GOVERNMENT)		AMERICAN STAMP & MARKING	\$60.17
CLAY CO TREASURER	\$17,802.00	APPEARA	\$44.83
SDACO - M&P FUND PAYMENT	\$400.00	BARCO MUNICIPAL PRODUCTS	\$1,708.90
(LEGAL SERVICES-CT APPT ATTY/)		BRUNICK SERVICE, INC.	\$587.25
BARNETT, JOSEPH	\$85.00	BX CIVIL & CONSTRUCTION	\$98,225.75
(PROFESSIONAL SERVICES AND FEES)		C & B OPERATIONS YANKTON	\$11,027.50
HOUSKA, DDS, RANDY	\$983.00	CONCRETE MATERIALS	\$97,831.00
LINCOLN COUNTY TREASURER	\$424.50	COYOTE ENTERPRISE LLC	\$11.99
MINNEHAHA CO. SHERIFF	\$286.49	GRAHAM TIRE S.F. NORTH	\$782.96
QUADIENT LEASING INC	\$89.46	HY-VEE, INC.	\$47.70
SANFORD HEALTH	\$147.96	I-STATE TRUCK CENTER	\$56.17
SATELLITE TRACKING OF	\$152.75	JOHN DEERE FINANCIAL	\$261.08
TERWILLIGER, PHILIP	\$300.00	JOHNSON FEED, INC.	\$253.86
(OTHER PROFESSIONAL SERVICE)		LAWSON PRODUCTS, INC.	\$81.07
SD ATTORNEY GENERAL	\$1,100.00	MCLEOD'S PRINTING & SUPP	\$1,475.00
(LAW OFFICE)		MICROFILM IMAGING SYSTEM	\$155.00
GRANT, NOLAN	\$19.00	NATL.4-H COUNCIL SUPPLY	\$19.65
JOHNSON, KATIE PLLC	\$329.80	NORTH CENTRAL RENTAL &	\$1,363.00
(PUBLISHING)		OFFICE ELEMENTS	\$126.60
BROADCASTER PRESS	\$220.48	ONE OFFICE SOLUTION	\$486.76
(REPAIRS AND MAINTENANCE)		PRESSING MATTERS	\$117.00
BUHLS DRYCLEANERS &	\$267.00	PROCHEM DYNAMICS	\$100.04
C & B OPERATIONS YANKTON	\$11,939.40	QUILL CORPORATION	\$163.15
MIDWEST CARD AND	\$1,100.00	RUNNINGS SUPPLY INC	\$464.74
PRESTO-X COMPANY LLC	\$140.00	SD DEPT OF TRANS	\$50,830.75
QUADIENT LEASING INC	\$536.73	SIGN-UP LTD.	\$46.86
TURNER PLUMBING INC	\$177.98	STURDEVANT'S AUTO PARTS	\$129.74
(DATA PROCESSING/CLAY CREEK/INF)		TURNER PLUMBING INC	\$27.75
MICROFILM IMAGING SYSTEM	\$855.00	UNION COUNTY HWY DEPT	\$3,904.32
SOFTWARE SERVICES, INC.	\$1,080.00	VERMILLION ACE HARDWARE	\$193.76
(SUPPLIES & MATERIALS)		YANKTON JANITORIAL SUPPL	\$118.80
A & B BUSINESS	\$193.25	ZEE MEDICAL SERVICE CO	\$88.60

3-D SPECIALTIES, INC. (COPIER SUPPLIES)	\$482.00	BRUNICK SERVICE, INC.	\$99.95
RELIANCE TELEPHONE (TRAVEL AND CONFERENCE)	\$500.00	HY-VEE, INC.	\$3,496.68
SAFE HARBOR FOUNDATION	\$240.00	JOHNSON FEED, INC.	\$163.73
SDSU EXTENSION SERVICE (INMATE TRAVEL)	\$63.07	VERMILLION ACE HARDWARE	\$73.98
PENNINGTON COUNTY JAIL (UTILITIES)	\$144.22	VERMILLION FEDERAL (JDC/SPECIAL EQP.)	\$87.75
BUREAU OF ADMINISTRATION	\$195.27	VERMILLION FEDERAL	\$10.00
CLAY RURAL WATER SYSTEM	\$64.50	(PROFESSIONAL SERVICES AND FEES)	
CLAY UNION ELECTRIC CORP	\$556.71	NATIONAL SHERIFF'S ASSOC	\$50.00
FISCHER'S DISPOSAL L.L.C	\$55.00	(BUILDINGS AND STRUCTURES)	
MIDAMERICAN ENERGY	\$113.62	GRIFFIN, DOUGLAS E	\$1,030.61
MIDCO BUSINESS	\$360.00	(FURNITURE AND MINOR EQUIPMENT)	
VERMILLION GARBAGE SVC.	\$236.00	MICROFILM IMAGING SYSTEM	\$60.00
WAKONDA TOWN (PAYMENT)	\$62.65	ONE OFFICE SOLUTION	\$173.00
		(MACHINERY AND AUTOMOTIVE EQUIP)	
		SD FED. PROPERTY AGENCY	\$17,000.00
		(AUTOMOTIVE)	
		BRUNICK SERVICE, INC.	\$15.00

At 10:07 a.m., Powell moved, seconded by Packard to adjourn and reconvene Tuesday, September 29, 2020 at 9:00 a.m. Roll Call Vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.



EXCAVATION, INC.

30238 455th Ave
PO Box # 424
Wakonda, SD 57073
605-267-2768

Date	Invoice #
6/21/2020	5012

Bill To

Clay County Ditch Board C/O Clay Co. Auditor 211 W. Main Ste 200 Vermillion Sd 57069

Terms

Date	Description	Qty	Rate	Amount
	90% Pay Request for work in place on Lateral 50-(Project is complete other than a small amount of spoil leveling)	0.9	51,630.00	46,467.00
			Tax (2.041%)	\$948.39
			Total	\$47,415.39

AUGUST 31 20

CLAY COUNTY
TRIAL BALANCE SUMMARY

PAGE 1

ACCOUNT DESCRIPTION	BEGINNING	DEBITS	CREDITS	NET CHANGE	ENDING
CLAY CREEK DITCH SPECIAL ASSESSMENT CA	203,334.13	.00	.00	.00	203,334.13
LATERALS 1A & 1B SPEC. ASSESSMENT CASH	28,015.32	.00	.00	.00	28,015.32
LATERALS 2A & 2B SPEC. ASSESSMENT CASH	120,432.09	.00	.00	.00	120,432.09
LATERALS 3A & 3B SPEC. ASSESSMENT CASH	56,513.91	.00	.00	.00	56,513.91
PRAIRIE CENTER #1A SPEC. ASSESSMENT CA	14,528.44	.00	.00	.00	14,528.44
YANKTON CLAY CREEK DITCH SP. ASSESS CA	202,838.77	.00	7,337.76	7,337.76CR	195,501.01
LATERALS 50A & 50B SPEC. ASSESSMENT CA	32,558.49	.00	.00	.00	32,558.49