

January 3, 2017

The Board of County Commissioners met in regular session Tuesday January 3, 2017 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 Executive Session for personnel matters.

Minutes of the December 27, 2016 meeting were approved with a motion by Powell, seconded by Packard and carried.

The meeting adjourned and reconvened to reorganize for the ensuing year.

County Auditor, Carri R. Crum, called the meeting to order. The Auditor called for nominations for Chairperson. Manning moved to nominate Travis Mockler as Chairperson. Motion seconded by Powell. Powell moved to nominate Phyllis Packard as Chairperson. Motion seconded by Hammond. Paper ballots were cast, and the results were three votes for Mockler and two votes for Packard.

With Chairman Mockler presiding, the following proceedings were held.

The Chairman called for nominations for Vice Chairperson. Powell moved, seconded by Manning to nominate Phyllis Packard as Vice Chairman. No further nominations were made. All voted aye; motion passed.

Powell moved, seconded by Hammond and carried to adopt Modern Addition of Robert's Rules of Order (current version 2005 on file in the Auditor's Office), no restrictions on the Chair, and minutes not to record motions not seconded.

The following appointments were approved. Layne Stewart as Emergency Management Director for a one-year term expiring 1/2/18 with a motion by Powell, seconded by Hammond and carried. Packard moved, seconded by Powell and carried to appoint 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, Robert Fuller to Public Safety Board for a three-year term expiring 12/31/19, 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, and the Chairman and Vice-Chair to the ICAP Committee.

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 Packard and carried to designate the front door of the Courthouse and the front door of the Post Office in Wakonda as places for holding foreclosure sales.

Manning moved, seconded by Packard 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.

Manning moved, seconded by Powell 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 Manning 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 \$20.00 plus mileage.

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

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

Packard moved, seconded by Powell 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).

Powell moved, seconded by Manning and carried to pass and adopt the following Resolution #2017-01 for Establishment of Election Precincts/Polling Places for 2017.

**RESOLUTION #2017-01**  
**Establishment of Election Precincts/Polling Places for 2017**

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

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 3<sup>rd</sup> day of January, 2017.

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Board of County Commissioners  
Clay County, South Dakota

ATTEST:

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Carri R. Crum, County Auditor

Manning moved, seconded by Packard and carried to pass and adopt the following Resolution #2017-02 for Establishment of Precinct Election Officials Fees for 2017.

**RESOLUTION #2017-02**  
**Precinct Election Officials Fees for 2017**

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 Manning 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 3<sup>rd</sup> day of January, 2017.

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Board of County Commissioners

Clay County, South Dakota

ATTEST:

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Carri R. Crum, County Auditor

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

Manning moved, seconded by Powell and carried to set January 10, 2017 at 9:15 a.m. as the date and time for a public hearing for a supplement in the amount of \$1,348 to the 2016 ditch expense budget.

At 9:32 a.m., Packard moved, seconded by Hammond and carried to adjourn and reconvene as Board of Clay County Commissioners.

At 9:32 a.m., a public bid opening took place for the 2017 jail meals. The sealed bids were opened and read aloud. Bids were as follows: The Roadhouse bid \$4.25 for lunch and dinner and \$.40 for breakfast, Hy-Vee bid \$3.25 for breakfast, lunch, and dinner, and The Old Lumber Company bid \$5.00 for breakfast and \$8.00 for lunch and dinner.

The Board discussed with Alexis Tracy, State's Attorney, and Cynthia Aden, Zoning Administrator, the cul-de-sac issue in Gunderson's development in order to update Tracy on the situation.

Aden told the Board she would check with SECOG to find out the status of its inspection of the proposed zoning regulations.

Packard moved, seconded by Powell and carried to authorize the Chairman to sign the 2017 Memorandum of Understanding with the SDSU Extension Service.

At 10:08 a.m., Powell moved, seconded by Packard and carried to enter an Executive Session regarding personnel matters per SDCL 1-25-2.

At 11:13 a.m., Powell moved, seconded by Packard and carried to exit the Executive Session. No action was taken.

At 11:14 a.m. Powell moved, seconded by Manning and carried to adjourn and reconvene Tuesday, January 10, 2017 at 9:00 a.m.

ATTEST:

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Travis Mockler, Chairman  
Board of County Commissioners

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Carri R. Crum, County Auditor

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