

January 5, 2016

The Board of County Commissioners met in regular session Tuesday January 5, 2016 at 9:00 a.m. Members present: Travis Mockler, Phyllis Packard, Leo Powell, Raymond Passick and Micheal Manning.

Packard moved, seconded by Powell and carried to approve the agenda with the addition of discussion regarding drainage near 309 St. ¼ mi. east of Hwy. 19.

Minutes of the December 29, 2015 meeting were approved with a motion by Manning, seconded by Passick 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. Powell moved to nominate Travis Mockler as Chairman. Motion seconded by Packard. No further nominations were made. Powell moved, seconded by Packard to cease nomination and a unanimous vote be cast for Mockler as Chairman. All voted aye; motion carried to elect Travis Mockler as Chairman.

With Chairman Mockler presiding, the following proceedings were held.

The Chairman called for nominations for Vice Chairperson. Passick moved, seconded by Powell to nominate Phyllis Packard as Vice Chairman. No further nominations were made. Passick moved, seconded by Powell, to cease nomination and a unanimous vote be cast for Packard as Vice Chairman. All voted aye; motion carried to elect Phyllis Packard as Vice Chairman.

Packard moved, seconded by Manning 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. Rod Polley as Highway Superintendent for a two-year term with a motion by Powell, seconded by Passick and carried. Layne Stewart as Emergency Management Director for a one-year term with a motion by Powell, seconded by Manning and carried. Cynthia Aden as Welfare Director, Zoning Administrator, and Veterans Officer for a two-year term with a motion by Manning, seconded by Passick and carried. Passick moved, seconded by Manning 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, Dave Thiesse to Public Safety Board for a three-year term expiring 12-31-18, Commissioner Passick 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 Passick and carried to designate the Vermillion Plain Talk, The Equalizer, 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 and the front door of the Post Office in Wakonda as places for holding foreclosure sales.

Passick moved, seconded by Manning 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, Packard 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 Manning and carried.

Passick 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).

Packard 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 Packard 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 Passick and carried to hold Commission meetings the first, second and last Tuesday of each month.

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

Passick moved, seconded by Manning and carried to approve worker's compensation insurance coverage for election workers and Sheriff's Reserve Deputies (currently Shawn Fick, Matt Olson, and Kay Luther).

Powell moved, seconded by Packard and carried to pass and adopt the following Resolution #2016-01 for Establishment of Election Precincts/Polling Places for 2016.

**RESOLUTION #2016-01**  
**Establishment of Election Precincts/Polling Places for 2016**

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

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 5<sup>th</sup> day of January, 2016.

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Board of County Commissioners  
Clay County, South Dakota

ATTEST:

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Carri R. Crum, County Auditor

Powell moved, seconded by Packard and carried to pass and adopt the following Resolution #2016-02 for Establishment of Precinct Election Officials Fees for 2016.

**RESOLUTION #2016-02**  
**Precinct Election Officials Fees for 2016**

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 Manning.

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 5<sup>th</sup> day of January, 2016.

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Board of County Commissioners  
Clay County, South Dakota

ATTEST:

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Carri R. Crum, County Auditor

The following Auditor's Account with the County Treasurer for December 2015 was accepted and placed on file.

AUDITOR'S ACCOUNT WITH THE COUNTY TREASURER

To the Board of County Commissioners of Clay County, items in the hands of the County Treasurer as of December 31, 2015. I hereby submit the following report of my examination of the cash:

Total amount of deposits in banks	4,858,364.82
Amount of actual cash	740.50
Total amount of checks and drafts in Treasurer's Possession not exceeding three days	4,689.35
Itemized list of all items, checks and drafts which have been in the Treasurer's possession over three days:	5,315.92
Checks returned and not deposited	
Cash Items	
Investments	1,000.00
Cash Variation	
Total	4,870,110.59

Dated this 4th day of January 2016.

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Carri R. Crum, County Auditor

Rod Polley, Highway Superintendent, met with the Board to discuss highway matters. Manning moved, seconded by Packard and carried to accept low bid of \$1.484/gallon from Stewart Oil for 750 gallons of 50/50 blend of #1 and #2 diesel.

The Board briefly discussed random drug testing services for the Highway Dept., and a decision was made to research companies for cost quotes.

Polley discussed a drainage issue on 309 St. ¼ mi. east of Hwy. 19. It was decided that the issue is a maintenance item that does not involve the County.

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

Layne Stewart, Emergency Management Director, met with the Board to present the SLA Quarterly Activity Report – FY 2016. Passick moved, seconded by Packard and carried to authorize the Chairman to sign the report. Powell moved, seconded by Packard and carried to authorize the Chairman to sign the associated Personnel Action Report for the state.

Gene Lunn, Director of Equalization, met with the Board to present the Pictometry Memorandum of Understanding. Powell moved, seconded by Packard and carried to authorize the Chairman to sign the report.

Andy Howe, Sheriff, met with the Board to present jail meal bid specifications for review and approval. Manning moved, seconded by Packard and carried to approve the specifications and set the bid opening for 9:15 a.m., Tuesday, January 26, 2016.

At 10:16 a.m. Powell moved, seconded by Packard and carried to adjourn and reconvene Tuesday, January 12, 2016 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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