

October 3, 2017

The Board of County Commissioners met in regular session Tuesday, October 3, 2017 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 removal of TIF 1 Project Plan and moving the Welfare Director's agenda item ahead of the State's Attorney's agenda items.

Minutes of the September 26, 2017 meeting were approved with a motion by Manning, seconded by Hammond and carried.

Layne Stewart, Emergency Management Director, appeared during Visitors to be Heard to inform the Board that the county received a mobile command center trailer as a Homeland Security transfer from Union County. The trailer will be used in critical incidents as well as a safe place during large public events.

Andrew Sharples-Schmidt also appeared during Visitors to be Heard as part of a Boy Scout merit badge project.

Rod Polley, Highway Superintendent, met with the Board to discuss highway matters. Packard moved, seconded by Manning and carried to accept low bid of \$2.10/gallon from Country Pride Coop. for 1,600 gallons of ethanol blend fuel.

Manning moved, seconded by Hammond and carried to accept the low bid of \$1.22/gallon from Long's Propane for three 1,000 gallons of propane.

Powell moved, seconded by Packard and carried to declare surplus and authorize the sale through Girard Auction Service on www.girardbid.com (15 Ohio St., Wakonda) from October 24-31 of a 2008 F350 dually long truck box, a pair of 18.4 R 42 rear tractor tires, and an old pressure washer.

Polley gave a brief update on the ongoing bridge projects.

Cynthia Aden, Welfare Director, met with the Board to discuss Welfare Case #C17-22 for a county burial. Powell moved, seconded by Packard and carried to approve payment as the individual met welfare guidelines.

Alexis Tracy, State's Attorney, and Tom Sorensen met with the Board regarding a law school resolution. Sorensen spoke at length about the history of the university, the law school, and present-day reasons to keep the law school in Clay County and in Vermillion. Tracy discussed the shortage of attorneys in South Dakota who are willing to practice in rural areas, and also cited the multitude of reasons to keep the law school in Vermillion. Tracy said moving the building is not the answer for the law school. Sorensen said bar passage and enrollment decline is a national issue, not just a local issue. Packard discussed the number of graduates that have been employed by Clay County over the years as well as the number of dual degrees that the University has issued for law students also obtaining another degree.

Powell moved, seconded by Hammond to pass and adopt the following Resolution #2017-17 for Support of the University of South Dakota School of Law Remaining in Vermillion, with all Commissioners signing the Resolution. Vote of the Board: 5 ayes, 0 nays.

**RESOLUTION #2017-17
RESOLUTION OF SUPPORT
OF THE UNIVERSITY OF SOUTH DAKOTA SCHOOL OF LAW
REMAINING IN VERMILLION**

WHEREAS, the Clay County Commissioners support and reiterate the resolution put forth by the City of Vermillion to have the USD School of Law remain in the City of Vermillion, located in the Clay County, South Dakota; and

WHEREAS, Clay County and the University of South Dakota have a long and important relationship; and

WHEREAS, there exist numerous and symbiotic relationships among the various colleges and departments and the University's School of Law, as well as with the members of the County community; and

WHEREAS, many of the University's and the Law School's programs, panel discussions, speeches, symposia, performances and programs are open to Clay County and greater public, to which County residents have become accustomed; and

WHEREAS, the County community joins the USD campus community in truly valuing the relationship with the School of Law and several other programs; and

WHEREAS, USD and Clay County have evolved together, from the time the University was authorized by the Dakota Territory Legislature in 1862, including 1881 when Vermillion and Clay County leaders established the University through local resources and a special bond election for \$10,000 which was approved March 13, 1882; and

WHEREAS, subsequently another \$35,000 was also raised, including through a special election, according to historians; and

WHEREAS, the Vermillion and County community have provided employment over the years for spouses of the law school community; and

WHEREAS, the County has provided a variety of experience-related resources for the School of Law by virtue of its courthouse and court facilities, state's attorney's office, and local law firms; and

THEREFORE, BE IT RESOLVED, that for these historic and other reasons, the County Commissioners of Clay County fully and strongly urges and favors that the University of South Dakota School of Law remain in the City of Vermillion in Clay County, South Dakota and continue the important and symbiotic relationship with campus and county communities.

Adopted this _____ day of October, 2017.

CLAY COUNTY, SOUTH DAKOTA

BY:

TRAVIS MOCKLER, Chairperson
CLAY COUNTY BOARD OF COMMISSIONERS

PHYLLIS PACKARD, Vice Chairperson

LEO POWELL, County Commissioner

MICHEAL MANNING, County Commissioner

RICHARD HAMMOND, County Commissioner

ATTEST:

CARRI R. CRUM
CLAY COUNTY AUDITOR

State's Attorney Tracy and Jason Rumpca discussed with the Board a Guardian Ad Litem issue. Rumpca requested funding for a Guardian Ad Litem for a client. Manning moved, seconded by Packard and carried to authorize payment of a Guardian Ad Litem in this case.

Manning updated the Board on mower price quotes for the Courthouse as budgeted for 2018.

The Board briefly discussed the TIF 1 project.

At 10:27 a.m., Powell moved, seconded by Hammond and carried to enter an Executive Session for personnel and legal matters per SDCL 1-25-2.

At 10:53 a.m., Manning moved, seconded by Hammond and carried to exit the Executive Session.

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 2, 2017.

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

Total amount of deposits in banks	5,399,410.41
Amount of actual cash	3,801.86
Total amount of checks and drafts in Treasurer's Possession not exceeding three days	53,600.77
Itemized list of all items, checks and drafts which have been in the Treasurer's possession over three days:	2,200.38
Checks returned and not deposited	
Cash Items	
Investments	1,000.00
Cash Variation	10.00

Total

Dated this 2nd day of
October, 2017.

5,460,023.42

Carri R. Crum, County Auditor

At 11:18 a.m. Manning moved, seconded by Powell and carried to adjourn and reconvene Tuesday,
October 10, 2017 at 9:00 a.m.

Travis Mockler, Chairman
Board of County Commissioners

ATTEST:

Carri R. Crum, County Auditor
