

November 29, 2016

The Board of County Commissioners met in regular session Tuesday, November 29, 2016 at 9:00 a.m. Members present: Travis Mockler, Phyllis Packard, Leo Powell, Micheal Manning, and Raymond Passick.

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

Minutes of the November 10, 2016 meeting and the November 22, 2016 public hearing were approved with a motion by Manning, seconded by Powell and carried.

Teddi Gertsma, State's Attorney, met with the Board to discuss a public records request. Gertsma informed the Board that she would be answering a request for electronic records.

Jill Munger, Community Health/WIC Nurse, appeared during Visitors to be Heard to share with the Board that she has accepted a new position with the State of South Dakota.

Rod Polley, Highway Superintendent, met with the Board to discuss highway matters. Powell moved, seconded by Packard and carried to accept low bid of \$1.503/gallon for 7500 gallons of #2 diesel.

Powell moved, seconded by Manning and carried to authorize the Chairman to sign an Application for Entrance from a Clay County Highway presented on behalf of Tyler DeWitt for a residence 900 ft. north of 313 St. on Bluff Rd. at the landowner's expense.

Polley reported that the Highway Department is currently blading gravel roads to improve conditions before the hard freeze.

Powell complimented Polley on how neat and orderly the Highway Shop was and how well maintained the equipment was when the Clay County Safety Board recently inspected the shop. Powell did discuss the need for additional lighting around exterior areas of the shop.

At 9:17 a.m., Packard moved, seconded by Manning and carried to adjourn and convene as Clay County Ditch Board.

Passick moved, seconded by Packard and carried to authorize payment of an invoice to the Clay County Weed Department in the amount of \$48.25 for spraying on the Yankton Clay Ditch.

Manning reported that Pollman Excavation completed cleaning of the Prairie Center Ditch.

Polley reported that Pollman Excavation is nearly finished with work near Brook Bye's property.

At 9:21 a.m., Packard moved, seconded by Powell and carried to adjourn and reconvene as Board of Clay County Commissioners.

Dennis Ganschow, Weed Supervisor, met with the Board to discuss the purchase of a boat. He reported that the used boat from the National Park Service will not be an option for the department. Ganschow presented several price quotes for boats. Powell moved, seconded by Packard and carried to authorize Ganschow to order a 2017 Excel 2072VSCG from Mart Auto Body Marine LLC in the amount of \$19,176.00 before trade in with the understanding that the Board would complete a Contingency Transfer or a Budget Supplement in 2017 if necessary to cover the expense of the boat. Ganschow also offered that the Sheriff's Office personnel be trained in the operation of the boat in case of any usage needs.

Ganschow reported that he applied for a grant in the amount of \$33,000 for a joint Purple Loosestrife control project with neighboring counties. He stated that he was also asked to oversee the Purple Loosestrife Project, and he accepted it with the understanding that he would receive assistance from the Yankton County personnel.

Philip Terwilliger, Deputy State's Attorney, met with the Board to present the 2017 Alcohol Committal Contract. Packard moved, seconded by Powell and carried to authorize the Chairman to sign the contract.

Andy Howe, Sheriff, met with the Board to present the Juvenile Detention Center Contract for 2017. Passick moved, seconded by Manning and carried to authorize the Chairman to sign the contract.

Layne Stewart, Emergency Management Director, met with the Board to discuss the nuances of his job description in relation to the salary reimbursement grant. He suggested formally changing the Emergency Management Director position to full-time and adding the remainder of his duties to his job description as Emergency Management Director. It was the consensus of the Board to make the changes as of January 1, 2017.

Stewart also reported that the Fair Board will be requesting the removal of the POD Trailer and generator from the storage building. It was the consensus of the Board that the trailer and generator remain stored in the same County-owned building.

Powell moved, seconded by Packard and carried to approve the following claims for payment. November: Commissioners \$7,874.50, Elections \$537.63; Auditor's Office \$9,049.67, Treasurer's Office \$15,229.43, States Attorney's Office \$14,295.67, Courthouse \$2,632.42, DOE's Office \$9,892.25, ROD's Office \$6,628.67, Veteran's Office \$1,663.33, Sheriff's Office \$39,375.08, County Jail \$18,076.18, 24/7 Sobriety Project 1,562.36, LEPC \$385.25, Emerg. Mgmt. Office \$3,467.00, Highway Department \$41,162.19, WIC 2,093.55; Extension Office \$2,847.58, Weed Department \$2,141.48, and Zoning Office \$2,188.75; (Due to Other Government) State of SD Game Fish \$148.00; (Payroll Withholdings) Aflac \$1,055.00; Clay Co Treasurer \$43,156.88; Colonial Life \$359.97; Conseco/Washington \$24.45; Dearborn National \$203.49; New York Life Insurance \$244.02; Optilegra Inc. \$17.92; Performant Recovery \$318.00; SD Retirement System \$ 20,041.59; SD Supplement Retirement \$1,535; SDRS Roth Plan \$450.00; United Way of Vermillion \$238.00; Vermillion Federal Credit Union \$1,666.00 and Wellmark Blue Cross \$37,149.47; (Professional Services and Fees) City of Vermillion \$8,750.00; Counsel \$.97; FedEx \$303.00; Houska, DDS, Randy \$226.00; Netsys Plus, Inc.

\$1,370.25; Pepito, Brian S. M.D. \$235.07; Sanford Health Ocp. \$27.75; SD Dept of Health Lab \$35.00; Timekeeping Systems \$295.00; Vermillion Area Arts Council \$300.00 and Yankton Medical Clinic \$334.90; (Law Office) Fox & Youngberg, P.C. \$191.32; KCH Law \$298.71; Kogel, Linda L \$765.07; Peterson Stuart Rumpca \$5,978.55 and Yankton Co Treasurer \$534.00; (Repairs and Maintenance) Buhls Drycleaners \$24.00; Bulter Machinery Co. \$1,341.60; Century Business Products \$25.00; Johnson Controls, Inc. \$1,704.16; Muenster, Ted \$248.72; Paul's Plumbing, Inc. \$71.43; Presto-X Company LLC \$70.91; Stone, Jim \$33.30 and Straub, Holly \$67.99; (Data Processing/Clay Creek Ditch) Mastel, Bruce \$35.00; Clay Co Weed Dept. \$48.25; (Supplies & Materials) Ace Hardware \$44.99; American Stamp & Marking \$296.75; Brock White Company \$4,500.00; Buhls Drycleaners \$99.99; Butler Machinery Co. \$305.61; Campbell Supply Co. \$423.32; Concrete Materials \$721.98; Election Systems \$2,117.14; FedEx \$42.27; FRancotyp-Postalia Inc. \$129.00; General Services Admin \$500.00; Hy-Vee Inc. \$107.68; JCL Solutions \$211.70; Jerry's Chevrolet \$321.28; Johnson Fees Inc. \$129.38; Lawson Products, Inc. \$198.57; Layne's World, Inc. \$37.85; McLeod's Printing \$229.98; Neve's Uniforms & Equipment \$8.86; Pharmchem, Ic. \$608.00; Pressing Matters \$58.00; Print Source \$191.00; Prochem Dynamics \$75.07; Redwood Toxicology Lab \$114.03; Sanitation Product \$222.00; SD Dept. of Trans \$1,041.99; Seachange \$350.00; Sturdevant's Auto Part \$273.51; Titan Machinery \$143.64; Walmart Community/Gecr \$74.11; One Office Solution \$342.33 and Wheelco Brake and Supply \$484.12; (Travel and Conference) Anders, Jeffrey \$30.00; McPherson, Larry \$247.96; SDSU Extension Service \$156.70; Stewart, Layne \$253.12 and Tri-State Ema \$20.00; (Utilities) CenturyLink \$439.80; City of Vermillion \$1,955.72; Verizon Wireless \$102.63; Verizon Wireless \$280.07 and Vermillion Garbage svc \$156.00; (Payment) Ace Hardware \$7.90; Brunick Service, Inc. \$113.95; Bunyans Bar & Grill \$210.00; Hansen, Bob \$350.00; Hy-Vee Inc. \$687.69; Mobile Electronic Svc \$185.00; Sioux Falls 2-Way \$200.00; Two Ten Twenty Pizza \$192.49; Ultimate Automotive \$1,982.20; Viborg Repair & Towing \$150.00; Walmart Community/Gecr \$146.26; Ehlers, Jamie \$50.00; Heine, Todd \$55.04; Knedler, Beth \$58.40; Prusa, Karen \$60.92; Sevening, Diane \$50.00; Shumaker, Sandra \$50.00; Wiedrich, Nancy \$70.16; Zuercher, Nancy \$50.00; Hernandez, Kelly \$20.00; Durham, Paige \$20.00 and Hayes, Helen R \$20.00; (JDC/Special Eq.) Luthern Social Services \$3,524.88; (Books) Thomson Reuters – West \$369.63; (Furniture and Minor Equipment) A & B Business \$152.12 and Microfilm Imaging System \$30.00; (Principal) Kinetic Leasing \$2,447.25; (Interest) Kinetic Leasing \$85.957.67.

The Board discussed with Teddi Gertsma, State's Attorney, the issue with a platted cul-de-sac which has not been installed. Gertsma discussed with the Board the specifics of a letter to be sent to the individual who originally platted the area in question.

Gertsma and Andy Howe, Sheriff, met with the Board to discuss additional costs to the County and additional personnel staffing needs associated with compliance with provisions of Marsy's Law. Stewart said the Dept. of Environment and Natural Resources is also examining the requirements of Marsy's Law in relation to Emergency Management matters.

Passick moved, seconded by Powell and carried to authorize the Chairman to sign the 2017 renewal contract with The Village Business Institute for the Employee Assistance Program.

Powell moved, seconded by Packard and carried to authorize the Chairman to sign the Application for Abatement and Refund of Property Taxes from David and Russell Samuel Heikes for a portion of property that is exempt from the tax in question.

Cynthia Aden, Zoning Administrator, met with the Board regarding the rezoning of rural subdivisions to rural residential. Aden suggested notification of landowners and an informational meeting with landowners before any formal action.

The Board discussed small changes to the proposed zoning regulations for Concentrated Animal Feeding Operations presented at public hearing on November 22, 2016. It was the opinion of the State's Attorney that the Board can proceed with the Second Reading of the ordinance as the changes were miniscule. The Board talked about the process for Conditional Use Permits with the Planning & Zoning Commission. They also discussed sending the proposed ordinance back to SE Council of Governments for further inspection before proceeding to the Second Reading. Powell moved to reconsider the motion he made at the public hearing on November 22, 2016 for setting a date for the Second Reading. Passick seconded the motion. All voted Aye; motion passed. Powell moved, seconded by Passick to send the proposed ordinance to SECOG for close inspection regarding typos before proceeding to a Second Reading. Powell excused himself from the meeting at 11:45 a.m. It was also discussed that it could be an administrative policy to notify the County Commission of Conditional Use Permits. All voted Aye; motion passed.

At 12:05 p.m., Manning moved, seconded by Passick and carried to enter an Executive Session for personnel matters under SDCL 1-25-2.

At 12:25 p.m., Packard moved, seconded by Manning and carried to exit the Executive Session. No further action was taken.

At 12:25 p.m., Passick moved, seconded by Manning and carried to adjourn and reconvene Tuesday, December 6, 2016 at 9:00 a.m.

Travis Mockler, Chairman
Board of County Commissioners

ATTEST:

Carri R. Crum, County Auditor
