

December 29, 2015

The Board of County Commissioners met in regular session Tuesday, December 29, 2015 at 9:00 a.m. Members present: Travis Mockler, Phyllis Packard, Leo Powell, Micheal Manning, and Raymond Passick.

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

Minutes of the December 8, 2015 meeting were approved with a motion by Manning, seconded by Passick and carried.

The Board reviewed fuel quotes. Manning moved, seconded by Packard and carried to accept low bid of \$1.1410/gal. from Jerry's Service for 6000 +/- gallons of diesel fuel. Manning moved, seconded by Packard and carried to accept low bid of \$.65/gal. from Star Energy for propane at the Wakonda and Vermillion shops.

The Board discussed drainage near 309 St. ¼ mi. East of Highway 19. It was decided that the matter would be placed on a future agenda.

Passick moved, seconded by Packard and carried to pass and adopt the following Resolution #2015-19 for Contingency Transfer. All voted aye; motion carried.

**RESOLUTION # 2015-19  
Contingency Transfer**

BE IT RESOLVED by the Clay County Board of Commissioners the transfer of funds for unanticipated expenses for the current budget year from Commissioners Contingency Fund Budget (D-112):

\$36,058 to Court Appointed Attorney  
\$459 to Court Appointed Attorney – Abuse & Neglect  
\$101 to County Health Nurse  
\$766 to Mental Health  
\$1562 to Historical Society/Museums

Motion by Commissioner Packard, seconded by Commissioner Powell.

Vote of the Board: Packard Aye, Manning Aye, Passick Aye, Powell Aye, Mockler Aye. Motion carried.

Dated this 29<sup>th</sup> day of December, 2015.

Board of County Commissioners  
Clay County, South Dakota

\_\_\_\_\_  
Travis Mockler, Chairman

ATTEST:

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Carri R. Crum, County Auditor

Powell moved, seconded by Passick and carried to pass and adopt the following Plat of Andersen Conservation Easement Tract 1 in the W ½ of the NW ¼ of Section 32, T93N, R51W of the 5<sup>th</sup> P.M., Clay County, South Dakota; Max L. Andersen and Linda K. Andersen, owners, contingent upon approval signature by the Highway Authority.

**RESOLUTION OF COUNTY COMMISSIONERS**

WHEREAS it appears that the owners thereof have caused a plat to be made of the following described real property:

Plat of Andersen Conservation Easement Tract 1 in the W 1/2 of the NW 1/4 of Section 32, T93N, R51W of the 5<sup>th</sup> P.M., Clay County, South Dakota; Max L. Andersen and Linda K. Andersen, owners.

Be it resolved that the Board of County Commissioners of said County has examined the same and that it appears that the system of streets set forth therein conforms to the system of streets of existing plats and section lines of said County, that adequate provision is made for access to adjacent un-platted lands by public dedication or section line when physically accessible, and that all provisions of the subdivision regulations of said County have been complied with, and that all taxes and special assessments, if any upon the tract or subdivision have been fully paid and that such plat and the survey thereof have been executed according to law, and the same is hereby accordingly approved.

\_\_\_\_\_  
Travis Mockler, Chairman  
Board of County Commissioners

I, Carri R. Crum, County Auditor of Clay County, South Dakota do hereby certify that the within and foregoing is a true copy of the Resolution passed on December 29, 2015.

\_\_\_\_\_  
Carri R. Crum  
County Auditor, Clay County, SD

Powell moved, seconded by Packard and carried to pass and adopt the following Plat of Tract 1 of Olson’s Addition in the E 1/2 of Section 20 and in the SW 1/4 of Section 21, all in T93N, R51W of the 5<sup>th</sup> P.M., Clay County, South Dakota; John H. Davidson, Jr., Catherine F. Beard Davidson, Jeffrey J. Olson, and Jacqueline J. Olson, owners.

**RESOLUTION OF COUNTY COMMISSIONERS**

WHEREAS it appears that the owners thereof have caused a plat to be made of the following described real property:

Plat of Tract 1 of Olson’s Addition in the E 1/2 of Section 20 and in the SW 1/4 of Section 21, all in T93N, R51W of the 5<sup>th</sup> P.M., Clay County, South Dakota; John H. Davidson, Jr., Catherine F. Beard Davidson, Jeffrey J. Olson, and Jacqueline J. Olson, owners.

Be it resolved that the Board of County Commissioners of said County has examined the same and that it appears that the system of streets set forth therein conforms to the system of streets of existing plats and section lines of said County, that adequate provision is made for access to adjacent un-platted lands by public dedication or section line when physically accessible, and that all provisions of the subdivision regulations of said County have been complied with, and that all taxes and special assessments, if any upon the tract or subdivision have been fully paid and that such plat and the survey thereof have been executed according to law, and the same is hereby accordingly approved.

\_\_\_\_\_  
Travis Mockler, Chairman  
Board of County Commissioners

I, Carri R. Crum, County Auditor of Clay County, South Dakota do hereby certify that the within and foregoing is a true copy of the Resolution passed on December 29, 2015.

\_\_\_\_\_  
Carri R. Crum  
County Auditor, Clay County, SD

At 9:37 a.m., Packard moved, seconded by Powell and carried to adjourn and convene as Ditch Board.

Powell moved, seconded by Packard and carried to approve payment of an invoice in the amount of \$382.65 from Pollman Excavation, Inc. for repair of a concrete culvert on Lateral 3B.

At 9:39 a.m., Packard moved, seconded by Manning and carried to adjourn and reconvene as Board of Clay County Commissioners.

Passick moved, seconded by Powell and carried to approve payment of Welfare Case #C15-34 for a county burial as the individual meets welfare guidelines.

Philip Terwilliger, Deputy State's Attorney, met with the Board to discuss renewal of the Contract for Representation of Petitioner in Chemical Dependency Commitment Proceedings. Passick moved, seconded by Powell and carried to authorize the Chairman to sign the contract as presented.

Andy Howe, Sheriff, met with the Board to present bid specifications for a patrol SUV. Passick moved, seconded by Manning and carried to approve the specifications as presented and set the bid opening for January 26, 2016 at 9:30 a.m. Specifications are available at the Auditor's Office.

Arthur Rusch met with the Board to give an update on Senate Bill 2, for regional watershed task force.

The Register of Deeds monthly report and the Sheriff's monthly report were accepted and placed on file.

Passick moved, seconded by Packard and carried to approve payment of the following claims for payment. December Bills: (Professional Services and Fees) Andersen, Norma \$15.00; Certified Language \$21.45; City of Vermillion \$36.00; Cody, Denise \$15.00; FedEx \$44.80; Hansen, Bob \$425.00; Johnson Engineering Co. \$13,052.00; Katterhagen, Mark \$37.50; Lewis & Clark Behavior \$960.00; Lewno, Lucille M \$622.96; Mail Finance \$55.78; Microfilm Imaging Systems \$447.00; PharmChem Inc. \$258.00; Rehfuss, Cathy \$15.00; SD Dept. of Health Lab \$280.00; Swanda, Karen \$52.50; University Cleaners \$138.00 and Yankton Co Sheriff \$125.00; (Law Office) Fox & Youngberg, P.C. \$187.32 and Kogel, Linda L \$477.64; (Mental Health) Dept. of Revenue \$60.00; SD Achieve \$180.00; Dept. of Revenue \$1,876.22 and SESD Activity Cntr \$360.00; (Publishing) Broadcaster Press \$207.77; Pressing Matters \$46.00 and The Equalizer \$178.89; (Repairs and Maintenance) Bear, Inc. DBA Todd's \$274.38; Bob's Sinclair Service \$60.50; Brunick Service, Inc. \$110.00; Century Business Products \$25.00; Fast Auto Glass, Inc. \$210.00; Hartelco \$10.00; Mail Finance \$390.41; Midwest Bldg. Maint. \$24.00; Netsys Plus, Inc. \$42.50; Paul's Plumbing, Inc. \$143.14; Presto-X Company LLC \$68.84; Turner Plumbing Inc. \$202.56 and Vogal Traffic Service \$5,261.40; (Data Processing) Microfilm Imaging Systems \$467.00 and Netsys Plus, Inc. \$765.00; (Prarie Center Ditch) Clay Co Weed Dept. \$235.00; (Supplies and Materials) A & B Business \$171.74; A-Ox Welding Supply Co. \$382.74; Allied Oil & Supply \$1,024.64; Appeara \$51.51; Bob Barker Co Inc. \$130.31; Broadcaster Press \$36.00; Brock White Company \$3,000.00; Brunick Service, Inc. \$1,821.19; Campbell Supply Co. \$103.35; Charlie's Bus Service \$19.00; Davis Pharmacy \$573.07; Fast Auto Glass, Inc. \$474.64; FedEx \$72.13; First Bank & Trust Visa \$734.15; JCL Solutions – Spencer \$182.84; Jerry's Service \$1,432.50; John Deere Financial \$27.26; L.G. Everist, Inc \$686.20; Lyle Signs, Inc. \$181.30; Midwest Bldg. Maint. \$42.00; Northern Safety Co. \$243.87; Orr Farm Supply \$56.38; Pressing Matters \$21.00; Print Source \$491.00; Quill Corporation \$154.96; Riverside Hydraulics \$324.00; SD Dept. of Trans. \$30,643.45; Sioux Falls 2-Way \$109.99; Sturdevant's Auto Part \$23.20; The Equalizer \$75.00; Turner Co. Sheriff \$48.22; Western Office Tech. \$189.54 and Wheelco Brake and Supply \$331.04; (Copier Supplies) Quill Corporation \$58.56; (Travel and Conference) Brunick Service Inc. First Bank & Trust Visa \$313.60;

Mockler, Travis \$483.84; Passick, Raymond \$142.80; Quill Corporation \$88.46 and SDSU Extension Service \$174.68; (Inmate Travel) Brunick Service, Inc. \$270.00; Pennington County Jail \$101.40 and Winner Police Dept. \$69.49; (Utilities) City of Vermillion \$1,853.00; Clay Rural Water System \$43.20; Clay Union Electric Co. \$605.30; Ganschow, Dennis \$300.00; Hartelco \$79.95; McPherson, Larry \$150.00; MidAmerican Energy \$631.37; Midcontinent Communication \$270.00; Verizon Wireless \$280.07; Vermillion Garbage Svc \$216.00 and Wakonda Town \$45.35; (Payment) Brunick Service, Inc. \$1,477.61; Clay Co Historical Society \$1,536.58; The Roadhouse \$3,576.00; Vermillion Area Arts Council \$25.00; Vermillion Federal Credit Union \$33.00; Albertsen, Jody \$50.00; Brown, Laurie \$50.00; Callahan, Robin \$50.00; Hubert, Joseph \$50.00; Iacino, Noah \$50.00; Jensen, Lynn \$66.80; Jensen, Stephanie \$50.00; Leffers, Cindy \$50.00; McClenning, Michael \$50.00; Bye, Jennifer \$57.00 and Kjellsen, Rochelle \$42.20; (JDC/Special Eqp.) Vermillion Now! \$15,000.00; (Books) Kinetic Leasing \$85,404.92; (Furniture and Minor Equipment) Century Business Products \$50.00; First Bank & Trust Visa \$257.98 and Microfilm Imaging Systems \$150.00. December 2015 Payroll: Commissioners \$7,720.24, Auditor's Office \$8,599.42, Treasurer's Office \$14,650.75, States Attorney's Office \$13,948.42, Courthouse \$2,497.92, DOE's Office \$9,532.08, ROD's Office \$6,394.66, Veteran's Office \$1,630.83, Sheriff's Office \$32,524.38, County Jail \$20,620.15, 24/7 Sobriety Project \$1,315.20, LEPC \$377.67, Emerg. Mgmt. Office \$3,399.00, Highway Department \$46,337.42, WIC \$2,204.08, Extension Office \$2,791.75, Weed Department \$1,999.04, and Zoning Office \$2,270.99; Second Half of December Bills: (Payroll Withholdings) Aflac \$1,267.55; Clay Co Treasurer \$42,863.08; Colonial Life \$359.97; Conseco/Washington \$100.70; Dearborn National \$209.16; New York Life Insurance \$244.00; Optilegra Inc. \$17.92; SD Retirement System \$20,588.02; SD Supplement Retirement \$1,160.00; SDRS Roth 457(B) Plan \$350.00; United Way of Vermillion \$202.00; Vermillion Federal \$1,566.00 and Wellmark Blue Cross \$35,264.55; (Due to Other Government) SD Assn of Co Official \$280.00; State of SD Game Fish \$55.00 and Reliance Telephone \$500.00; (Professional Services and Fees) Clark Engineering Corp \$9,281.61; Cody, Denise \$22.50; Corrisoft LLC \$207.90; FedEx \$55.73; Lewno, Lucille M \$246.49; Lincoln County Treasurer \$492.00; Microfilm Imaging System \$8,730.50; Netsys Plus, Inc. \$71.25; Sanford Health Clinic \$154.60; SD Attorney General \$22.00; SD Dept of Health-Clay \$900.00; SD States Atty Assoc. \$1,006.00; State Bar of SD \$830.00; Swanda, Karen \$22.50; US Postal Service \$1,000.00; Yankton Co Sheriff \$50.00 and Yankton Co Treasurer \$591.25; (Other Professional Service) Jashua Westover \$3.00 and Scheid, Pamela M. \$1,030.78; (Law Office) Brevik Law Office LLC \$244.01; Fox & Youngberg, P.C. \$187.32; Kennedy, Pier & Knoff \$193.00; Kogel, Linda L \$10,177.39; McCulloch, James E \$12,954.24; Mikelson, Gary E; Attorney \$216.96; Peterson, Stuart, Rumpca \$5,640.14; Reed Law Office \$729.00 and Thompson Craig K \$13,141.03; (Mental Health) SD Human Services Center \$600.00; (Publishing) Star Publishing \$245.88; (Repairs and Maintenance) Brunick Service, Inc. \$80.00; Burke Engineering Sale \$4,786.00; Century Business Products \$25.00; Graham Tire Yankton \$500.00; James Heating & Cooling \$322.73; Presto-X Company LLC \$68.84 and Walker Construction \$496.00; (Data Processing/Clay Creek) Bureau of Administration \$24.00; Mastel, Bruce \$35.00 and Software Services, Inc. \$3,460.00; (Laterals 3A & 3B Expense) Pollman Excavation \$382.65; (Supplies and Materials) American Stamp & Marking \$147.84; Blue Tarp Financial \$429.98; Brunick Service, Inc. \$74.00; Butler Machinery Co. \$191.29; Campbell Supply Co. \$156.67; Certified Laboratories \$507.41; Dakota PC Warehouse \$124.98; FedEx \$37.09; First Bank & Trust Visa \$185.61; Francotyp-Postalia Inc. \$110.40; Graham Tire Yankton \$6,980.00; Hy-Vee, Inc. \$268.66; JCL Solutions – Spencer \$351.60; Jerry's Service \$7,417.64; L.G. Everist, Inc. \$3,354.28; Lawson Products, Inc. \$359.82; Marco \$219.20; Midwest Striping \$3,069.50; Mills & Miller, Inc. \$3,014.84; Natl. 4-H Council Supply \$11.90; Neve's Uniforms & Equipment \$103.98; Office Elements \$56.13; Office Systems Company \$202.50; Pharmchem, Inc. \$496.40; Pressing Matters \$175.00; Quill Corporation \$322.94; Rechnagel Construction \$318,747.92; Sanford Health Clinic \$48.90; SD Assn of Weed & Pest \$50.00; SD Dept. of Trans \$2,322.25; Sturdevant's Auto Parts \$117.87; 3-D Specialties, Inc. \$11,983.00; Titan Machinery \$244.00; Total Flooring \$5,000.00; True Value \$17.98; US Postal Service

\$9,690.00; Verizon Wireless \$12.38; Vermillion Ace Hardware \$12.99; Walmart Community/Geer \$45.500; Western Office Tech. \$212.19 and Yankton Janitorial Supply \$317.08; (Copier Supplies) Office Systems Company \$122.93; (Travel and Conference) Ganschow, Dennis \$46.20; Pederson, Paul \$45.00; SD Assn of Weed Brd \$235.00; SDSU Extension Service \$182.41 and Tri-State Ema \$10.00; (Utilities) CenturyLink \$524.84; City of Vermillion \$1,699.44; Star Energy \$761.41; Verizon Wireless \$354.06 and Vermillion Garbage Svc \$156.00; (Payment) Henderson's Exhaust \$200.00; Hy-Vee, Inc. \$641.94; Walmart Community/Geer \$162.94; Cournoyer, Ray \$906.56; Albertsen, Jody \$50.00; Brown, Laurie \$50.00; Callahan, Robin \$50.00; Iacino, Noah \$50.00; Jensen, Lynn \$66.80; Leffers, Cindy \$50.00 and McCleening, Michael \$50.00; (JDC/Special Eq. Minnehaha County JDC \$3,300.00 and I-State Truck Center \$110,644.00; (Books) Thomson Reuters – West \$784.54; (Furniture and Minor Equipment) Dakota PC Warehouse \$899.98; First Bank & Trust Visa \$62.41; Netsys Plus, Inc. \$1,723.00; Office Elements \$195.99; Vermillion Federal Credit Union \$126.14 and Western Office Tech. \$850.00; (Building and Structures) Total Flooring \$3,468.89.

The Board discussed Medicaid expansion. Packard moved, seconded by Powell and carried to authorize the drafting of a letter to be sent to the state on behalf of the Board in support of Medicaid expansion.

At 10:29 a.m., Packard moved, seconded by Passick and carried to adjourn and reconvene Tuesday, January 5, 2016 at 9:00 a.m.

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Travis Mockler, Chairman  
Board of County Commissioners

ATTEST:

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Carri R. Crum, County Auditor

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