

February 5, 2019

The Board of County Commissioners met in regular session Tuesday, February 5, 2019 at 9:00 a.m. Members present: Travis Mockler, Phyllis Packard, Leo Powell, Micheal Manning, and Richard Hammond.

Manning moved, seconded by Powell and carried to approve the agenda with the addition of the Register of Deeds desks, rescheduling of next meeting date, and tax deed property discussion.

Minutes of the January 29, 2019 meeting were approved with a motion by Packard, seconded by Powell and carried.

Highway Superintendent Rod Polley met with the Board to discuss highway matters. Powell reported he received a complaint regarding 302 St. & Greenfield Rd. and a citizen request for a 4-way stop sign. It was discussed that a 4-way stop sign would not be ideal, but at Powell's request, Polley said he will check with the state regarding requirements for rumble strips to see if that road would qualify.

Polley and Zoning Administrator Cynthia Aden discussed haul road agreement forms. Aden said the zoning regulations require it in certain sections. Mockler suggested that each situation will need to be considered individually; subdivisions and farming operations are all different as it pertains to road maintenance specifications. The Board discussed situations around the county where a documented road haul agreement would be necessary. Aden discussed who would be responsible for enforcing the agreements. Powell suggested contacting the SE Council of Governments (SECOG), and Hammond said SD Local Transportation Assistance Program (SDLTAP) may be able to help create a form. Aden said she will call SECOG, and Polley said he will call SDLTAP. It was decided that the topic would be placed on the March 5, 2019 meeting to give them time to obtain information.

Polley said the bridge removal estimates for #14-130-176 (between Sec. 31 & 32 on 465 Ave.) and #14-133-170 (between Sec. 32 & 29 on 314 St.) did not come in on time, so the topic will be discussed in a future meeting. Polley discussed that two other bridge projects, including #14-150-006 near the Landeen property, will be delayed until the 2020 construction season.

The Board discussed 80,000 maximum load limits for the roads during spring load limits. Polley said that although it is too late for 2019, he would like to keep it in mind for 2020.

At 9:43 a.m., Manning moved, seconded by Hammond and carried to adjourn and convene as Clay County Ditch Board.

Don Logue, Tom Logue, and Kent Stockland appeared to request a 36" culvert be placed along the Clay Creek Ditch in Section 30 in Bethel Township. It would require 600 ft of digging and the culvert installation to allow the water to drain to the North and the East. Kent Stockland would then be able to drain his land, where he has had crops one year in the past seven years. Powell moved, seconded by Packard and carried to authorize the work as long as utilities are contacted and payment for the culvert by the Ditch Board but digging to be at the landowner's expense.

Don Logue also requested maintenance be done along the ditch from 452 Ave. to 454 Ave. to remove sluffing. Polley said the drone can be used to inspect it. Mockler said the annual meeting is February 26th, so the matter can be discussed at the meeting.

Polley discussed with the Board that the bridge south of Bobby Johnson's that washed out a few years ago was paid for by the county. He said according to statute, the expense of moving, repairing, enlarging, or replacing bridges across a drainage project is to be shared equally between the drainage district and the county road & bridge fund. Deputy State's Attorney Philip Terwilliger reviewed the statute. Polley said it is something to remember for future projects.

At 10:00 a.m., Powell moved, seconded by Hammond and carried to adjourn and reconvene as Board of Clay County Commissioners.

Polley further discussed old ditch minutes and the statutes regarding the bridges along the ditch. Powell said it was the Ditch Board's problem at that time for allowing the ditch to be dug wider and deeper in the past. Mockler requested that Terwilliger review the statutes to make sure they are still in place.

Manning moved, seconded by Powell and carried to authorize the Chairman to sign a jail boarding contract with Thurston County, NE.

The Board discussed desks in the Register of Deeds Office. Manning said he visited with the Register of Deeds last week to observe the working conditions. It was the consensus of the Board that new desks be ordered.

Mockler reported to the Board that the county has tax deed properties which are now ready to be sold.

The Board discussed the Courthouse, jail, and law enforcement project. Auditor Carri Crum briefed the Board on the tours of the Plymouth County, IA and Sioux County, IA facilities that the facility planning committee participated in.

Manning excused himself from the meeting at 10:39 a.m.

Terwilliger discussed the recent legislative cracker barrel.

Packard moved, seconded by Hammond and carried to reschedule the February 12, 2019 meeting to Friday, February 15, 2019.

At 10:48 a.m. Powell moved, seconded by Packard and carried to adjourn and reconvene Friday, February 15, 2019 at 9:00 a.m.

Travis Mockler, Chairman
Board of Clay County Commissioners

Attest:

Carri R. Crum, County Auditor