

April 24, 2018

The Board of County Commissioners met in regular session Tuesday, April 24, 2018 at 9:00 a.m. Members present: Travis Mockler, Phyllis Packard, Leo Powell, Micheal Manning, and Richard Hammond.

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

Minutes of the April 10, 2018 meeting were approved with a motion by Powell, seconded by Manning and carried.

Rod Polley, Highway Superintendent, met with the Board to discuss highway matters. He reported that weight limits will be removed Wednesday.

It was reported that the Highway Department switched to four 10-hour days on Monday.

Polley discussed with the Board small structures in the county as well as damage to bridges from others and others' maintainers that the county has been repairing. It was decided that Polley would work with the State's Attorney to send letters to the townships and particularly stating that one deteriorating structure will be closed.

A second reading was held for Ordinance #2018-01 for Rezoning of Heglin Tract 1 NE1/4 NE1/4, Section 2, Township 95N, Range 51W of the 5<sup>th</sup> P.M., Clay County, SD (29715 469 Ave.) from Commercial to Agriculture in order for the landowner to build a single-family home. No one appeared in opposition and no written correspondence was received. Manning moved, seconded by Packard to adopt Ordinance #2018-01. Roll call vote: Hammond Aye, Manning Aye, Powell Aye, Packard Aye, Mockler Aye. Motion passed.

**ORDINANCE #2018-01**

**AN ORDINANCE AMENDING ORDINANCE #2013-04 (UPDATED WITH AMENDMENTS THROUGH #2017-01)  
BY REZONING CERTAIN PROPERTY**

BE IT ORDAINED BY CLAY COUNTY, SOUTH DAKOTA:

That Ordinance #2013-04 be amended as follows:

Zoning change from C: Commercial to A-1: Agriculture in order to build a single-family home. The legal description of the property is: Heglin Tract 1 NE1/4 NE1/4, Section 2, Township 95N, Range 51W of the 5<sup>th</sup> P.M., Clay County, SD. And the official zoning map is amended to include the property in A-1 Agriculture.

Planning Commission Public Hearing: February 26, 2018

First Reading: April 3, 2018

Second Reading & Adoption: April 24, 2018

Publication: May 3 & 4, 2018 and May 10 & 11, 2018

Effective Date: May 31, 2018

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Travis Mockler, Chairperson, Clay County  
Board of County Commissioners

ATTEST:

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Clay County Auditor

Layne Stewart, Emergency Management Director, met with the Board to present the SLA Quarterly Activity Report. Powell moved, seconded by Packard and carried to authorize the Chairman to sign the SLA Quarterly Activity Report.

Leslie Mastroianni of the Southeastern Council of Governments met with the Board to discuss funding options for the potential space needs project. She discussed a low interest loan program and a community development block grant program. Alexis Tracy, State's Attorney, discussed statutes regarding building or improvement projects.

Andy Howe, Sheriff, met with the Board to present property to be declared surplus. Manning moved, seconded by Powell and carried to declare a Glock pistol surplus and authorize a private sale following appraisals according to procedure.

Donald Gregg met with the Board to discuss property line disputes regarding his property. It was the opinion of the Board, upon advisement of the State's Attorney, that the matter is a civil issue, and the County has no authority over the matter.

Powell moved, seconded by Manning and carried to approve the following claims for payment.

The Register of Deeds, Veterans/Welfare/Zoning, and Vermillion Public Library Board reports were accepted and placed on file.

At 10:49 a.m., Powell moved, seconded by Packard and carried to adjourn and convene as Clay County Ditch Board.

Polley presented photos of trees to be removed along the Yankton Clay Ditch and discussed specifications for removal. The Board decided it is best for stability of the bank to cut the trees and spray them, leaving the stumps in the ground. It was decided that the project be bid. He also discussed trees near Holmes Welding and said the Highway Dept. personnel will try to cut them down.

At 11:12 a.m., Packard moved, seconded by Manning and carried to adjourn and reconvene as Board of Clay County Commissioners.

At 11:16 a.m., Manning moved, seconded by Packard and carried to enter an Executive Session for personnel and legal matters per SDCL 1-25-2.

At 12:04 p.m., Powell moved, seconded by Hammond and carried to exit the Executive Session.

At 12:04 p.m., Manning moved, seconded by Packard and carried to adjourn and reconvene Tuesday, May 1, 2018 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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