

April 26, 2016

The Board of County Commissioners met in regular session Tuesday, April 26, 2016 at 9:00 a.m. Members present: Travis Mockler, Leo Powell, Raymond Passick and Micheal Manning; Phyllis Packard was absent.

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

Minutes of the April 12, 2016 meeting and the April 12, 2016 County and Consolidated Equalization Board minutes were approved with a motion by Manning, seconded by Passick and carried.

Cynthia Aden, Zoning Administrator, met with the Board to present a plat on behalf of Bye Real Estate, L.L.C. Aden reported that the plat is dividing one piece of land into four pieces, it meets zoning requirements, and was unanimously approved by the Planning & Zoning Commission. The Board discussed the road maintenance and drainage. Mike Manning was present and asked if the road could be turned over to the township. Paul Hasse said the owners could petition the township to take over the road, and if the township does not agree, then they could sue the township. Hasse also questioned the setbacks, to which Aden responded that there is plenty of room for the setbacks. Hasse also questioned the utility easement, and Aden said it is not required by the county to have it on the plat. Hazen Bye stated the road is an issue, but the task at hand is whether to plat the lots, and the road and utility easements will be taken care of in the future at the time of obtaining building permits. Powell moved, seconded by Passick to pass and adopt the following Resolution for Plat of Lots 7 thru 10, Ryken Subdivision, in Government Lot 4, Section 21, T92N, R53W of the 5th P.M., Clay County, South Dakota; Joseph Hubert, Glynis Erickson and Hazen Bye, as members of Bye Real Estate, L.L.C., owners. All voting aye; motion passed.

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 Lots 7 thru 10, Ryken Subdivision, in Government Lot 4, Section 21, T92N, R53W of the 5th P.M., Clay County, South Dakota; Joseph Hubert, Glynis Erickson and Hazen Bye, as members of Bye Real Estate, L.L.C., 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 April 26, 2016.

Carri R. Crum
County Auditor, Clay County, SD

Cynthia Aden, Welfare Director, met with the Board to present Welfare Case #C16-12 for a county burial. Powell moved, seconded by Manning and carried to approve payment of the claim.

Jill Munger, Community Health Nurse, met with the Board to discuss the Point of Dispensing (POD) Grant. Passick moved, seconded by Manning and carried to authorize the Chairman's signature for acceptance of the \$3,000 grant.

At 9:30 a.m., a public bid opening was held for a truck box, plow, and quick attach for a Highway Department truck. Bids were opened and read aloud. The bids were as follows: Custom Truck Equipment \$75,140, Northern Truck Equipment \$72,246, and Sanitation Products \$73,824. Polley excused himself from the meeting briefly to review the bids and ensure they met specifications.

Jim Wilson, Clay County Historic Preservation Commission (CCHPC), met with the Board to discuss the possibility of preserving certain handwritten Courthouse records. Passick inquired whether there might be grants to provide for such a project. Wilson said the records could be scanned and made available on the website. It was agreed that cost estimates would be discussed at budget request time. Wilson also gave a brief update on current projects of the CCHPC.

The Board discussed drainage west of Auss Station. Powell reported that he discussed the matter with Polley. Mockler said he went to look at the site. It was discussed that cleaning the road ditch likely would not improve the matter.

Powell moved, seconded by Manning and carried to approve the following claims for payment. April Bills: Commissioners \$7,874.50, 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 \$31,843.43, County Jail \$20,069.04, 24/7 Sobriety Project 1,290.96, LEPC \$385.25, Emerg. Mgmt. Office \$3,467.00, Highway Department \$37,606.65, WIC \$2,200.10, County Nurse 154.15, Extension Office \$2,847.58, Weed Department \$691.88, and Zoning Office \$2,405.87; (Due to Other Government) State of SD Game Fish \$504.00; (Clearing Fund – Misc.) SD Dept of Labor; \$199.68 (Payroll Withholdings) Aflac \$1,276.65; Clay Co Treasurer \$40,485.10; Colonial Life \$359.97; Consec/Washington \$24.45; Dearborn National \$207.69; New York Life Insurance \$244.02; Optilegra Inc. \$17.952; SD Retirement System \$19,590.00; SD Supplement Retirement \$1,535.00; SDRD Roth Plan \$400.00; United Way of Vermillion \$238.00; Vermillion Federal Credit Union \$1,566.00 and Wellmark Blue Cross \$36,603.93; (Professional Services and Fees) Cody, Denise \$57.00; Counsel \$7.12; FedEx \$31.70; Johnson Engineering Co. \$1,296.74; Lewno. Lucille M \$381.98; Lincoln County Treasurer \$130.50; Sanford Health Clinic \$693.34; Swanda, Karen \$57.00; (Other Professional Services and Fees) Schaeffer, Dean \$42.00 and Yankton Co Sheriff \$50.00; (Law Office) Peterson, Stuart, Rump \$5,978.55; (Repairs and Maintenance) Butler Machinery Co. \$1,839.20; Hollenbeck, Lauren \$84.79; Netsys plus, Inc.

\$42.50 and Presto-X Company LLC \$6/.84; (Data Processing) Mastel, Bruce \$35.00; (Supplies and Materials) Brunick Service, Inc. \$1,921.20; Butler Machinery Co. \$4,162.57; Campbell Supply Co. \$70.23; DS Solutions, Inc. \$192.50; Girard Auction \$600.00; Hollenbeck, Lauren \$15.80; Hy-Vee, Inc. \$931.94; L.G. Everist, Inc. \$53,142.80; Layne's World, Inc. \$35.00; Lowell Cook \$8,381.00; Mart Auto Body & Marina \$131.08; SD Continuing Legal \$10.60; Sturdevant's Auto Parts \$343.15; Sundet, Laura \$19.97; Verizon Wireless \$13.26; Vermillion Ace Hardware \$14.95 and One Office Solution \$8.82; (Travel and Conference) D-Ware Inc. \$165.00; Hays, Brent \$28.00 and Polley, Rodney \$28.00; (Utilities) CenturyLink \$439.00; City Of Vermillion \$1,882.80; Verizon Wireless \$453.57 and Vermillion Garbage Svc \$156.00; (Payment) Walmart Community/Gecr \$149.00; Ballard, Madonna \$50.00; Ehlers, Jamie \$50.00; Emmick, Brian \$60.08; Knedler, Beth \$58.40; Prusa, Karen \$60.92; Sevensing, Diane \$50.00; Shumaker, Sandra \$50.00; Wiedrich, Nancy \$70.16 and Zuercher, Nancy \$50.00; JDC/Special Eq.) SD Assn of Co Official \$2,461.48; I-State Truck Center \$110,644.00; (Books) Thomson Reuters – West \$90.78; (Furniture and Minor Equipment) A & B Business \$198.62; Netsys Plus, Inc. \$146.25.

The Vermillion Public Library Board reports were accepted and placed on file.

The Board reviewed the following General Fund Surplus Analysis.

CLAY COUNTY
GENERAL FUND SURPLUS ANALYSIS
DATE March 31, 2016

The amount of General Fund dollars that counties can retain as surplus is restricted by SDCL 7-21-18.1 which states: "The total unreserved, undesignated fund balance of the general fund may not exceed forty percent of the total amount of all general fund appropriations contained in the budget for the next fiscal year. The total unreserved, undesignated fund balance of the general fund of the county as of March thirty-first and September thirtieth shall be published in the minutes of the proceedings of the board of county commissioners and reported to the Department of Legislative Audit. The report shall be on forms prescribed by the Department of Legislative Audit."

The following analysis should be completed as of March thirty-first and September thirtieth of each year. Thereafter, the unreserved, undesignated fund balance amount should be published in the minutes of the governing board. This analysis should also be filed with the Department of Legislative Audit.

ASSETS AND DEFERRED OUTFLOWS OF RESOURCES:

Assets:

10100	Cash	\$ 1,854,251.24
10200	Cash Change	<u>\$ 600.00</u>
10300	Petty Cash	<u>\$ 100.00</u>
10800	Taxes Receivable--Current	<u>\$ 4,133,886.14</u>
11000	Taxes Receivable--Delinquent	<u>\$ 107,439.46</u>

11XXX	Other Receivables	_____
12800	Notes Receivable	_____
13100	Due from Other fund	_____
13200	Due from Other Government	_____
13300	Advance to Other Fund	_____
14100	Inventory of Supplies	_____
15100	Investments	_____
1XXXX	Other Assets	_____

Deferred Outflows of Resources:

19800	Other Deferred Outflows of Resources	_____
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TOTAL ASSETS AND DEFERRED OUTFLOWS OF RESOURCES

\$ 6,096,276.84

LIABILITIES, DEFERRED INFLOWS OF RESOURCES AND FUND BALANCES:

Liabilities:

20100	Claims Payable	_____
20200	Accounts Payable	_____
20800	Due to Other Funds	_____
20900	Due to Other Governments	_____
21600	Accrued Wages Payable	_____
21700	Payroll Withholding Payable	_____
22300	Unearned Revenue	_____
2XXXX	Other liabilities	_____

Deferred Inflows of Resources:

25000	Unavailable Revenue--Property Taxes	\$ 4,241,325.60
25100	Unavailable Revenue--Special Assessments	_____
25200	Other Deferred Inflows of Resources	_____

Fund Balances:

27300	Nonspendable	_____
27400	Restricted	_____
27500	Committed	_____
27600	Assigned	_____
27601	Subsequent Year's Budget (GF Budget's Cash Applied amount)	

(choose one of the following amounts based on filing date)

March = 75% of GF's cash applied in current budget _____

September = 25% of GF's cash applied in current budget + 100% of GF's cash applied in next year's budget. \$ 327,405.75

December = 100% of GF's cash applied in next year's budget. _____

27602	Capital Outlay Accumulations	
27604	Assigned - 911 Purposes	\$ 29,600.00
27697	Assigned - City Ambulance	\$ 85,000.00
27700	Unassigned	\$ 1,412,945.49

**TOTAL LIABILITIES, DEFERRED INFLOWS OF RESOURCES
AND FUND BALANCES**

\$ 6,096,276.84

Following Year's General Fund Budget
(use current year for March analysis)

\$ 5,380,225.00

The unassigned fund balance, account 27700,
divided by the following year's General Fund budget
resulting in the fund balance percentage

<u>26%</u>

The Board discussed littering and trash issues regarding construction trash blowing around an area in the county. Powell discussed the need for an ordinance on the matter, and the Board consulted with Teddi Gertsma, State's Attorney.

Polley returned to the meeting and stated the bids met specifications. He recommended that the Board accept the low bid from Northern Truck Equipment. Powell moved, seconded by Passick and carried to accept the low bid of \$72,246 from Northern Truck Equipment. The Board thanked the bidders.

Rod Polley, Highway Superintendent, and Dan Johnson, Johnson Engineering, met with the Board to discuss requirements of the Bridge Improvement Grant (BIG) Program. Polley reviewed the bridges that qualify for the program. Johnson discussed sufficiency and NBI ratings for the county's bridges that are used to qualify bridges for the BIG Program.

Polley discussed a letter received from Robert Wood regarding dust on 313 St. between University and Highway 19. He reported that dust control spray would cost approximately \$2,667 and presented a map marked with areas throughout the county for which he has received dust complaints. The Board agreed that it would be cost-prohibitive for the county to spray all areas with dust issues.

Polley discussed with the Board structure #14-122-133. Powell moved, seconded by Passick and carried to pass and adopt the following Resolution #2016-07 to Delete Structure #14-122-133 from NBIS BrM Database.

**RESOLUTION #2016-07
Delete Bridge from NBIS**

The Clay County Board of Commissioners is in agreement with SDDOT that the following structure(s) should be deleted from the National Bridge Inventory System (NBIS) for the following reason(s):

STRUCTURE ID, LOCATION and REASON FOR DELETION:

14-122-133 13.3S & 12.2E of Irene Structure has been permanently closed
to public travel with no intent to replace.

The Commission is aware of the following stipulations once a structure is deleted from the NBIS Inventory:

1. Federal Bridge funds will not be available for structure replacement or rehabilitation
and
2. The structure will only be added to the Inventory following replacement, using County funds.

Upon receipt of this resolution, the above structure(s) will be deleted from inventory.

Vote of Commissioners: Yes 4 No 0

Dated at Vermillion, SD, this 26th day of April, 2016.

Attest:

Carri R. Crum, County Auditor

Travis Mockler, Chairman
Board of County Commissioners
Clay County, South Dakota

Polley reported that Pollman Excavation will be trying to blade Saginaw Avenue on Wednesday.

At 11:12 a.m. Powell moved, seconded by Manning and carried to adjourn and reconvene
Tuesday, May 3, 2016 at 9:00 a.m.

ATTEST:

Carri R. Crum, County Auditor

Travis Mockler, Chairman
Board of County Commissioners
