

June 28, 2016

The Board of County Commissioners met in regular session Tuesday, June 28, 2016 at 9:00 a.m. Members present: Phyllis Packard, Leo Powell, Raymond Passick and Micheal Manning; Travis Mockler was absent.

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

Minutes of the June 14, 2016 meeting were approved with a motion by Powell, seconded by Passick and carried.

Rod Polley, Highway Superintendent, met with the Board to discuss highway matters. A change order was discussed to allow for additional asphalt on the Loop Road. Powell moved, seconded by Manning and carried to accept the proposal from Double H Paving, Inc. for Change Order #3 on the Saginaw Avenue project with a substantial completion of July 15, 2016, final completion of the total project to be August 1, 2016, and to authorize the Vice Chair's signature.

At 9:32 a.m., Passick moved, seconded by Powell to adjourn and convene as Board of Adjustments.

A variance hearing was held to consider a request for variance on behalf of Dan and Carrie Mart at Lot 3 Holter Wagner 21-92-53 (Norway Township) to allow for building without blocking natural drainage. Cynthia Aden, Zoning Administrator, was present and reported that a similar variance was granted in the past to another property in the area. The Clay County Zoning Board of Adjustments granted the variance. No one appeared in opposition, and no written correspondence was received. Powell moved, seconded by Passick and carried to grant the variance.

At 9:37 a.m., Powell moved, seconded by Manning and carried to adjourn as Board of Adjustments and reconvene as Board of Clay County Commissioners.

Passick moved, seconded by Manning and carried to approve the following claims for payment. June Bills: Commissioners \$7,874.50, Auditor's Office \$9,049.67, Treasurer's Office \$15,229.43, States Attorney's Office \$16,935.67, 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 \$33,030.87, County Jail \$21,405.07, 24/7 Sobriety Project 1,364.00, LEPC \$385.25, Emerg. Mgmt. Office \$3,467.00, Highway Department \$35,210.69, County Nurse 2,354.25, Extension Office \$2,847.58, Weed Department \$9,503.71, and Zoning Office \$2,317.31; (Due to Other Government) State of SD Game Fish \$464.00; (Payroll Withholdings) Aflac \$1,276.65; Clay Co Treasurer \$43,209.34; Colonial Life \$359.97; Conseco/Washington \$24.45; Dearborn National \$207.69; New York Life Insurance \$244.02; Optilegra Inc. \$17.92; SD Retirement System \$19,432.40; SD Supplement Retirement \$1,560.00; SDRS Roth Plan \$400.00; United Way of Vermillion \$238.00; Vermillion Federal Credit Union \$1,566.00 and Wellmark Blue Cross \$36,6706.23; (Professional Services and Fees) Cody, Denise \$15.00; Flex System (Tasc) \$1,308.58; Katterhagen, Mark \$15.00; Lewno, Lucille M \$150.46; Netsys Plus, Inc. \$113.75; Yankton Co Sheriff \$50.00; Yankton Co Treasurer \$139.25 and Yankton Medical Clinic

\$127.16; (Law Office) Kogel, Linda L \$2,310.67; McCulloch, James E \$3,841.97; Mikelson, Gary E Attorney \$191.88; Peterson, Stuart, Rumpca \$5,978.55 and Thompson, Craig k \$1,310.56; (Repairs and Maintenance) Century Business Products \$25.00; Erickson Solutions \$1,485.00; Flex System (Tasc) \$60.84; Harding Glass \$66.33; Midwest Bldg. Maint. \$24.00; Netsys Plus, Inc. \$661.25; Osborne, Kent \$900.00; Pressing Matters \$2,302.00; Presto-X Company LLC \$68.84; Ranney, William \$180.00; Shire Properties LLC \$2,400.00; Total Flooring LLC \$984.66; Vermillion Area Chamber \$200.00 and Wilharm, Jessi \$37.43 (Data Processing) Bureau of Administration \$24.00; (Supplies & Materials) Brunick Service, Inc. \$107.94; Campbell Supply Co. \$230.20; Cornhusker International \$65.16; Election Systems \$1,751.06; FedEx \$78.16; Hy-Vee, Inc. \$55.36; JCL Solutions \$422.19; Lawson Products Inc. \$282.19; Northern Safety Co. \$154.41; Office Elements \$199.26; Quill Corporation \$474.12; Sanford Health Clinic \$23.80; Sign-up Ltd. \$23.96; Fickbohm, Colleen \$425.00; Sturdevant's Auto Parts \$169.93; Truenorth Steel \$834.75; Verizon Wireless \$13.26; Vermillion Ace Hardware \$48.90 and Walmart Community/Gecr \$71.84 (Copier Supplies) Quill Corporation \$31.99; (Travel and Conference) Beringer, Jessica \$89.34; Best Western Ramkota \$210.08; Klunder, Nicole \$36.00; Lunn, Gene \$32.00; Manning, Linda \$36.00; Nilsen, Kyle \$34.44; Rodriguez, Ricardo \$46.62; SDAAO C/O Wendy Semmler \$600.00; Stewart, Layne \$64.76 and Taggart, Rhonda \$36.00; (Utilities) City of Vermillion \$2,322.90; Verizon Wireless \$89.41; Verizon Wireless \$280.07 and Vermillion Garbage Svc \$156.00; (Payment) Brunick Service, Inc. \$46.95; Hy-Vee, Inc. \$420.40; Integrated Weed Control \$1,500.00; Quality Motors \$318.66 and Walmart Community/Gecr \$119.20; (Buildings and Structures) Naturescaping Design \$12,179.00; (Books) Thomson Reuters – West \$601.51; Vermillion Ace Hardware \$368.96; (Furniture and Minor Equipment) Netsys Plus, Inc. \$2,500.00.

Larry Brady appeared during Visitors to be Heard to request that Rod Polley, Highway Superintendent, oversee the paving work at the Ponderosa which is being completed with private funds. Polley clarified that the County has an engineer hired to oversee the Loop Road project. Passick suggested that Polley have no official capacity or responsibility, but if he is present he could observe and point out any potential issues to Brady who would then handle it. Teddi Gertsma, State's Attorney, cautioned that Polley would be acting outside the scope of his employment. Powell said that the county officials are public servants, and the minutes could reflect the intent of the Board in authorizing Polley to observe but not be responsible in any way for the project. Polley also offered to contact SDLTAP to see if that organization could help. Manning echoed Gertsma's concerns and worried about setting a precedent and any potential injuries as well. Kumoli Ramakrishnan said they asked that the county recognize that the Ponderosa residents are part of the taxpayers that the county serves, and again clarified that they are not expecting Polley to be responsible for the project, just to observe and point out any potential problems.

Passick moved, seconded by Manning and carried to pass and adopt the following Resolution #2016-08 for Fund Transfer.

**RESOLUTION # 2016-08
FUND TRANSFER**

BE IT RESOLVED by the Clay County Board of Commissioners the transfer of funds from the General Fund (10100) in the amount of \$761,192 to Highway Fund (20100) and \$22,384 to Emergency Mgmt. Fund (22600) as levied for in the 2016 Budget.

Motion by Commissioner Passick seconded by Commissioner Manning.

Vote of the Board:

Packard Aye, Manning Aye, Passick Aye Powell Aye, Mockler Absent. Motion carried.

Dated this 28th day of June, 2016

Board of County Commissioners
Clay County, South Dakota

Phyllis Packard, Vice Chair

ATTEST:

Carri R. Crum, County Auditor

Powell moved, seconded by Manning and carried to pass and adopt the following Resolution #2016-09 for Contingency Transfer.

RESOLUTION # 2016-09
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):

\$22,000 to Court Appointed Attorney (10100X4222153)

\$4,300 to Coroner – Post Mortem (10100X4290213)

Motion by Commissioner Powell, seconded by Commissioner Manning.

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

Dated this 28th day of June, 2016.

Board of County Commissioners
Clay County, South Dakota

Phyllis Packard, Vice Chair

ATTEST:

Carri R. Crum, County Auditor

Manning moved, seconded by Passick and carried to declare surplus the tax deed property at 30178 Greenfield Rd.

Department heads spoke with the Commissioners regarding the quarterly department head meeting. It was requested that a Commissioner Liaison be appointed to attend the meetings. Packard was selected. Courthouse security concerns were discussed as well as the 2017 payroll for department heads. The Commissioners directed the department heads to put in their budget requests a 3% increase plus the 2% cost of living allowance for 2017.

At 10:25 a.m. Manning moved, seconded by Powell and carried to adjourn and reconvene Thursday, July 5, 2016 at 9:00 a.m.

ATTEST:

Phyllis Packard, Vice Chair
Board of County Commissioners

Carri R. Crum, County Auditor
