

September 29, 2015

The Board of County Commissioners met in regular session Tuesday, September 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 with an update on the downtown Termes mural project and the Wakonda recycling trailer project.

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

Jill Munger, Community Health Nurse, met with the Board to discuss county employee flu vaccines. Powell moved, seconded by Packard and carried to authorize payment of flu vaccines for county employees who desire to receive it from the Community Health Nurse's Office.

Rod Polley, Highway Superintendent, met with the Board to discuss highway matters. Passick moved, seconded by Manning and carried to accept low bid of \$1.9914/gal. from Jerry's Service for 1600 gallons of 10% Ethanol blend fuel. Manning moved, seconded by Packard and carried to accept low bid of \$1.6095/gal. from Jerry's Service for 7300 gal. +/- of #2 Diesel fuel.

Polley reported that there is a possibility of obtaining some concrete filler for the washout north of Burbank rather than hay bales.

Polley said the Riverside Township board has contacted him with a plan to replace the wooden bridge with two 36" culverts at 303 St. & 461 Ave. It was the consensus of the Board to have the Riverside Township board come to a future meeting to further discuss the situation.

The Saginaw Ave. construction project progress was interrupted because an individual drove on a barricaded portion of the site, causing the contractor to need to repair the damage. The Sheriff's Office was notified and took action.

Cynthia Aden, Zoning Administrator, met with the Board to present two plats. Passick moved, seconded by Powell to pass and adopt the following resolution for plat of Tracts 53A, 53B, and 53C of Hansen Farms Addition in Section 14, T95N, R52W of the 5th P.M., Clay County, South Dakota; Roger A. Hansen D/B/A Hansen Properties, owners. All voted aye; motion carried.

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 Tracts 53A, 53B, and 53C of Hansen Farms Addition in Section 14, T95N, R52W of the 5th P.M., Clay County, South Dakota; Roger A. Hansen D/B/A Hansen Properties, 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 September 29, 2015.

Carri R. Crum
County Auditor, Clay County, SD

Manning moved, seconded by Passick to pass and adopt the following resolution for plat of Tract 1 & 2 of Nikkel Addition in the N ½ of the SW ¼ of Section 1, T92N, R51W of the 5th P.M., Clay County, South Dakota; Timothy D. Nikkel and Eve P. Nikkel, owners. All voted aye; motion carried.

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 & 2 of Nikkel Addition in the N ½ of the SW ¼ of Section 1, T92N, R51W of the 5th P.M., Clay County, South Dakota; Timothy D. Nikkel and Eve P. Nikkel, 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 September 29, 2015.

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Layne Stewart, Emergency Management Director, met with the Board to present the 2016 State & Local Agreement and the Federal Emergency Management Agency Integrated Public Alert and Warning System Program Agreement. Powell moved, seconded by Packard and carried to authorize the Chairman to sign the 2016 State & Local Agreement. The Federal Emergency Management Agency Integrated Public Alert and Warning System Program Agreement would allow the county to send emergency information to cell phone towers in the area, which would send alerts to all cell phone users in the event of a FEMA disaster. Powell moved, seconded by Packard and carried to authorize Layne Stewart to sign the agreement.

Douglas Sharples appeared during Visitors to be Heard to say that he is a Cub Scout and asked some questions of the Commissioners as part of his Cub Scout project.

The Vermillion Public Library Board, Sheriff's, and Register of Deeds monthly reports were accepted and placed on file.

Powell moved, seconded by Packard and carried to approve the following claims for payment. September 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 \$30,739.84, County Jail \$20,612.40, 24/7 Sobriety Project \$1,176.56, LEPC \$377.67, Emerg. Mgmt. Office \$3,399.00, Highway Department \$37,090.42, Community Health Nurse \$2,204.08, Extension Office \$2,791.75, Weed Department \$3,453.34, and Zoning Office \$2,249.35 September Bills: (Payroll Withholdings) Aflac \$1,267.55; Clay Co Treasurer \$39,862.54; Colonial Life \$359.97; Conseco/Washington \$100.70; Dearborn National \$209.16; New York Life Insurance \$244.02; Optilegra Inc. \$17.92; SD Retirement System \$19,055.38; SD Supplement Retirement \$1,135.00; SDRS Roth 457(B) Plan \$350.00; United Way of Vermillion \$202.00; Vermillion Federal \$1,066.00 and Wellmark Blue Cross \$32,836.93; (Professional Services and Fees) Billings, John P \$2,109.50; Certified Languages Inc. \$23.10; Clark Engineering Corp. \$7,815.62; Cody, Denise \$43.50; Corrisoft LLC \$99.00; Crum, Carri R \$68.00; FedEx \$29.93; GEO Tek Engineering \$285.00; Houska, DDS Randy \$234.00; Johnson Engineering Co \$2,140.00; Lewno, Lucille M \$425.73; Lincoln County Treasurer \$253.80; Netsys Plus Inc. \$247.00; SD Assn of Co Officials \$332.00; SD Dept. of Health Lab \$420.00; Security Shredding Svc. \$70.00; Swanda, Karen \$43.50; Vermillion/Clay EMS \$121.36; Yankton Co Sheriff \$125.00 and Yankton Co Treasurer \$136.25; (Other Professional Services) Schaefer, Dean \$222.00 and Schied, Pamela M. \$482.50; (Law Office) Den Herder Law Office \$192.91; Harmelink, Fox Ravnsb \$165.50; James & Larson Law \$227.25; McCulloch, James E \$3,139.32; Peterson, Stuart, Rump \$5,640.14; Reed Law Offices \$414.00 and Thompson, Craig K \$433.96; (Publishing) Broadcaster Press \$458.83; (Rentals) Schneider Corporation \$2,115.00; (Repairs and Maintenance) A & B Business \$164.12; Aden, John \$164.12; Bear, Inc. DBA Todd's Electric \$63.25; Bonte, Ken \$1,220.00; Century Business Products \$27.24; Double H Paving Inc. \$205,652.34; Hartelco \$10.00; Johnson Controls, Inc. \$926.38; Midwest Bldg. Maint. \$24.00; Northern Truck Equip. \$665.00 and Office Systems Company \$202.00; (Data Processing/Clay Creek) Mastel, Bruce \$35.00; MicroFilm Imaging System \$1,772.00; Software Services, Inc. \$840.00; (Supplies & Materials) A-Ox Welding Supply Co. \$153.76; Appera \$41.67; Bob Barker Co Inc. \$142.68; Brunick Service, Inc. \$17.00; Campbell Supply Co. \$294.06; Certified Laboratories \$507.41; City of Vermillion \$8,000.00; Cmoore Pit Service \$120.00; Concrete Materials \$67,244.10; Davis Pharmacy \$347.68; Diamond Mowers Inc. \$834.17; First Bank & Trust Visa \$164.55; Gempler's \$215.65; JCL Solutions – Spencer \$443.85; Jebro Inc. \$187.50; Jerry's Service \$1,725.35; Lawson Products, Inc. \$90.10l; Lyle Signs, Inc. \$1,059.66; Marco \$218.66; Northern Truck Equip. \$4,163.05; Pressing Matters \$291.00; SD Dept. of Trans. \$284.74; Sturdevant's Auto Parts \$509.90; Truck-Trailer Sales \$58.30; Ultramax \$434.50; Union County Hwy Dept. \$2,703.38; UPS \$78.64; Verizon Wireless \$12.13; Walmart Community/Gecr \$76.29; Wheelco Brake and Supply \$211.56 and Yankton Computer \$99.71; (Copier Supplies) Office Systems Company \$137.18; (Travel and Conference) Best Western of Huron \$208.00; Best Western Ramkota \$836.91; Ganschow, Dennis \$262.04; Hollenbeck, Lauren \$74.40; Howe, Andy \$87.00; Husby, Tiffany \$81.00; Olson, Jane \$74.50; Polley, Rodney \$27.00; Powell, Cathi \$68.00; SD LTAP \$170.00; SD Sheriff's Assn \$85.00; SDSU

Extension Service \$45.82 and Stewart, Layne \$220.40; (Inmate Travel) Jerry's Service \$113.00; (Utilities) Brunick Service Inc. \$140.00; Bureau of Administration \$24.00; CenturyLink \$524.84; City of Vermillion \$2,590.92; Clay Rural Water System \$48.30; Clay Union Electric Co. \$470.12; Hartelco \$79.95; MidAmerican Energy \$51.10; Verizon Wireless \$354.06; Vermillion Garbage Svc \$216.00 and Wakonda Town \$61.60; (Payment) Brunick Service Inc. \$46.00; Crop Production Service \$189.47; Hy-Vee, Inc. \$853.39; Jerry's Service \$1,347.89; The Roadhouse \$3,847.00; Walmart Community/Gecr \$213.04; Albertsen, Jody \$50.00; Brown, Laurie \$50.00; Callahan, Robin \$50.00; Iacino, Noah \$50.00; Jensen, Lynn \$66.80; Jensen, Stephanie \$50.00; Leffers, Cindy \$50.00; McCleening, Michael \$50.00 and Davenport, Demarcus \$20.00; (JDC/Special Equip) Minnehaha County JDC \$990.00; (Books) Thomson Reuters – West \$577.19; (Furniture and Minor Equipment) Microfilm Imaging Systems \$150.00.

Packard gave a brief update on the downtown Termes mural restoration project.

Packard also reported that Wakonda was awarded an 80% grant for the recycling trailer project.

Mockler reported that he received an e-mail complaint regarding the Clay County Park Campground. It was the consensus of the Board to ask that a member of the Clay County Park Board be present at the next meeting to pass along the information.

At 9:34 a.m., Passick moved, seconded Manning and carried to enter an Executive Session for legal matters.

At 9:55 a.m., Powell moved, seconded by Packard and carried to exit the Executive Session. Powell moved, seconded by Packard and carried to authorize up to \$2000 in expenditures to Meierhenry Sargent LLP for a pipeline appeal.

Ed Goesch met with the Board to discuss lack of drainage in the ditch along the north side of Burbank Rd. near Brandon Dr. and Natalie Ct. Rod Polley, Highway Superintendent, had previously looked at the site and had suggested that Goesch contact the City of Vermillion. Polley said the City limit is the center line of the road, and the Director of Equalization Office was able to confirm it with the Pictometry program. The Board recommended that Goesch contact the City of Vermillion again.

Packard moved, seconded by Passick and carried to adopt the 2016 Provisional Budget as the Annual Budget.

The Board discussed fishing from bridges. It was the consensus of the Board to pursue an ordinance regarding fishing, parking, and loitering on bridges. It was the wishes of the Board to put the topic on the next agenda.

The Board briefly discussed the legal newspapers and the method for billing.

At 10:38 a.m., Manning moved, seconded by Packard and carried to adjourn and reconvene Tuesday, October 6, 2015 at 9:00 a.m.

Travis Mockler, Chairman
Board of County Commissioners

ATTEST:

Carri R. Crum, County Auditor
