

**December 08, 2009**  
**Commissioner Meeting**  
 At 8:30 a.m. the Board of Commissioners met with the Department Heads to discuss the Pictometry Program, a program that uses aerial imaging software to view the whole county. It was the consensus of the Departments that the program would be very useful for Assessor, Zoning and Hwy, but with the shortage of funds in the county, it is not a necessary program at this time. There were concerns of hidden costs not included in the bid. It was the consensus of the Departments that the county should get more information from other counties using the system before any decisions are made on the purchase.

The Board of County Commissioners met in regular session Tuesday, December 8th, 2009 at 9:00 a.m. Members present: Sommervold, Powell, Wilson, Kephart and Passick.

Wilson moved, seconded by Kephart and carried to approve the agenda as presented.

Minutes of the November 24th meeting were approved with a motion by Sommervold, seconded by Passick and carried.

Rod Polley/ Hwy Superintendent met with the Board to discuss highway matters. Quoted for Diesel Fuel were presented. Sommervold moved, seconded by Wilson and carried to accept low quote from Jerry's Service, Hardington, NE, for \$2,135 per gal for 7300 gallons.

At 9:30 a.m. Passick moved, seconded by Sommervold and carried to adjourn and convene as Ditch Board.

Robert Emmick/Resident of Meckling Township met with the Board to discuss cleaning the sediment in Laterals 1, 2 & 3 and a process for keeping them clean by preventing soil erosion. It was requested that a tour of the laterals be done when the weather permits to see what should be done before crops are planted again.

Sommervold moved, seconded by Wilson and carried to approve the following claims for the Yankton Clay County Weed Department: \$3,533.58 and Madsen Spraying Service-\$300.00 (weed control)

Andy Howe/Sheriff met with the Board. Passick moved, seconded by Sommervold and carried to authorize the Chairman to sign 2010 Juvenile Detention Per Diem Contract between Clay and Minnehaha County. The rate for secure and non-secure detention at the JDC is \$140. Per day and the rate for non-secure detention at Volunteers of America, Dakota's facility is \$100 per day.

Personnel Item: Sheriff Department: Deputy Mehlbrecht last day December 1, 2009. (resignation)

The Board discussed the purchase of a patrol car for 2010 and what specs should be used for the bid process. Passick moved, seconded by Sommervold and carried to have advertising for and receive a full size sedan and set January 5th at 10:00 a.m. for the following bid opening:

**NOTICE TO BIDDERS**  
 Notice is hereby given that the Board of County Commissioners of Clay County, South Dakota will meet in the commissioners room at the Courthouse on Tuesday the 5th day of January, 2010 at 10:00 a.m. at which time and place bids and proposals will be received publicly opened, and read for the furnishing of the following described equipment for the use of the Sheriff's Department:  
 ONE (1) 2010 Full Size Sedan (4-door, police special service) pursuit package, wheelbase not less than 112 inches)  
 With Trade-in 2003 Ford Crown Vic w/168,000 miles  
 Also Bid with No Trade-in  
 Specifications may be inspected and procured at the office of the County Auditor.

Bids and proposals will be received at the office of the County Auditor in the Courthouse, 211 West Main, Suite 200, Vermillion, SD, up to but not later than 10:00 a.m. on the 5th day of January, 2010 and such bids must be placed in a sealed envelope and endorsed on the outside of the envelope with the bidders name and address.  
 No bids will be considered unless they are accompanied by a certified check, cashiers check or draft for at least 5% of the net amount of the bid. Said check to be certified or issued by either a State Bank or National Bank domiciled within the State of South Dakota, and made payable to Clay County, or in lieu thereof a bid bond for 10% of the amount of the bid, such bond to be issued by a surety authorized to do business in this state payable to Clay County.

The Board of County Commissioners reserves the right to reject any or all bids, to waive irregularities and informalities, and to accept the bid, which they deem to be in the best interest of Clay County.

**Ruth A. Bremer, County Auditor**  
 Ray Hofman/Zoning and Welfare Director met with the Board. The Monthly Zoning Report for November with 4 permits totaling \$336,405 in assessable value and the Monthly Zoning Unapproved Minutes for November 19, 2009 were accepted and placed on file.

Sommervold moved, seconded by Wilson and carried to authorize the Chairman to sign admission of service concerning a welfare case.  
 At 10:30 a.m. Nancy Carlsen/CCHPC gave a presentation on the Clay County Cemetery Inventory (5-Copies) that she has been working on for the past several years. Those attending the presentation: Ken & Joan Knutson (Brookings), Stanley and Verla Knutson (Centerville), Caria Ostrom (Wakarusa), Jim & Ann Wilson, Nancy Losacker, Jane Larson (Vermillion Library), Betty McCambridge (ROD), William Ranney, Cindy Kirkeby, and John Erickson.

The five copies will be distributed as follows: Clay County Register of Deeds Office, Vermillion Public Library, Wakonda Public Library, State of SD - Historic Preservation Commission in Pierre, and the Historical House in Vermillion.  
 A Certificate of Dedication was presented to Stanley & Verla Knudson for their incredible contribution of time spent on WPA

records documenting information on every headstone through the 90's for each cemetery in the county.  
 Cleo Erickson/Historical House was also awarded a Certificate of Dedication for her outstanding service in the documentation of information used in the inventory. Cleo could not be present for the presentation.

Information in the books contain works by Rick Harnois (previous cemetery inventories-1989), Bill Ranney and Warren Kuhler (unmarked graves) and Nancy Carlsen (beautiful maps). In the introduction you will find the laws and regulations regarding cemeteries. The Public is encouraged to view the books during regular business hours at any of the locations listed.

A round of applause was given to Nancy Carlsen for her hard work and dedication in completing the enormous project and to all those who participated in the process.

Cathi Powell/Treasurer met with the Board to discuss Parcel # 15410-00103000 requesting permission to make payments on taxes. Sommervold moved, seconded by Kephart and carried to approve the request as presented.

Passick moved, seconded by Kephart and carried to authorize the Chairman to sign Abatement Application #10-01 for property: Lots 6 & 7 Blk 44 Snyders (Press Box) for \$953.49. (fire-Sept-2008).

The Board discussed the program of On-Line tax information for public access as presented by the Treasurer and a request to participate in the program. Passick moved, seconded by Wilson and carried to allow the Treasurer's Office to participate, as this would be a benefit to all tax payers and has been accounted for in the 2010 Budget.

Leonard Rasmussen/DOE met with the Board to discuss pending legal matters.  
 At 10:55 a.m. Sommervold moved, seconded by Wilson and carried to convene in Executive Session to discuss legal issues.

At 11:15 a.m. Wilson moved, seconded by Kephart and carried to come out of Executive Session. Sommervold moved, seconded by Wilson and carried to proceed with court trial in support of the County Director of Equalization's recommendations.  
 Passick moved, seconded by Wilson to pass and adopt the county wage scale for 2010 with a 2% increase over 2009 and step increases for those who qualify. Motion carried 4-0. Powell abstained from voting.

The Register of Deeds Fees collected \$7540.10 for November 2009 and the following Auditor's account with the County Treasurer for November 2009 were accepted and placed on file.

**AUDITOR'S ACCOUNT WITH THE COUNTY TREASURER**  
 To the Honorable Board of County Commissioners of Clay County

I hereby submit the following report of my examination of the cash and cash items in the hands of the County Treasurer as of November 30, 2009

Total amount of deposits in banks 4,578,995.13  
 Amount of actual cash 5,936.57  
 Total amount of checks and drafts in treasurer's possession not exceeding three days 1,311.77  
 Hemiized list of all items, checks and drafts which have been in the Treasurer's possession over three days  
 Checks returned and not deposited 1,311.77  
 Cash Items 851,000.00  
 Cash Variation  
 Total 5,539,841.30  
 Dated this 1st Day of December, 2009.

**Ruth A. Bremer, County Auditor**  
 Terry Taggart/Soil Conservation District Board Member met with the Board requesting additional funding for 2009. It has been a difficult year for projects. The farmers are doing less in conservation programs, due to the price of crops and the drill is in need of repairs (\$870).

Wilson moved, seconded by Passick and carried to approve the allocation of \$3000 to the Soil Conservation Budget for 2009 with the amount of the bid, such bond to be issued by a surety authorized to do business in this state payable to Clay County.

County has restricted budget increases for next year and expects to do the same.  
 Motion by Sommervold, seconded by Kephart and carried to approve the following claims for payment: December Bills; (Prof. Serv. Fees) Amanda Anderson-\$40.00, Monetta Burritt-\$80.00, City Of Vermillion-\$60.00, Dept. Of Revenue-\$129.64, Donna Dietrich-\$137.64, Jennifer Holman-\$80.00, Kabeiseman & Pollard-\$502.50, Kennedy, Pietik & Senoff-\$39.50, Nelva Koivisto-\$15.00, Lincoln Co. Treasurer-\$908.02, James McCulloch-\$2,766.60, Olson Medical Clinic-\$252.32, Cathy Rehess-\$15.00, SD Dept. Of Health Lab-\$489.00, SESDIA-\$360.00, Union Co. Sheriff-\$29.00, Yankton Co. Sheriff-\$25.00; (Publishing) Plain Talk-\$416.94; (Repairs/Maint.) Century Business Products-\$43.02, Dakota Security System-\$210.97, Floortec-\$210.00, Hartelco-\$10.00, Hy-Vee-\$3,798.98, Iowa Office Supply-\$83.77, KONE-\$365.07, Presto-X-\$63.00, ESRI-\$400.00, Microfilm Imaging System-\$425.00, Madsen's Spraying-\$300.00; (Materials/Supplies) A-OX Welding Supply-\$126.79, Allied Oil & Supply-\$1,995.02, Appearance-\$39.00, Brunk & Senoff-\$39.50, Butler Machinery-\$727.14, Campbell Supply-\$167.26, Dakota PC Warehouse-\$214.98, First Bank & Trust Visa-\$373.88, Hgman Sand & Gravel-\$728.46, Highway Construction-\$168.02, Huron Culvert & Tank-\$9,243.10, Hy-Vee-\$277.97, Iowa Office Supply-\$132.35, JCL Solutions-\$190.72, McLeod's Printing-\$240.67, Midwest Bldg. Maint.-\$40.00, Perkins Office Solutions-\$53.79, Pheasantland Industries-\$160.14, Pressing Matters-\$47.00, Quill Corp.-\$86.02, Riverside Hydraulics-\$507.08, SD Dept. Of Transportation-\$254.17, Colleen Speakman-\$7.00, Stewart Oil & Tire-\$2,324.52, Sturdevant's Auto Parts-\$22.22, True Value-\$59.43, USPS Pitney Bowes-\$9,900.00, Velvet Uniforms-\$619.46; (Travel/Conference) Brunick

Service-\$9.61, First Bank & Trust Visa-\$227.49, Robert Hansen-\$165.00, Ray Hofman-\$21.00; (Utilities) Brunick Service-\$587.50, City Of Vermillion-\$1,656.90, Fischer's Disposal-\$100.00, Hartelco-\$49.95, Larry McPherson-\$150.00, MidAmerican Energy-\$764.68, Midcontinent Communications-\$55.00; (Machinery/ Auto) Bob's Sinclair-\$112.75, Brunick Service-\$86.44; (Juv. Detention Contract) Minnehaha Co. Treasurer-\$4,840.33; (Soil Conservation Contributions) Clay Co. Conservation District-\$3,000.00; (Jury/Witness) Doni Barta-\$100.00, Ayris Cheval-\$117.76, Deborah Dodge-\$100.00, Christine Doty-\$50.00, Reta Eidem-\$100.00, Cindy Ellefson-\$70.72, Ellen Engkeling-\$10.00, Brian Fagnan-\$100.00, Mitchell Fee-\$62.58, Jennifer French-\$10.00, Lorinda Gilbertson-\$10.00, John Hamme-\$100.00, Arlin Hanson-\$120.72, Douglas Hays-\$10.00, Kelly Hernandez-\$100.00, Norman Jensen-\$50.00, Jeffery Johnson-\$100.00, Jones Food Center-\$19.24, Joyce Kay-\$110.36, Erica Kline-\$20.00, Carrie Koble-\$10.00, Kimberly Lamie-\$10.00, Connie Lovett-\$100.00, James McCave-\$10.00, Kathryn Merkelbach-\$10.00, Frederick Moran-\$50.00, Gwendolene Nelson-\$12.96, Marie Ostrom-\$27.76, Brock Pace-\$20.00, Linda Rasmussen-\$15.18, Danny Royle-\$23.32, Jason Storgaard-\$13.70, Charles Strom-\$23.32, Jeffery Taggart-\$50.00, Maria Trowbridge-\$10.00, Wanda Young-\$138.48; (Grants) First Bank & Trust Visa-\$211.48; (Juvenile Detention) Volunteers Of America-\$1,200.00; (Books) West Grob-\$435.25; (Furniture/Minor Equip.) Iowa Office Supply-\$239.99, Perkins Office Solutions-\$511.08.  
 At 12:55 p.m. Sommervold moved, seconded by Wilson and carried to adjourn and convene as Ditch Board, Tuesday, December 29, 2009 at 9:00 a.m.

**Leo F. Powell, Chairman Board of County Commissioners**  
**ATTEST:**

**Ruth A. Bremer, County Auditor**  
 Published once at the approximate cost of \$132.26.  
 Estimated publishing cost per circulated copy: \$0.7  
**Publish: February 5, 2010**

**NOTICE OF HEARING**  
 NOTICE IS HEREBY GIVEN that the board of adjustment of the City of Vermillion, South Dakota, will meet at 7:00 p.m. on Tuesday, the 16th day of February, 2010 in the City Council Chamber, 22 Center Street in the City of Vermillion, at which time the said board of adjustment will hear, consider and act upon the following:  
 A density variance to allow six unrelated people to occupy a single housekeeping unit at 1710 Baylor Street.

Notice is further given that at the time and place aforesaid any person may appear and be heard on all matters pertaining to the said requested relief for the consideration of which said hearing is to be held and that at said time and place the Board of Adjustment will consider and decide whether or not such relief as requested relief should be granted.

**Farrel Christensen, City Building Inspector**  
 Published once at the approximate cost of \$132.26.  
 Estimated publishing cost per circulated copy: \$0.1  
**Publish: February 5, 2010**

**January 26, 2010 Commissioner Minutes**  
 The Board of County Commissioners met in regular session Tuesday January 26, 2010. Members present: Wilson, Sommervold, Powell, Kephart and Passick.  
 Minutes of the January 12th meeting were approved with a motion by Passick, seconded by Kephart and carried.

Rod Polley/ Hwy Superintendent met with the Board to discuss highway matters. Quoted for Proposed drainage (tile) reviewed. Sommervold moved, seconded by Wilson and carried to accept low quote submitted by Butch's Propane, Maskell, Ne. for \$1,699 per gal. for approx. 2250 gallons.  
 Sommervold moved, seconded by Wilson and carried to pass and adopt the following resolution approving application to the State of South Dakota for Energy Efficiency and Conservation Block Grant (EECBG).

**RESOLUTION #10-06**  
 A RESOLUTION APPROVING THE APPLICATION TO THE STATE OF SOUTH DAKOTA FOR ENERGY EFFICIENCY AND CONSERVATION BLOCK GRANT (EECBG)  
 WHEREAS, Clay County has identified the need for the implementation of energy conservation measures; and  
 WHEREAS, Clay County proposes to undertake the following projects:  
 Replace the existing furnace and heat pump, walk-in coolers, and all windows and make energy efficiency improvements to the overhead doors in the Clay County Highway Department building; and  
 WHEREAS, Clay County is eligible to apply to the State of South Dakota for Energy Efficiency and Conservation Block Grant (EECBG) assistance for the proposed project(s) as follows:  
 1) Clay County is included in the latest Census of Governments (2007) as an incorporated county; and  
 2) Clay County has a elected official governing body; and  
 3) Clay County was not eligible for a direct allocation of EECBG under the ARRA program; and  
 WHEREAS, with the submission of the EECBG application to the State of South Dakota that all EECBG program requirements will be fulfilled,  
 THEREFORE, BE IT RESOLVED that the governing body of Clay County duly authorized by resolution, do hereby authorize the County Commission Chairperson to sign and submit all necessary paperwork for the EECBG application on behalf of Clay County.  
 This resolution is effective

immediately upon passage.  
 Adopted this 26th day of January, 2010.

**Leo F. Powell, Chairman, Clay County**  
**ATTEST:**

**Ruth Bremer, Auditor**  
 Passick moved, seconded by Wilson and carried to pass and adopt the following Resolution approving the Bid Contract for County Bridge #14-000-103.

**RESOLUTION #10-07**  
**Awarding Bid Contract**  
 WHEREAS the Board of Clay County Commissioners wish to reconstruct the Bid Contract for County Bridge #14-000-103 located 10.3 miles South of Irene over Clay Creek Ditch on County Road 452 Ave; and  
 WHEREAS the State of South Dakota in Pierre, has conducted Bid openings on said bridge projects January 20, 2010, with a State Project Number of P-BRO 8014(17)14 PCN 6866 Structure and Approach Grading, (80 Single Span Prestressed Girder Bridge).

NOW, THEREFORE, The Board of Clay County Commissioners hereby awards the Contract for said Bridge Projects to Swingen Construction Company of Grand Forks, ND, who was the low bidder of seven (7) with a proposal of \$415,102.40.  
 Commissioner moved the adoption of the foregoing resolution.

Commissioner seconded by Commissioner moved to the Vote of Commission: Aye \_\_\_\_\_ Nay \_\_\_\_\_  
 Upon which voting the resolution was declared passed and adopted.  
 Dated at Vermillion South Dakota this 26th day of January, 2010.

**Leo F. Powell, Chairman Board of County Commissioners**  
**Clay County, South Dakota**  
**ATTEST:**

**Ruth A. Bremer, County Auditor**  
 Dennis Ganschow/Weed Supervisor met with the Board. Kephart moved, seconded by Wilson to approve travel expenses paid for Supervisor and two (two) field workers to attend chemical application re-certification meeting in Brookings February 8th.

Passick moved, seconded by Sommervold and carried to approve travel expenses paid for Weed Supervisor and one County Official to attend annual Weed and Pest Conference in Aberdeen Feb. 18-19.  
 Sommervold moved, seconded by Kephart and carried to approve travel expenses paid for Weed Supervisor to attend End User Seminar by Van Diehl Supply in Sioux Falls, February 23.

Wilson moved, seconded by Sommervold and carried to adjourn and convene as Weed Board.  
 The Weed Supervisor's Annual Report was accepted and placed on file.  
 The Board of County Commissioners may spray weeds for county rural residents in 2010 when requested, as they have received letters from local commercial applicators stating they are unable to carry out their work on pastures. At 9:43 a.m. Wilson moved seconded by Kephart and carried to adjourn as Weed Board and reconvene as County Commissioners.

At 9:43 a.m. Sommervold moved, seconded by Passick and carried to go into executive session to discuss personnel matters as requested by the Weed Supervisor.  
 At 10:15 a.m. Sommervold moved, seconded by Wilson and carried to come out of executive session. No action taken.  
 Ray Hofman/Zoning and Welfare Director met with the Board. Wilson moved, seconded by Kephart and carried to approve Welfare Case #WC-10-01 for funeral expenses to Hansen Funeral Home for \$1900, as applicant does qualify under county guidelines.

At 10:15 a.m. the Commissioners acting as Board of Resolutions met on the following Drainage Permit Application #10-01 for Verlyn Hybertson -5817 West 32nd St, Sioux Falls, S.D. The Board of Resolutions met in the NW1/4 of Section 23, Township 93 North, (Prairie Center Twp) Range 51 West, of the 5th p.m. to drain into roadside ditch (468th Ave.) and then into the Vermillion River.  
 Those attending the hearing: Gary Stensaas, landowner in Sec. 22, West of proposed drainage and Verlyn Hybertson, Applicant.

Wilson moved, seconded by Passick and carried to be able to view the property and possibly see where the Prairie Center Community has gotten with their program of a drainage district.  
 Wilson moved, seconded by Passick and carried to set February 2nd for the following drainage hearing.  
**PERMIT HEARING**  
 Notice is hereby given that in accordance with the Clay County Drainage Permit Ordinance, Sections 10-01, 10-07, the Clay County Commissioners sitting as the Clay County Board of Resolutions will conduct a hearing on drainage permit application for drainage into Clay County ROW, in the Vermillion River Basin, Water Right #441 in the S1/2 of the NW1/4 of Section 11, Township 95 North, (Glenwood Twp) Range 51 West, of the 5th p.m. to drain into roadside ditch (468th Ave.) North to Ash Creek and into the Vermillion River.

All interested persons are encouraged to attend the public hearing. Those interested persons not able to attend are invited and encouraged to send written comments prior to the hearing, to Clay County Commissioner 211 W. Main Street, Suite 200 Vermillion, SD 57069  
 At 10:30 a.m. the time set for opening bids on providing noon and evening meals for inmates for the Clay County Jail. Bids were received from Cherry Street Catering and Hy-Vee Food Store. Hy-Vee Foods, -\$3.82 per meal and \$.65 for breakfast. Cherry Street

Catering -\$3.25 per meal and \$.25 for breakfast. Passick moved, seconded by Wilson to accept low bid by Cherry Street Catering. All voting aye, motion carried.

Sheriff Howe requested travel approved for Legislative Day February 5th in Pierre for Sheriff's Association. Passick moved, seconded by Kephart and carried to approve the request.

Wilson moved, seconded by Sommervold and carried to pass and adopt the Resolution #10-04: A Resolution Requiring New Liquor License Applicants and Transfer Liquor License Applicants to Submit to a Criminal Background Check to Determine Suitability.

A Resolution Requiring New Liquor License Applicants and Transfer Liquor License Applicants to Submit to a Criminal Background Check to Determine Suitability.  
 Whereas the Board of County Commissioners has authority for issuing Liquor Licenses outside a Municipality within the County; and

Whereas, the Board is concerned about making sure those applying for new liquor license or applying for the transfer of a liquor license are suitable to hold such licenses; and  
 Whereas, the following SD Codified Laws are in place for the County to enforce:  
 (A) South Dakota Codified Law § 35-2-1.2 requires Counties to determine whether retail alcohol beverage license applicants or their principals are suitable persons before issuing, renewing or transferring said licenses. This determination is required annually for each license and the applicant seeks. In order to effectuate a thorough determination of suitable person eligibility for license issuance, new applicants must submit to a criminal background check to determine suitability. Each new applicant shall make arrangements with a law enforcement agency and submit to the fingerprinting process. The applicant must also provide to law enforcement to the South Dakota Division of Criminal Investigation in an amount necessary to cover the costs of the criminal record check. These actions must be taken by an applicant prior to publication of hearing notice required by South Dakota law. The applicant's completed application will be attached to the certification of the law enforcement agency when received.  
 (B) A DISQUALIFYING CRIMINAL RECORD for alcoholic beverage license purposes means any conviction for any felony, a crime of violence as defined in SDCL § 22-1-1, a crime of moral turpitude as defined by SDCL § 22-1-2(25) which when and where committed would constitute such in the state of South Dakota, any conviction of any crime of moral turpitude as defined by SDCL § 22-1-2(25) which when and where committed would constitute such in the state of South Dakota may constitute a disqualifying record as defined in SDCL § 22-1-2(25) which when and where committed would constitute such in the state of South Dakota may constitute a disqualifying record. Any criminal conviction may be considered in making license issuance decision. Suspended imposition of sentence will not be considered a conviction.

(C) An applicant subject to this policy shall provide to the law enforcement agency performing the fingerprinting process cash, check, or money order in an amount necessary to cover the costs of fingerprints for the criminal record check.  
 (D) An applicant or principal in any business entity that is an applicant having any indebtedness to the county must satisfy said indebtedness before the Commission will consider an application for alcoholic beverage license issuance or renewal.

NOW THEREFORE BE IT RESOLVED by the Clay County Board of Resolutions that in order for Liquor License to be approved by Applicants for New License and Transfer License shall submit to Criminal Background Checks, as stated in the above Items A Thru D.  
 The Board of Resolutions shall determine the Issuance of Said License.

Commissioner moved the adoption of the foregoing resolution. Motion seconded by Commissioner.  
 Vote of the Commission: Aye \_\_\_\_\_ Nay \_\_\_\_\_  
 Dated this 26th day of January, 2010.

Upon which voting the resolution was declared passed and adopted.

**Leo F. Powell, Chairman Board of County Commissioners**  
**Clay County, South Dakota**  
**Attest:**

**Ruth A. Bremer, County Auditor**  
 Sommervold moved, seconded by Passick and carried to Appoint Bruce Plate to the Public Safety Board for the term thru 2011.

Terry Taggart/ Soil Conservation Board Member met with the Board to discuss budget concerns. An overview of the budget cuts in 2010 and the need for a good used PU to haul equipment around were discussed. Wilson moved, to allow the payment of \$15,000 increase (increase of \$1000 from approved budget to allow a payment of \$7000 toward the purchase of a vehicle from Surplus Property in Huron with Vermillion Basin Water Development District paying \$8000 towards the purchase. Passick seconded the motion. All voting aye, motion carried.

Teddi Gertsma/States Attorney met with the Board requesting authority to hire legal assistance due to current case load, for pending county case on taxation values. Kephart moved, seconded by Wilson and carried to authorize outside legal assistance to be hired to cover pending case as requested.  
 Abatement #10-02 was submitted by the Treasurer for USDF - LLC, parcel#15880-09252-13105-Legal, Lot M-3 & M-4 & EXC S111.75 of E143 of Lot M2 in NE1/4SE1/4NE1/4, Vermillion City (exempt from tax) for \$2214.81 and parcel #15160-00200-02000-USDF-LLC-Legal: Lot 2 Blk 2 -Vermillion City (tax exempt) for

\$819.03. Passick moved, seconded by Wilson and carried to authorize the Chairman to sign said abatement.

Wilson moved, seconded by Kephart and carried to allow all county officials travel expenses paid to attend County Day in Pierre on February 22nd.

Sommervold moved, seconded by Wilson and carried to pass and adopt the following resolution #10-05 County Records Management Policy-ROD  
**RESOLUTION #10-05 Records Management Policy-ROD**  
 Whereas the South Dakota Association of County Officials has prepared and submitted a Petition for Authority to Destroy Records pursuant to SDCL 1-27-13, 1-27-14, 1-27-19 and ARSD 10:03:01-02 pertaining to the County Register of Deeds Department; and  
 Whereas the State Records Destruction Board met on December 17, 2009 and authorized the destruction of said records described in the foregoing Petition at the expiration time provided for their storage.

Therefore be it resolved that the Board of County Commissioners hereby adopt the Records Management Policy titled County Register of Deeds, Records Retention and Destruction Schedule.  
 Dated this 26th day of January, 2010

Vote of the Commission: Aye \_\_\_\_\_ Nay \_\_\_\_\_

**Leo F. Powell, Chairman Board of County Commissioners**  
**Clay County, South Dakota**  
**Attest:**

**Ruth A. Bremer, County Auditor**  
 Wilson moved, seconded by Kephart and carried to set March 7th at the W. Over Museum for Southeast District Meeting.

Motion by Sommervold, seconded by Kephart and carried to approve the following claims for payment: January Payroll: Lillian Abild-\$2,570.75 (14.83), Jeffrey Anders-\$3,013.83 (17.39), Aaron Armstrong-\$2,268.65 (12.92), Steven Bierle-\$2,568.13 (14.13), Donald Bouck-\$2,949.31 (18.52), Ruth Bremer-\$3,708.33 (21.39), Matthew Broderson-\$3,820.17 (19.43), Cynthia Carrington-\$495.90 (11.40), Carri Crum-\$2,325.00 (13.41), Preston Dirk-\$2,523.53 (12.60), Joan Downey-\$2,083.33 (12.02), Daniel Fleming-\$1,992.00 (12.00), Dennis Ganschow-\$420.75 (16.83), Dennis Ganschow-\$2,263.64 (16.83), Teddi Gertsma-\$5,261.50 (30.35), Kathryn Heles-\$2,625.00 (15.14), Ray Hofman-\$1,445.00 (18.51), Ray Hofman-\$455.00 (18.51), Ray Hofman-\$1,307.75 (18.51), Andrew Howe-\$4,551.75 (26.26), Lee Huber-\$3,155.66 (14.21), Tiffany Husby-\$3,265.20 (14.85), Diane Johnson-\$2,338.75 (13.49), Paul Johnson-\$3,129.12 (17.53), Leslie Kephart-\$907.50 (53.55), Colleen Lande-Speakman-\$2,503.92 (14.45), Timothy Larson-\$2,792.00 (16.00), Ruth LeClair-\$9,923.67 (53.55), Miranda Lindquist-\$1,022.92 (11.80), Angela Madsen-\$1,765.42 (13.58), Linda Manning-\$1,499.09 (14.12), Frank R. Martz-\$2,980.24 (16.79), Betty McCambridge-\$3,708.33 (21.39), Larry Madsen-\$3,451.44 (18.99), Heath Moore-\$1,695.00 (12.00), Kevin Noble-\$3,283.02 (16.96), Jane Olson-\$2,570.75 (14.83), Beverly Orr-\$2,503.92 (14.45), Raymond Passick-\$892.50 (53.55), Paul Peterson-\$3,301.85 (18.10), Ina Peterson-\$2,570.75 (14.83), Rodney Polley-\$4,023.67 (22.88), Catherine Powell-\$3,708.33 (21.39), Leo Powell-\$992.50 (59.55), Leonard Rasmussen-\$3,983.33 (21.39), JoAnn Sailer-\$1,147.50 (13.24), Karen Sanow-\$1,083.33 (12.50), Gerald Sommervold-\$892.50 (53.55), Layne Stewart-\$1,950.00 (15.00), Layne Stewart-\$650.00 (15.00), Laura Sundet-\$1,750.00 (13.46), Daniel Swensen-\$3,507.84 (18.56), Mary Taggart-\$2,595.83 (14.98), Timothy Vanderkooi-\$3,586.33 (17.18), Darrell Vognick-\$2,116.33 (16.63), Linda Weber-\$2,697.92 (15.56), Jeram West-\$3,752.07 (19.01), Jerry Wilson-\$892.50 (53.55), Lisa Wood-\$1,765.42 (13.58); (Payroll (Withholding)) AFLAC-\$197.10, Clay County Treasurer-\$3,301.85, Conesco Ins-\$523.90, Nationwide Retirement Solutions-\$147.06, New York Life Ins.-\$259.92, SD Child Support Center-\$284.00, SD Retirement System-\$17,546.03, SD Supplemental Retirement-\$325.00, TASC (Flex)-\$1,832.63, United Way Of Vermillion-\$91.00, Vermillion Federal Credit Union-\$2,171.00, Wellmark Blue Cross/Blue Shield-\$20,270.49; (January Bills- Insurance Deductible (Reimbursement) Matthew Broderson-\$820.24, Andy Howe-\$1,000.00, Layne Stewart-\$1,000.00; (Prof. Serv./Fees) Amanda Anderson-\$80.00, David Breckenridge-\$214.98, Ruth A. Bremer-\$80.00, Great Plains LLC-\$4,090.00, Jennifer Holman-\$120.00, Lewis & Clark Behavioral Health-\$1,136.00, Netys Plus-\$50.00, Peterson, Stuart, & Peterson-\$5,716.55, University Cleaners-\$9.00, Yankton Medical Clinic-\$1,466.50; (911 Service) City Of Vermillion-\$61,313.14; (Publishing) Broadcaster Press-\$17.76; (Repairs/Maint.) Brad Brunick-\$25.00, Clayton Campbell Farm Service-\$374.00, Cummins Central Power-\$1,497.30, Matt Taggart Construction-\$1,428.57, Midwest Bldg. Maint.-\$16.00, Midwest Repair & Equip.-\$150.00, Netys Plus-\$160.00, Office Systems Co.-\$793.00, Perkins Office-\$300.00, Stanley Peterson-\$125.00, Software Services-\$280.00; (Historic Preservation) Pressing Matters-\$656.00, VCDI Office-\$200.00; (Data Processing) Software Services-\$920.00; (Materials/Supplies) Boyer Trucks SF, Inc.-\$7.50, Butler Machinery-\$107.96, Campbell Supply-\$55.75, Chemco-\$153.43, Cummins Central Power-\$6,594.83, First Bank & Trust Visa-\$206.00, Great Plains International-\$237.44, Intoximeters-\$600.00, Iowa Office Supply-\$19.60, JCL Solutions-\$195.71, McLeod's Printing-\$723.47, Mills & Miller, Inc. Distributing-\$7,265.