Legal and Public 2010 2010 **Notices**

Norma Wilson stated that most care enough about Clay County roads that they don't mind paying a little more.

Powell asked Paul Hasse to explain how the County should maintain the roads. Clay County has never had a wheel tax, but no one has another solution either. There are two closed bridges on the list for repairs, and the list is so far out that they are scheduled for 2021 and 2024. Hasse said that in order to get a proper 25 foot top and two 4 foot shoulders. the right-of-way needs to be more than 66 feet. Packard replied by asking how much that right-ofway acquisition would cost the

Mockler said Paul Hasse used to be a Commissioner and asked Hasse if he rebuilt the hard surface roads when he had the authority to do so. Mockler stated that the can has been kicked down the road long enough, and its time to do something with the roads.

Larry Brady asked how much money the wheel tax will raise for Clay County each year. Passick replied that the estimate is \$250,000-300,000. Jerry Wilson pointed out that a good portion of that will be coming from vehicles in Arizona, or even Mexico that are licensed here yet do not travel the county roads. Packard pointed out that her daughter pays approximately \$375 to license her vehicle where she lives, and licensing a vehicle here is much cheaper.

Mockler moved, seconded by Packard to pass and adopt Ordinance #2014-04, an Ordinance Imposing a County Wheel Tax. All voted aye, and the motion carried.

ORDINANCE #2014-04

AN ORDINANCE IMPOSING A COUNTY WHEEL TAX

BE IT ORDAINED BY CLAY COUNTY, SOUTH DAKOTA:

That a county tax be imposed on all licensed vehicles with wheels as defined by SDCL 32-3-1 which are registered in Clay County, at a rate not to exceed four dollars (\$4.00) per wheel on all vehicles registered in Clay County. The total vehicle tax may not exceed the sum of sixteen dollars (\$16.00) per vehicle. The tax shall be administered and collected by the County pursuant to SDCL 32-5A-1. The total sum of all proceeds from the tax shall be retained by the County and deposited in the county road and bridge fund, to be used only for highway and bridge maintenance and construction. The Board of County Commissioners shall, upon resolution, establish a means of distributing the revenue generated by this chapter among the County, municipalities and townships located within the county. The county wheel tax shall become effective for collection beginning August 1, 2015.

First Reading: December 9, 2014

Second Reading: December 30.

Adoption: December 30, 2014

Publication: January 8/9 & 15/16,

2015

Effective Date: February 5, 2015

Raymond Passick, Chairman **Board of County Commissioners** Clay County, South Dakota

ATTEST:

Carri R. Crum, Clay County

At 9:45 a.m., bid opening commenced for a 2015 Sheriffs vehicle. One bid was received from Vermillion Ford in the amount of \$26,990 for a 2015 Ford Explorer, and it was accompanied by the required bond check. Andy Howe, Sheriff, reviewed the state bids for similar vehicles. It was discussed that the Dodge Ram truck was the lowest bid at \$24,499. The Board asked Howe for his recommendation. Howe stated that he would recommend the low bid for the Dodge Ram truck because it is the lowest cost to the County, but he would understand if the Board chose to keep the business local. Powell said he does not the like the idea of going out of town for the purchase and service because the local dealer pays taxes in Clay County. Howe stated the Explorer would suit the departments needs, but the only necessary dealer service would be recall or warranty repairs. It was decided that Howe would review the bid from Vermillion Ford to ensure it met specifications and return at the next meeting.

Howe presented the 2015 jail boarding contract with Turner The contract would change the boarding rate paid by Turner County from \$45 to \$55/day. Powell moved, seconded by Packard and carried to approve the contract and authorize the Chairman to sign it.

At 9:52 a.m., Packard moved, seconded by Powell and carried to adjourn and convene as Ditch Board.

It was the consensus of the Board to check with the Yankton County Commissioners for scheduling the annual meeting date February 10, 2015 at 1:00 p.m. at Toby's Lounge in Meckling.

At 9:56 a.m., Powell moved, seconded by Kephart and carried to adjourn and reconvene as

Legal and Public 2010 Notices

Board of County Commissioners.

At 9:56 a.m., a Public Hearing held for Resolution #2014-14, a Supplement of the County Budget. No one appeared in opposition, and no written correspondence was received. Packard moved, seconded by Mockler and carried to pass and adopt Resolution #2014-14.

RESOLUTION #2014-14 **Supplement of County Budget**

WHEREAS the County Care of Poor Department Budget does not have adequate budget in 2014 to allow payment of expenses incurred for unanticipated hospitalization expenses individuals who qualified under established welfare regulations for Professional Services & Fees (10100X4220411) and;

WHEREAS, the Board of Commissioners have agreed to hold a public hearing on December 30th at 9:50 a.m. to supplement the County Care of Poor Department Budget for the proper conduct and discharge of lawful county obligations and has been given in accordance with the law and direction of the County

NOW THEREFORE BE IT RESOLVED: That the following budget be adopted to show the supplement to the foresaid 2014 Annual Budget:

Care of Poor Department (D-411) \$10,000 (GL# 10100X4220411 Professional Services & Fees)

Dated the 30th day of December, 2014.

Commissioner Packard moved the adoption of the foregoing Resolution; Motion seconded by Commissioner Mockler.

Vote of the Commission: Mockler Aye, Packard Aye, Powell Aye, Kephart Aye, and Passick Aye.

Upon which voting the foregoing Resolution declared passed and adopted.

Raymond Passick, Chairman Board of County Commissioners Clay County, South Dakota

ATTEST:

Carri R. Crum, County Auditor

Powell moved, seconded by Mockler and carried to sign the 2015 County Health Nurse contract with the state.

Packard moved, seconded by Mockler and carried to pass and adopt Resolution #2014-13 for Contingency Transfer.

RESOLUTION # 2014-13 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):

\$12985.00 to Court Appointed Attorney (10100X4222153) \$6850.00 to Court Appointed Attornev Abuse/Neglect (10100X4222154) \$16450.00 to Courthouse Building Improvements (10100X4320161) \$2500.00 to Register of Deeds Group Insurance (10100X4150163) \$2400.00 to Register of Deeds Minor Equipment (10100X4350163) \$6475.00 to E-911

Reimbursement City (20700x4221225) \$38930.00 to Care of Poor Professional Services (10100X4220411) \$24300.00 to Mental Handicap Professional (10100X4220441) \$2600.00 to County Extension Group Insurance (10100X4150611) \$1040.00 to Planning/Zoning

Group Insurance (10100X4150711) (10100X4290721) \$5000.00 to Industrial Development (10100X4291721)

Commissioner Motion by Packard, seconded by Commissioner Mockler.

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

Dated this 30th day of December,

Board of County Commissioners Clay County, South Dakota

Raymond Passick, Chairman

Carri R. Crum, County Auditor

Welfare Cynthia Aden, Director, met with the Board to present Welfare Case #C14-37 for a County Burial. Aden reported that the individual met established welfare guidelines. Powell moved, seconded by Kephart and carried to approve payment.

Cathi Powell, Treasurer, met with the Board to discuss the writing-off of non-sufficient funds checks received from customers, some as old as the year 2000, on recommendation of the State Auditor. Mockler moved, seconded by Packard and carried to authorize the action.

An Application for Abatement was presented for a mobile home that had been moved prior to

Legal and Public 2010 Notices

1/1/14. Packard moved, seconded by Mockler and carried to approve the application and authorize the Chairman to sign it.

Philip Terwilliger, Deputy States Attorney, met with the Board to present the 2015 Committal Contract. Terms of the contract were the same as previous years. Powell moved, seconded by Mockler and carried to approve the contract and authorize the Chairman to sign it.

Carri Crum, Auditor, requested travel to Pierre on January 22. 2015 for a County Auditors meeting with the Secretary of State. Crum also requested travel for herself and both deputy auditors to Mitchell on January 28, 2015 for an Annual Report Workshop, during which former Auditor Ruth Bremer would staff the office. Kephart moved, seconded by Mockler to approve both travel requests.

Andy Howe, Sheriff, returned to the meeting to report that he spoke with Vermillion Ford and verified the vehicle specifications. Powell moved, seconded by Packard and carried to accept the bid from Vermillion Ford for the 2015 Explorer.

Powell moved, seconded by

Kephart and carried to approve the following claims for payment. December 2014 Payroll: Commis-\$4,995.50, sioners \$7,447.81, Treasurers Office \$12,501.11, States Attorneys Office \$13,357.67, Courthouse \$2425.83, DOE's Office \$9151.50, ROD's Office \$6,106.99, Office Veterans \$1,583.33, Sheriffs Office \$30,188.40, County \$13,191.28, 24/7 Sobriety Project \$2,002.17, LEPC \$366.67, Emerg. Mgmt. Office \$3,300.00, Highway Department \$41,846.05, WIC Office \$2,038.50, Extension Office \$2,750.00, Weed Department \$1,732.21, and Zoning \$2,185.16. December Bills: (Payroll Withholdings) Aflac \$692.57; Clay CO Treasurer \$37,437.36; Colonial Life \$409.47; Conseco/Washington Dearborn National \$100.70; \$199.92; New York Life Insurance \$244.02; Optilegra Inc. \$17.92; SD Retirement System \$18,945.18; SD Supplement Retirement \$650.00; SDRS Roth 457(B) Plan \$275.00; United Way of Vermillion \$147.00; Vermillion Federal \$1,466.00 and Wellmark Blue Cross \$31,956.94; (Jail Phone Cards) Reliance Telephone \$500.00; (Professional Services and Fees) Andersen, Norma

\$15.00; Cody, Denise \$45.00; Corrisoft LLC \$198.00; Den Herder Law Office \$166.82; Dept of Legislative Au \$12,392.25; Gapp, Debra \$3,780.00; Great Plains LLC \$456.25; Katterhagen, Mark \$45.00; Knoff, David \$45.00; Lewno, Lucille M \$973.44; Lincoln County Auditor \$160.96; Louie's Carpet Cleaning \$185.00; Netsys Plus, Inc. \$517.50; Professional Security \$341.00; Swanda, Karen \$105.00; Walker Construction \$326.40; Yankton Construction \$326.40; Yankton Co Sheriff \$200.00 and Yankton Medical Clinic \$72.00;

Professional Service) (Other Bergendahl, David L \$734.00; Reportin Schaefer, Dean \$120.00; Den Herder Law Office \$164.99; Fox & Youngberg, P.C. \$181.32; Meyer, Mary Anne \$95.00; Peterson, Rumpca Stuart, \$5,035.84; Pollard & Larson. LLP \$223.50; Reed Law Office \$1,062.01; Thompson, Craig K. \$231.04; Yankton Co Treasurer \$523.90 and SD Achieve \$180.00; (Publishing) Broadcaster Press \$569.78 and Plain Talk \$202.58; (Repairs and Maintenance) Butler Machinery Co. \$204.10; Interstate Power Sys \$306.00; Johnson Controls. Inc. \$1,062.01; Johnson Feed, Inc. \$427.50: List Electric Inc. \$165.00: Marco \$213.46: Netsys Plus, Inc. \$297.50; Presto-X Company LLC. \$66.95; Bureau Of Administration \$21.00; Mastel, Bruce \$35.00 and Netsys Plus, Inc. \$21.25; (Data Processing) Software Service, Inc. \$800.00; (Supplies & Materials) A & B Business \$33.95; Air-Vac System,

Inc. \$447.61; Appeara \$21.96; Bob Barker Co Inc. \$116.69; Brunick Service Inc. \$6,931.65; Butler Machinery Co. \$1,491.24; Campbell Supply Co. \$235.68; Davis Pharmacy \$7.31; First Bank & Trust Visa \$394.51; Higman Sand & Gravel \$1,459.45; Hillyard \$71.75; Intoximeters, Inc. \$63,360.00; James Steel, Inc. -\$63,360.00; JCL Solutions Spencer \$15.29; Jerry's Service \$15,951.18; Johnson Feed, Inc. \$169.23; Lawson Products, Inc. List Electric Marks

\$469.48; Light and Siren \$369.82; Inc. \$106.60; Machinery \$115.17; McLeod's Printing & Supply \$1,257.30; MidAmerican Research \$91.54; Mills & Miller, Inc. \$1,499.30; Morse's Market \$175.00; Neve's Uniform & Equipment \$11.98; North Central \$2,738.65; Office Elements \$67.42; Print Source \$462.00; Quill Corporation \$714.92; SD Dept of Trans \$1,068.76; Sign-Up Ltd. \$22.65; Sioux Falls 2-Way \$84.99: Stewart Oil &Tire \$2,099.01; Sturdevant's Auto Part \$413.27; Torco Remfg. \$213.00; True Value \$157.01; US Postal

ence) Ganschow, Dennis \$40.70;

Rick, Shawn \$11.00; Mockler,

Travis \$402.56; Olson, Matt

11.00; Passick Raymond \$114.70

\$228.50; (Utilities) Brunick

Service, Inc. \$30.00; Bureau of

Administration \$74.03; Centu-

ryLink \$523.60; City of Vermil-

lion \$1,671.14; Clay Rural Water

System \$37.10; Longs Propane

Brunick Service, Inc.

Service-Hasler

Verizon Wireless \$6.70; Vermillion Ace Hardware \$126.11; Board of County Commissioners Western Office Tech. \$1,222.88; Clay County, South Dakota Wheelco Brake and Supply \$137.70 and Zee Medical Service Leo F. Powell, Vice Chairman Co \$113.30; (Travel and Confer-

Carri R. Crum, County Auditor

declared, passed, and adopted.

Mockler moved, seconded by Packard and carried to pass and adopt Resolution #2014-12 for Fund Transfer as levied for in the 2014 Annual Budget.

RESOLUTION # 2014-12 FUND TRANSFER

2010 Legal and Public 2010 **Notices**

Legal and Public

Community/Gecr

\$1,350.00; Verizon

Walmart

\$50.00:

\$169.99.

\$359.24: Verm./Clay Co. Landfill

\$28.00 and Vermillion Garbage

Svc \$156.00; (Car Expense)

Brunick Service \$1,780.30; (Jail

Meals) Cherry Street Grille

\$2,512.20; Hy-Vee Inc. \$567.08;

\$119.20; (Allocations) WH Over Museum \$2,425.00; (Jury/Wit-

ness) Bohn-Brown, Dawn \$57.40;

Houts, Ester \$50.00; Iacino,

Barbara \$50.00; Jacobson, Sheila

\$50.00; Mollman, Benjamin

Settles, William \$50.00; Sommer-

vold, Donna \$52.96; Brooks, III,

Johnny \$20.00; Long, Taylor

\$20.00; and Protzman, Gunnar

\$20.00; (Weed Grant) Charles

Mix City Weed Dept \$913.77;

Union Co Weed Dept \$1,267.53;

Yankton Co. Weed Dept. \$495.32

; (Training/Equip.) Black Hills Ammunition \$404.50; (Books)

Thomson Reuters West \$86.46;

(Furniture and Minor Equipment)

\$30.00; Netsys Plus, Inc.

\$3,459.00; Quill Corporation

moved, seconded by Mockler and

Tuesday, January 6, 2015 at 9:00

Raymond Passick, Chairman

Board of County Commissioners

Carri R. Crum, County Auditor

approximate cost of \$230.28.

Publish: January 9, 2015.

The

present:

the agenda.

Published once at the total

Commissioners met in regular

session Tuesday, November 25,

2014 at 9:00 a.m. Members

Mockler,

Powell; Kephart and Passick

absent. Vice Chairman Powell

Mockler and carried to approve

2014 meeting were approved with

a motion by Packard, seconded by

States Attorney, gave the Board

an update on the progress with the

Wakonda Highway Shop. The

contract is under review by the

States Attorneys Office. It appears

that the invoice in question is not

the final payment on the project.

Packard moved, seconded by

Mockler and carried to pay the in-

voice with a letter attached stating

that final payment will be with-

held until completion of the build-

SD Office of Emergency Manage-

ment informing the County that it was awarded \$65,996.91 in

State/Federal reimbursement for

and authorize the Vice Chairman

to sign the liquor license renewal

applications for Whimp's Place

Packard and carried to pass and

adopt Resolution #2014-11 for

Employer Election to Adopt Shift

Differential Pay for Sheriffs Office and Jail Employees.

RESOLUTION #2014-11

Employer Election to Adopt

Shift Differential Pay for

Sheriffs Office and Jail

Employees

Clay County Commissioners has

determined that there is a need for

shift differential pay in the

RESOLVED, that the Board of

Clay County Commissioners

hereby authorize the payment of

shift differential to employees

working on shift between the

Saturday at a rate of \$.50 per hour

Monday at an additional rate of

FURTHER RESOLVED, that the

enactment of shift differential pay

for the aforementioned depart-

ment employees shall take effect

at 12:00 a.m. on January 1, 2015.

Dated this 25th day of November,

2014, at Vermillion, South

moved for the adoption of the

foregoing resolution, motion sec-

onded by Commissioner Packard

Vote of Commission: Aye 3 Nay

Upon which voting the

resolution

Mockler

Commissioner

\$.75 per hour

Dakota.

foregoing

\$15,200.00;

6:00 p.m. 6:00 a.m. Sunday

6:00 p.m. 6:00 a.m. Friday

NOW THEREFORE BE IT

Sheriffs Office and Jail;

WHEREAS, the Board of

NOW THEREFORE BE IT

Mockler moved, seconded by

Mockler moved, seconded by

the 2014 flooding.

and Toby's Lounge.

A letter was presented from

Mockler and carried.

Packard moved, seconded by

Minutes of the November 18.

Philip Terwilliger, Deputy

presided over the meeting.

November 25, 2014

Packard,

Board of County

At 10:05 a.m., Kephart

Microfilm Imaging

Rasmussen, \$50.00; Schlenker, Evelyn \$50.00

Notices

BE IT RESOLVED by the Clay County Board of Commissioners the transfer of funds from the General Fund (10100) in the amount of \$853,915 to Highway Fund (20100); \$88,504 to E-911 Fund (20700); and \$24,066 to Emergency Mgmt. Fund (22600) as levied for in the 2014 Budget.

Commissioner Mockler seconded by Commissioner Packard

Vote of the Board:

ATTEST:

System

Packard Aye, Kephart_ , Powell Aye, Mock-Passick___ ler Aye. Motion carried.

Dated this 25th day of November,

Board of County Commissioners Clay County, South Dakota Leo F. Powell, Vice Chairman

Carri R. Crum, County Auditor

At 9:15 a.m., a Second Reading was held on Ordinance #2014-02, an Ordinance Amend-Ordinance #00-01, carried to adjourn and reconvene Ordinance Authorizing the Clay County Board of Commissioners to Declare a Fire Danger Emergency and to Prohibit Open Burning Within the County. Mockler moved, seconded by Packard to adopt Ordinance #2014-02 and authorize the Vice Chairman to sign the ordinance. Vote of the Commission: Mockler: Aye, Packard: Aye, Powell: Aye. Motion passed. The ordinance is on file and available to the public in the Auditors Office.

> Shannon Draper, Vermillion Fire/EMS, met with the Board to report on a new hire for the Vermillion EMS Director position. Currently the newly hired individual provides continuing education for the entire county where he is located in Illinois, and Draper has hopes that they can provide a similar program here. The new person is scheduled to start in the latter part of December.

Draper also reported that he is proposing that the City department name be changed to reflect the merger between the Vermillion Fire and EMS departments. The ambulances will always have Clay County on them.

Packard moved, seconded by Mockler and carried to approve the 2015 payroll as presented and budgeted.

Mockler moved, seconded by Packard and carried to authorize the Vice Chairman to sign the opening letter from Roger Schnabel, SD Dept. of Legislative Audit, notifying the Board that the biennial audit has commenced.

The Board discussed with meeting attendees the imposition of a wheel tax. Powell discussed the states committee regarding roads and bridges and pending legislation. Powell shared the pieces of proposed legislation that will exclude counties without road and bridge repairs. Powell reported that in 1985, the legislature enacted the first wheel tax of \$2, and in 1994, it was raised to \$4. Clay County has thus far avoided the wheel tax. The Board has enacted a wheel tax twice in the past, each time it was referred to a vote, and each time it was voted down. The pending legislation states that counties must have a 5 year plan for road and bridge maintenance and a wheel tax enacted in order to receive future funding. Wheel tax dollars would stay in Clay County for repair and construction of roads and bridges.

Packard said that locally Clay County is faced with over \$700,000 for just one road repair (Saginaw Ave.). It would take all County's annual funds to complete this one repair, so chip sealing, etc. could not be done elsewhere in the county, too. The local need alone for additional funds is huge. The County needs the funding in order to repair roads, keep them functional, and avoid vehicle damage.

Packard moved, seconded by Mockler to approve moving forward with Ordinance #2014-04, an Ordinance Imposing a County Wheel Tax. The public hearing for First Reading is scheduled for 9:15 a.m. on Tuesday, December 9, 2014.

Paul Hasse stated that it sounds like blackmail that the State could withhold funds. Philip Terwilliger, Deputy States Attorney, asked if there was anything stated as to why the State was not mandating a wheel tax. Mockler said the State refuses to mandate the wheel tax, and they even consider a \$2 wheel tax as not participating.

Packard said locally the current budget only allows for placement of band-aids on County roads. The additional funds will help the County to start improving roads and bridges. Powell said it will help level the playing field between Clay County and other counties.

Cvnthia Aden. Zoning Administrator, met with the Board to present a plat of Lots 1, 2, & 3 of Cottonwood Creek Addition in Tract 3A in the W1/2 of the SE1/4 of Section 2, T95N, R51W of the 5th P.M., Clay County, South Dakota: Roland H. Johnson. owner. Mockler moved, seconded by Packard and carried to pass and adopt the following resolution, pending approval signature by the Highway Superintendent.

RESOLUTION OF COUNTY COMMISSIONERS

Legal and Public

WHEREAS it appears that the owners thereof have caused a plat to be made of the following described real property:

Plat of Lots 1, 2, & 3 of Cottonwood Creek Addition in Tract 3A in the W1/2 of the SE1/4 of Section 2, T95N, R51W of the 5th P.M., Clay County, South Dakota; Roland H. Johnson, owner.

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.

Leo F. Powell, Vice 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 November 25, 2014.

Carri R. Crum County Auditor, Clay County, SD

Cynthia Aden, Administrator, met with the Board to present a plat of Tract 1of Johnson's Addition in the E1/2 of the SE1/4 and the E1/2 of the NE1/4 of Section 35, T95N, R52W of the 5th P.M., Clay County, South Dakota, containing 1,984,487 sq. ft. (45.56 acres) more or less; Sharon Johnson, owner. Mockler moved, seconded by Packard and carried to pass and adopt the following resolution, pending approval signature by the Highway Superintendent.

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 1of Johnson's Addition in the E1/2 of the SE1/4 and the E1/2 of the NE1/4 of Section 35, T95N, R52W of the 5th P.M., Clay County, South Dakota, containing 1,984,487 sq. ft. (45.56 acres) more or less; Sharon Johnson, owner.

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. SN/

Leo F. Powell, Vice 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 November 25, 2014.

Carri R. Crum County Auditor, Clay County, SD

Cynthia Aden, Administrator, met with the Board to present a plat of Tract 2 of Johnson's Addition in the E1/2 of the SE1/4 of Section 35, T95N, R52W of the 5th P.M., Clay County, South Dakota, containing 180,703 sq. ft. (4.15 acres) more or less; Sharon Johnson, owner. Mockler moved, seconded by Packard and carried to pass and adopt the following resolution, pending approval signature by the Highway Superintendent.

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 2 of Johnson's Addition in the E1/2 of the SE1/4 of Section 35, T95N, R52W of the 5th P.M., Clay County, South Dakota, containing 180,703 sq. ft. (4.15 acres) more or less; Sharon Johnson, owner.

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 subdivi-