

**February 09, 2010  
Commissioner Meeting**

The Board of County Commissioners met in regular session, Tuesday, February 9, 2010 at 9:00 a.m. Members present: Wilson, Sommervold, Powell, Passick and Kephart.

Minutes of the February 2nd meeting were amended and approved with a motion by Sommervold seconded by Passick and carried.

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

Rod Polley/ Hwy Superintendent met with the board to discuss Hwy matters.

Pete Johnson and Steve Weiland/Johnson Engineering of Yankton met with the Board to review the bid process for completing 302 Street. Sommervold moved, seconded by Passick and carried to authorize Johnson Engineering to move ahead with the bid process to complete the 302 St Project in 2010.

Kephart moved, seconded by Passick and carried to approve travel expenses paid for Hwy Supt to attend Supt. Short Course in Brookings March 9th thru 11th.

Application for Occupancy ROW for Clay Union Electric for cable installation on Hwy Bluff Road in Sec 3, 92-52 (Vermillion Twp.) was submitted. Passick moved, seconded by Kephart and carried to authorize the Chairman to sign said application.

Wilson moved, second by Sommervold to pass and adopt the following Resolution #10-11 Weight Limits on County Roads and to authorize the Chairman to sign letter of request/authorize the State Hwy Patrol to assist in enforcement of weight limit statutes on County highways. All voting aye, motion carried.

**RESOLUTION #10-11  
CLAY COUNTY WEIGHT  
LIMIT ENFORCEMENT  
RESOLUTION**

Whereas, seasonal climatic changes can be detrimental to our highways, and

Whereas, the Clay County Board of County Commissioners desires to protect existing Clay County Highways, ultimately saving tax dollars, and

Whereas, South Dakota Codified Law 32-14 allows for the reduction of the legal weight limit which may be carried upon highways within Clay County, and

Whereas the Clay County Board of Commissioners, desire the enforcement of weight limitations on Clay County roads as set forth and posted by the Clay County Highway Superintendent.

NOW THEREFORE BE IT RESOLVED:

That the limits on Clay County roads shall be set at six (6) ton per axle on all hard surface roads with the exception of County road H-4 (469 Ave), Burbank north to highway 50, and County roads B-1 & B-2 (45th Ave) and Hwy 46 north to highway 46, the West County Line, from Irene south and all gravel roads shall be posted at seven (7) ton per axle, or as posted. That the South Dakota Highway Patrol is hereby authorized and requested to enforce weight limitations on Clay County Roads.

BE IT FURTHER RESOLVED that the penalty for the violation of the load restriction shall be as set forth in SDCL 32-22-55.

Vote of Clay County Commission  
AYE \_\_\_\_\_  
NAY \_\_\_\_\_

Dated this 9th day of February 2010, at Vermillion, S.D.  
ATTEST:

**Leo F. Powell, Chairman  
Chairman, CLAY COUNTY  
COMMISSION**

**Ruth Bremer  
CLAY COUNTY AUDITOR**  
Passick moved, seconded by Kephart and carried to set the last meeting in February on Wednesday the 24th to allow the Chairman to attend.

Wilson moved, seconded by Sommervold and carried to set February 24th for the following Budget Supplemental Hearing.

**NOTICE OF HEARING  
COUNTY BUDGET  
SUPPLEMENT**

Notice is hereby given that in accordance SDCL 7-21-22 the Clay County Commissioners will conduct a public hearing February 24th 2010 at 9:30 a.m. on supplementing the 2010 County Budget for \$1,700,000 to the Highway Department (20100X426031) with funds accumulated for the completion of the 302 Street Project.

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

**Ruth A. Bremer  
Clay County Auditor**  
Sommervold moved, seconded by Kephart and carried to set April 6th at 9:30 a.m. for the following bid letting for Hwy Supplies & Materials.

**NOTICE TO BIDDERS**

Notice is hereby given that the Board of County Commissioners of Clay County, South Dakota, will conduct bid opening at 9:30 a.m. April 6th and will receive bids at the office of the Clay County Auditor, Clay County, South Dakota until 9:30 a.m. on the 6th day of April, 2010, for the furnishing of the following materials:

- ASPHALT CONCRETE
- LIQUID ASPHALT
- CONCRETE & METAL CULTURETS
- CONCRETE BRIDGE DECKING
- BLADES
- TRAFFIC SIGNS & STEEL SIGN POSTS
- CRANE WORK, CRANE MEN, AND DRIVEN PILING
- CRUSHED GRAVEL
- CRUSHED QUARTZITE

Specifications for the above materials are on file at the Clay County Auditor's Office, Vermillion, South Dakota.

**Ruth A. Bremer  
Clay County Auditor**  
Pub: March 26th & April 2, 2010  
Carolyn Triplette/Wakonda Resident met with the Board to discuss taxes and making the payment after the 20th to keep her property. The Property is currently being taken for tax deed by the County and will become effective on February 20th. It was the consensus of the Board that they will

revisit the request on the 24th of February to see if the applicant can pay all that is due. When paid, they will then decide whether or not to re-convey the property back to the landowner.

Andy Howe, Sheriff met with the Board. Personnel updates for February: New Hire: Mike Smith-Pt Jailer starting Feb.1st at \$12.00 per hour, Angie Madsen changed from 3/4 time to FT (no hourly wage change) and Lisa Wood changed from 3/4 time to 1/2 time (no hourly wage change).

Passick moved, seconded by Kephart and carried to authorize travel expenses paid for Sheriff Deputy to attend Crisis Hotage Negotiations School Entitled in Johnston Iowa February 17-19.

The Sheriff requested guidance on travel expenses paid for new sheriff deputies going to Pierre for 12 weeks of Law Enforcement Academy Training (required for certification). Currently one round trip is paid for attendance and the state pays for rooms and meals.

Passick moved, seconded by Wilson and carried to approve travel expenses paid for Hwy Supt to attend Supt. Short Course in Brookings March 9th thru 11th.

The Sheriff's Monthly Cash Report for January was accepted and placed on file.

Abatement #10-03 was presented for parcel #15297-00100-10000, Legal: Lots 10 & 11 Blk 1, for abatement of \$90,10 of city special assessment (storm water). Sommervold moved, seconded by Wilson and carried to authorize the Chairman to sign said abatement.

The Extension Monthly Activities Report for February was accepted and placed on file.

The Board discussed Ordinance's for Wind Energy and Establishing Regulations for Rock, Sand and Gravel Extraction and was the consensus of the Board that these should be done together and be included with updating the County Zoning Ordinance.

Sommervold moved, seconded by Kephart and carried to authorize travel expenses paid for Chairman Powell to attend 5-county chairperson meeting in Vermillion February 11th. Wilson moved, seconded by Kephart and carried to allow travel expenses paid for Commissioner Passick to attend Legislative hearing in Pierre February 10th.

The Register of Deeds Statement of Fees Collected for January 2010 for \$5763.80 and the following Auditor's Account with the County Treasurer for January 2010 were accepted and placed on file.

**AUDITOR'S ACCOUNT WITH  
THE COUNTY TREASURER**

To the Honorable Board of County Commissioners of Clay County items in the hands of the County Treasurer as of January 31, 2010 I hereby submit the following report of my examination of the cash and cash equivalents. Total amount of deposits in banks 2,084.15 Amount of actual cash 47,105.90 Total amount of checks and drafts in treasurer's possession not exceeding three days 851,000.00 Cash Items 51,000.00 Investments 4,148,504.99 Cash Variation Total Dated this 4th Day of February 2010.

Itemized list of all items, checks and drafts which have been in the Treasurer's possession over three days 2,015.36 Checks returned and not deposited 851,000.00 Cash Items 51,000.00 Investments 4,148,504.99 Cash Variation Total Dated this 4th Day of February 2010.

**Ruth A. Bremer, County  
Auditor**  
Passick moved, second by Sommervold and carried to pass and adopt the following resolution approving the Joint Cooperative Agreement with Clay County and the Irene/Wakonda School District regarding Reorganized Bonded Debt.

Itemized list of all items, checks and drafts which have been in the Treasurer's possession over three days 2,015.36 Checks returned and not deposited 851,000.00 Cash Items 51,000.00 Investments 4,148,504.99 Cash Variation Total Dated this 4th Day of February 2010.

**RESOLUTION #10-12  
RESOLUTION APPROVING  
JOINT POWERS AGREEMENT  
BETWEEN CLAY COUNTY  
AND IRENE-WAKONDA  
SCHOOL DISTRICT 13-3**

WHEREAS, under SDCL Chapter 13-6 (the "Act") the Irene School District 13-3 and the Wakonda School District 13-2 ("Former District") reorganized into the Irene-Wakonda School District 13-3 (the "School District"); and

WHEREAS, under South Dakota law, jurisdiction of all long term indebtedness of the Former District was transferred to Clay County (the "County"); and

WHEREAS, interest savings may be had by refunding long term indebtedness of the Former District; and

WHEREAS, each of the parties hereto is empowered to contract and cooperate for the joint exercise and performance of certain powers, duties and functions by virtue of SDCL Chapter 1-26, SDCL § 6B-8B-16 and SDCL § 13-6-82, and as may otherwise be permitted, and

WHEREAS, certain efficiencies may be had by entering into a joint powers agreement between Clay County and the Irene-Wakonda School District 13-3.

NOW THEREFORE, BE IT RESOLVED BY CLAY COUNTY COMMISSIONERS AS FOLLOWS:

SECTION 1. The Joint Powers Agreement in substantially the form on file with the County Auditor and open to public inspection is approved.

SECTION 2. The Chairman and Auditor are authorized to make such modifications or amendments to the Joint Powers Agreement as they deem necessary and to execute the same on behalf of the County.

**CLAY COUNTY COMMISSION**

**Leo F. Powell, Chairman**

**Ruth A. Bremer, Auditor**  
The Board reviewed the request from Beadle County to authorize the Chairman to sign a letter of support for SB#184 in regards to certain provisions concerning the taxes imposed by water development districts and the formation of water development districts. It was the consensus of the Board that did not have enough information on SB#184 to make a decision and felt this should be resolved by the affected parties.

**Motion by Kephart, seconded by Sommervold and carried to approve the following claims for payment: February Bills;**

(Prof. Serv./Fees) Alltel-\$55.14, Amanda Anderson-\$40.00, John Billings-\$1,275.00, Datamax-\$1,981.30, Dept. Of Revenue-\$2,286.77, First Bank & Trust Visa-\$120.00, Hansen Funeral Home-\$1,900.00, Jennifer Holman-\$30.00, Garrett Horn Law-\$196.69, Kennedy, Pier & Knoff-\$129.00, Lincoln Co. Treasurer-\$662.27, Scot Manschreck-\$82.00, Netsys Plus-\$13.13, Plain Talk-\$33.37, SD Achieve-\$60.00, SD Dept. Of Health-Lab-\$402.00, WESDAG-\$360.00, Mathias Stricherz-\$1,541.25, University Cleaners-\$9.00, Yankton Co. Sheriff-\$75.00, Yankton Co. Treasurer-\$498.25; (Publishing) Broadcaster Press-\$35.52, Plain Talk-\$27.27, The Equalizer-\$36.00, (Towing) Mart Auto Body & Marine-\$75.00; (Repairs/Maint.) Automatic Bldg. Controls-\$167.00, Brunick Service-\$140.00, Censurco-By-2-9.95, Products-\$39.79, HARTELCO-\$10.00, Iowa Office Supply-\$46.58, KONE, Inc.-\$386.16, Mart Auto Body & Marine-\$60.00, Midwest Bldg. Maint.-\$16.00, Tom and Carrie's Trucking Enterprises-\$882.00, Presto-X-\$63.00, Tom Taggart Snow Removal-\$816.00, Vermillion Ford-\$511.00; (Data Processing) Bruce Mast-\$450.00, Microfilm Imaging Systems-\$40.00, Currys-By-2-9.95, \$570.00; (Materials/Supplies) A-OX Welding Supply-\$401.25, Appera-\$41.47, Brown & Saenger-\$92.52, Brunick Service-\$30.00, Butler Machinery-\$914.97, Riverina (Tractor) Supply-\$286.80, Campbell Supply-\$108.79, Chemco-\$490.55, Dakota PC Warehouse-\$249.99, Fastenal-\$31.49, First Bank & Trust Visa-\$105.14, Great Plains International-\$73.68, Higman Sand & Gravel-\$3,069.37, Iowa Office Supply-\$163.48, JCL Solutions-\$217.40, Jones ACE Hardware-\$8.00, Lawson Prods-\$411.25, Layne-Walbridge-\$10.00, Lesco-\$38.82, Newco-\$150.00, Light & Siren-\$306.97, Mart Auto Body & Marine-\$24.98, McLeod's Printing & Supply-\$160.95, Midwest Building Materials-\$40.00, Miller, Inc. Distributors-\$38.82, Newco-\$150.00, Light & Siren-\$306.97, Orr Farm Supply-\$26.85, Perkins Office Solutions-\$76.78, Pitney Bowes-\$205.98, Print Source-\$7.20, Purnell-Hunter-\$272.30, Vermeer Ford-\$426.27; (Travel/Conference) Brunick Service-\$35.00, SD EMA-\$30.00, Tri-State EMA-\$10.00; (Utilities) City Of Vermillion-\$1,592.19, Fischer's Disposal-\$145.00, GRIELCO-\$49.95, MidAmerican Energy-\$2,695.46, Qwest-\$511.62; (Machinery/Auto) First Bank & Trust Visa-\$34.50, Quality Motors-\$910.30; (Catastrophic Poor Relief Fund) \$10.00, Gloria Christensen (Detention) Minnehaha Co. JDC-\$2,800.00; (Books) West Group-\$1,694.54; (Jury/Witness) Tony Anderson-\$49.60, Jennifer Berglund-\$10.00, Sophia Chao-\$10.00, Gloria Christensen-\$50.00, Earl Coker-\$10.00, Donald Dahlin-\$10.00, F. Arlene DeVany-\$17.40, Amanda Eli-\$42.94, Robert Freye-\$66.28, Duane Fulk-\$10.00, Amy Girard-\$60.36, Dennis Goeden-\$72.20, Greg Grogan-\$50.00, Kelleen Gregg-\$10.00, Cory Haisch-\$10.00, Evan Hanson-\$42.94, Amanda Himes-\$15.18, Elizabeth Hjermstad-\$10.00, Pamela Husak-\$5.00, Janice Johnson-\$42.94, Gail Kjeller-\$50.00, Maynard Knox-\$10.00, Dustin Larsen-\$12.96, Cynthia Madsen-\$10.00, Kathy Merrigan-Manning-\$50.00, Scott Mollman-\$13.58, the Board of County Commissioners-\$10.00, Tamm Oman-\$10.00, Chad Ouellette-\$17.40, Andrew Pier-\$10.00, Jessica Ruter-\$42.94, Thomas Shouse-\$50.00, Bradley Steeneck-\$57.40, Kathleen Tracy-\$10.00, Fredricka Welch-\$20.00.

At 11:10 a.m. Wilson moved, seconded by Kephart and carried to adjourn and reconvene Wednesday, February 24, 2010 at 9:00 a.m.

**RESOLUTION #10-13  
WIC FUND CLOSURE &  
TRANSFER**

BE IT RESOLVED BY THE Clay County Board of Commissioners hereby authorize the transfer of funds from the WIC Fund (closing out) to County General Fund (10100) and to authorize the WIC Budget to operate out of County General Fund Budget 10100XXXX426 beginning January 2010 and there-

after Motion by Commissioner seconded by Commissioner \_\_\_\_\_ Vote of the Board: Sommervold, \_\_\_\_\_, Kephart Powell, \_\_\_\_\_, Passick \_\_\_\_\_, Wilson \_\_\_\_\_ Motion carried.

Dated this 24th Day of February, 2010.

**Board of County  
Commissioners  
Clay County, South Dakota**

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

**Ruth A. Bremer,  
County Auditor**

Sommervold moved, seconded by Kephart and carried to authorize the Chairman to sign Noll Collection Service Assignment for Purposes of Suit on County Lien #004500.

At 9:30 a.m. the Board conducted a public hearing on Supplementing the County Highway Budget with funds from the Hwy Fund and County General (10100) Restricted Fund (302 St.Project) for the purpose of completing the 302 Street Project.

No written comments were received and no one in attendance in opposition to the proposed supplement.

Sommervold moved, seconded by Kephart to pass and adopt the following resolution authorizing the budget supplement to the 2010 Budget. All voting aye, motion carried.

**RESOLUTION #10-10  
Supplement Hwy Budget 2010**

WHEREAS, Clay County has restricted its highway operations to the 302 Street and has put aside money for 302 Street; and

WHEREAS the Board of Commissioners feel there is adequate highway funds on hand now to finish the project they started in 2007 and feel there is no need to get the project done in 2010; and

WHEREAS a Notice of Supplemental Budget Hearing was published in the Plain Talk February 12th, 19th, 20th and posted in the courthouse lobby bulletin board for 10 days prior to hearing.

NOW THEREFORE BE IT RESOLVED: That the following supplement to the 2010 Annual County Budget is hereby adopted: Highway Department (D-311)-\$1,700,000 (20100 Fund) GL#4260311 302 Street Project

Dated the 24th day of February 2010.

Commissioner \_\_\_\_\_ moved the adoption of the foregoing Resolution; motion seconded by Commissioner \_\_\_\_\_

Vote of the Commission: Sommervold, \_\_\_\_\_, Passick \_\_\_\_\_, Kephart \_\_\_\_\_, Wilson \_\_\_\_\_, and Powell \_\_\_\_\_

Upon which voting the foregoing Resolution was declared passed and adopted.

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

**ATTEST:**

**Ruth A. Bremer,  
County Auditor**

Published once at the approximate cost of \$151.04  
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**February 24, 2010  
Commissioner Meeting**

The Board of County Commissioners met in regular session Wednesday, February 24, 2010 at 9:00 a.m. Members present: Sommervold, Powell, Wilson, Passick and Kephart.

Wilson moved seconded by Sommervold and carried to approve the agenda with the addition of the Chairman's report on the 5-county Chairperson meeting held on February 11th during the visitors to be heard.

Minutes of the February 9th meeting were approved with a motion by Kephart, seconded by Passick and carried.

The Vermillion Public Library's Board of Trustees's Monthly Meeting report for January 2010 was accepted and placed on file.

Calvin Hansen met with the Board during visitors to be heard requesting that the Yankton/Clay Ditch continued to be cleaned. It was the consensus of the Board that the plans were to continue from where they ended last fall. The Board will put this on the agenda for March 2nd as Ditch Board to set a time for bid letting the Yankton/Clay Ditch cleaning.

The Annual Report for Clay County 2009 was accepted and placed on file.

Kephart moved, seconded by Sommervold and carried to pass and adopt the following resolution approving the closing of the WIC Fund and the transfer of funds to County General.

**RESOLUTION # 10-13  
WIC FUND CLOSURE &  
TRANSFER**

BE IT RESOLVED BY THE Clay County Board of Commissioners hereby authorize the transfer of funds from the WIC Fund (closing out) to County General Fund (10100) and to authorize the WIC Budget to operate out of County General Fund Budget 10100XXXX426 beginning January 2010 and there-

after Motion by Commissioner seconded by Commissioner \_\_\_\_\_ Vote of the Board: Sommervold, \_\_\_\_\_, Kephart Powell, \_\_\_\_\_, Passick \_\_\_\_\_, Wilson \_\_\_\_\_ Motion carried.

Dated this 24th Day of February, 2010.

**Board of County  
Commissioners  
Clay County, South Dakota**

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

**Ruth A. Bremer,  
County Auditor**

Sommervold moved, seconded by Kephart and carried to authorize the Chairman to sign Noll Collection Service Assignment for Purposes of Suit on County Lien #004500.

At 9:30 a.m. the Board conducted a public hearing on Supplementing the County Highway Budget with funds from the Hwy Fund and County General (10100) Restricted Fund (302 St.Project) for the purpose of completing the 302 Street Project.

No written comments were received and no one in attendance in opposition to the proposed supplement.

Sommervold moved, seconded by Kephart to pass and adopt the following resolution authorizing the budget supplement to the 2010 Budget. All voting aye, motion carried.

**RESOLUTION #10-10  
Supplement Hwy Budget 2010**

WHEREAS, Clay County has restricted its highway operations to the 302 Street and has put aside money for 302 Street; and

WHEREAS the Board of Commissioners feel there is adequate highway funds on hand now to finish the project they started in 2007 and feel there is no need to get the project done in 2010; and

WHEREAS a Notice of Supplemental Budget Hearing was published in the Plain Talk February 12th, 19th, 20th and posted in the courthouse lobby bulletin board for 10 days prior to hearing.

NOW THEREFORE BE IT RESOLVED: That the following supplement to the 2010 Annual County Budget is hereby adopted: Highway Department (D-311)-\$1,700,000 (20100 Fund) GL#4260311 302 Street Project

Dated the 24th day of February 2010.

Commissioner \_\_\_\_\_ moved the adoption of the foregoing Resolution; motion seconded by Commissioner \_\_\_\_\_

Vote of the Commission: Sommervold, \_\_\_\_\_, Passick \_\_\_\_\_, Kephart \_\_\_\_\_, Wilson \_\_\_\_\_, and Powell \_\_\_\_\_

Upon which voting the foregoing Resolution was declared passed and adopted.

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

**ATTEST:**

**Ruth A. Bremer,  
County Auditor**

Kephart moved, seconded by Wilson and carried to approve travel expenses paid for Auditor, Treasurer and Deeds to attend Elected Officials Workshop in Pierre May 12-14.

Minutes of Human Welfare & Zoning Administrator met with the Board. Passick moved seconded by Sommervold and carried to pass and adopt the following resolution approving Survey Plat of Schaefer Tract 1 in Lot 2 in the NW1/4 of Section 2, T94N, R53W, 5th P.M. Clay County, South Dakota; John A. and Donna M. Schaefer, owners.

**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 Schaefer Tract 1 in Lot 2 in the NW1/4 of Section 2, T94N, R53W, 5th P.M. Clay County, South Dakota; John A. and Donna M. Schaefer, owners.

Be it resolved that the Board of County Commissioners of said County has examined the same and approved 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 unimproved 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 levied on 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, Chairman  
Board of County  
Commissioners**

**Ruth A. Bremer, County  
Auditor**

I, Ruth A. Bremer, County Auditor of Clay County, South Dakota do hereby certify that the within and foregoing is a true copy of the Resolution passed on February 24, 2010.

**County Auditor,  
Clay County, SD**

Welfare Application for WC #09-22 was presented for hospital expenses for Sanford Vermillion in the amount of \$6,306.79. Wilson moved, seconded by Kephart and carried to approve said application as applicant does qualify under county guidelines.

Welfare Application for WC #10-02 was presented for burial expenses for Kolber Funeral Home in the amount of \$1900. Sommervold moved, seconded by Wilson and carried to approve said application as applicant does qualify under county guidelines.

The Board discussed a recent FEMA letters regarding the flood plain maps and the need to adopt flood plain management regulations to meet the standards of Paragraph 60.3(b) of the NFIP regulations. The Zoning Director will work with SC90 on getting the documents ready for adoption before August 5th deadline.

The Board discussed travel information for Commissioners and Welfare Director to attend workshop in Pierre March 17-18 and was the consensus that there was not enough interest to warrant the expense.

Lou Weinberg/Town Square

owner met with the Board to discuss waiving out a solution to the assessment of his property rather than going to court.

Leonard Rasmussen/DOE and Teddi Gertsma/States Attorney were present for the discussion. Due to pending case of Town Square, on the decision made in 2009 Equalization Boards, the States Attorney and Assessor will review his proposal when all of their requested information is turned over to them.

The Board reviewed it previous decision to take this to court as per the recommendations of the DOE and feel they have made the right decision and feel no change is needed.

Carolyn Triplette/Wakonda Resident met with the Board regarding property taken by tax deed. The applicant requested that the Board present for them the total amount of money to pay all of the taxes due. Passick moved, seconded by Wilson and carried to allow the Triplette family to remain in the home up until May 1st giving them time to collect enough money to pay delinquent taxes and interest, contingent upon them signing an indemnity agreement with the county knowing they will be evicted if the money is not presented for payment by May 1st. Passick suggested they apply for programs to get into a place more suitable for their well being and gave them the needed information to get the process started.

Leonard Rasmussen/DOE and States Attorney/Teddi Gertsma met with the Board. At 10:30 a.m. Sommervold moved, seconded by Kephart and carried to go into executive session to discuss pending legal issues. At 10:50 a.m. Sommervold moved, seconded by Wilson and carried to come out of executive session. It was the consensus of the Board that the assessor continue with process of getting a Licensed Appraiser for said property.

Gary Welter/ BlueCross/BlueShield met with the Board to discuss the renewal of the county's health insurance coverage for 2010. It was requested that the employees be offered an additional policy choice if they wanted to upgrade. (With the employee paying the difference). The Board will review and act on the health insurance coverage at next week's meeting.

Archie Plutonium/Meckling resident met with the Board to discuss an ordinance concerning the treatment of animals. Someone has been trapping and taking the area cats causing him to have rabbits and rats around his residence. It was the consensus of the Board that they would get needed information regarding animal cruelty and work on something that could work in unorganized towns and subdivisions within the county.

Notice of Supplemental Budget Hearing was published in the Plain Talk February 12th, 19th, 20th and posted in the courthouse lobby bulletin board for 10 days prior to hearing.

NOW THEREFORE BE IT RESOLVED: That the following supplement to the 2010 Annual County Budget is hereby adopted: Highway Department (D-311)-\$1,700,000 (20100 Fund) GL#4260311 302 Street Project

Dated the 24th day of February 2010.

Commissioner \_\_\_\_\_ moved the adoption of the foregoing Resolution; motion seconded by Commissioner \_\_\_\_\_

Vote of the Commission: Sommervold, \_\_\_\_\_, Passick \_\_\_\_\_, Kephart \_\_\_\_\_, Wilson \_\_\_\_\_, and Powell \_\_\_\_\_

Upon which voting the foregoing Resolution was declared passed and adopted.