

**DAY COUNTY COMMISSION**  
**WEBSTER, SOUTH DAKOTA**  
**January 21, 2020**  
**(unapproved)**

The Day County Board of Commissioners convened in regular session at 9:00 AM, Tuesday January 21, 2020 in the Commissioners Chambers in the Day County Courthouse. Meeting called to order by Chairman Tompkins. Members present: Commissioners James, Tobin, Sinner and Walters. Others: Glenn Gebur, Jim Walter and Amanda Fanger-R&F.

**PLEDGE:** Chairman Tompkins led the members in reciting the Pledge of Allegiance.

**CORRESPONDENCE:** SD GFP, Safety Benefits and SDACC.

**PUBLIC COMMENTS:** None.

**MINUTES:** Moved by Sinner, seconded by Walters to approve the minutes for January 7, 2020 regular commissioner meeting. Motion carried.

**PAYROLL:** Moved by James, seconded by Sinner to approve and authorize the chairman to sign the payroll period ending January 4, 2020. Motion carried.

Auditor's Office 3,991.83; Treasurer's Office 4,704.80; Register of Deeds 3,567.20; State's Attorney 2,096.00; Sheriff's Office 9,370.62; Jailors 8,902.40; Assessor's Office 4,755.58; Commissioners 2,706.92; Home Health 407.14; WIC 244.48; Veteran's Service 1,195.94; Maintenance 2,824.62; Extension 1,106.00; Welfare 197.50, Drainage 98.08; Planning & Zoning 216.58; OEM 730.00; 911 328.50; Weed 670.15; Highway 19,724.30; Social Security 4,106.62; Medicare 960.37; Life Insurance 267.72; SD Retirement 3,586.14 for a total of 76,759.49.

**CLAIMS:** Moved by James, seconded by Tobin to approve and authorize the chairman to sign the following audited claims. Motion carried.

**SERVICES:** A&B Business Inc. 182.44, Aramark Uniform Services/Ameripride Services Inc. 138.11, Century Business Products 225.97, Codington Co. Search and Rescue 1,500.00, Dean Schaefer Court Reporting 60.00, Foerster Testing Limited 1,000.00, Ameripride 274.52, Kone Inc. 230.88, Law Office of Danny Smeins 4,506.64, Lewis and Clark Mental Health 178.00, Sanford Health 505.00, SDACO M&P Fund 188.00, SDML Workers' Compensation fund 25,079.00, Storage Rentals LLC 100.00, Tyler Technologies Inc. 22,541.41, Xerox Corp. 282.38,

**SUPPLIES:** A&S Hardware 27.98, Amanda Bartelt 36.17, Cardmember Service 2,298.93, Cole Papers, Inc. 77.31, CWD 460.63, Martel Electronics, Inc. 8,766.00, Mid-American Research 132.26, Mike's Jack & Jill 302.39, Minn-Kota Communications, Inc. 17,921.92, Pheasant Country Express Inc. 2,205.64, Phoenix Supply 922.72, Premier Biotech 430.00, Sioux Valley Cooperative 73.20, Snaza Implement LLC 18.25, Sturdevant's Auto Parts 87.30, Valley Office Products 595.00, Webster Tire Inc. 410.00,

**REPAIRS:** Dakota Electronics 14,432.80, Little Falls Machine Inc. 951.24, Mereen-Johnson 188.94, Transource Trucking Equipment 4.04, Watertown Truck & Trailer Inc. 829.93,

**UTILITIES:** City of Webster 26.00, Dependable Sanitation 146.48, ITC Telecom 55.24, James Valley Telecommunication 139.40, Northwestern Energy 4,492.25, Ottertail Power Co. 37.48, RC Technologies 50.00, Venture Communication Inc. 264.69,

**DUES:** SD State's Attorneys Association 761.00, SDAE4-HP 35.00,

**DONATIONS:** Community Transit Inc. 4,250.00, Safe Harbor 295.00,

**EQUIPMENT:** Butler Machinery 321,015.22, Sanitation Products, Inc. 8,769.60,

**INSURANCE:** SD Public Assurance Alliance 83,401.35,

**INSURANCE DEDUCTIBLE:** Karli Zimmerman 2,000.00,

**SUBSCRIPTION:** Aberdeen American News 395.00,

**MANUAL CHECKS:** State of SD Treasurer 65.25, SD Dept. of Revenue 92,332.05, Beacon Center 148.80.

**REPORTS:** The Board noted the following reports:

In compliance with the law, I, Bonnie Fosheim hereby submit the following report of my examination of the cash and cash items in the hands of the Treasurer of this County as of January 1, 2020. Total amount of deposits in bank 206,874.72. Total amount of actual cash 678.92. Total amount of deposits and drafts in treasurer's possession not exceeding three days 55,438.57. Itemized list of all items, checks and drafts, which have been in the treasurer's possession over three days: CD'S 590,000.00; IMMA 5,370,283.17; Postage 366.08; Register of Deeds petty cash 85.00; Credit cards 784.93 for a total of \$6,224,511.39. Cash Balances: General Fund 2,545,039.20; Highway 3,253,630.19; E911 2,978.74; OEM 5,195.43; Domestic Abuse 414.00; 24/7 Fund 25,100.95; M & P Fund 43,763.94; 700 Accounts 348,303.94; equals \$6,224,426.39.

In compliance with the law, I, Jodi Berger hereby report the fees of the Office of Register of Deeds for the month of December 2019. Births (8) 120.00; Deaths (38) 570.00; Marriages (1) 40.00; Transfer fees 2,166.00; Recordings 2,985.00; Copies 490.20; Sales Tax .48 for a total of 6,371.68.

In compliance with the law, I, Ryan Rucktaeschel hereby submit the following report of all fees received by me as Sheriff within and for the County for the month of December 2019: Accident Reports 4.00; Phone cards 180.00; Phone Commission 511.52; Remote Breath Tests 106.00, Remote Breath Activation 80.00; Sheriff's Fees 1,324.55; Finger Prints 70.00; Juvenile Care 3,400.00; PBT's 328.00; Pistol Permits 9.00; Prisoners-Out of Co. 6,160.00; UA Fees 340.00; Work Release 420.00 for a total of 12,933.07.

**COMMUNITY HEALTH NURSE:** Community Health Nurse Aadland gave her quarterly report for October-December 2019.

**PLANNING/ZONING:** Moved by Walters, seconded by Sinner to recess the regular session at 9:16 AM, to convene as Planning, Zoning and Drainage Board. Motion carried. Chairman Tompkins reconvened the regular session at 9:26 AM.

**PLAT:** Upon recommendation of the Planning & Zoning Board, moved by James, seconded by Walters to approve the following plat: 1) Webster Airport First Addition in the NE (14-121-56). Motion carried.

**HIGHWAY DEPT:** Hwy Supt. Braaten presented the 2019 Hwy Year End Recap.

**LOAD LIMITS:** Moved by Sinner, seconded by Walters to adopt the following Resolution and authorize the Highway Supt. to set the effective date for Road Limits. Motion carried.

#### RESOLUTION #2020-02

WHEREAS the Day County Highway Superintendent will be placing restrictions on county roads during the spring break-up, starting March 1, 2020, and

DO NOW THEREFORE request that the South Dakota Highway Patrol assist in enforcing the road weight restrictions on county roads.

Dated at Webster, South Dakota, this 21st day of January 2020.

By the Board of County Commissioners:

James Tompkins, Chairman

Frank James

Richard Tobin

Derek Sinner

Linda M. Walters

ATTEST: Bonnie Fosheim- County Auditor

**ROW ACQUISITIONS ON CO. #1:** Moved by Walters, seconded by Sinner to approve the chairman and auditor to sign (as needed) ROW Acquisitions on Co. # 1. Motion carried.

**TRAVEL REQUEST:** Moved by Tobin, seconded by James to approve travel expenses for Bill Dylla to attend the Chemical License Recertification Class in Watertown on February 4, 2020. Motion carried.

**FLOOD EVENT AGREEMENT:** Moved by Walters, seconded by Tobin to approve the chairman to sign an Amendment to the 2019 Emergency Relief Event C Flood Event Agreement. Motion Carried.

**SD DOT AGREEMENT:** Moved by Walters, seconded by Tobin to approve the chairman to sign the State of SD DOT Joint Powers Force Account Agreement for ER Project. Motion carried.

**SHERIFF DEPT: TRAVEL REQUEST:** Moved by Tobin, seconded by James to approve Sheriff Rucktaeschel to attend the Annual Sheriff's Convention April 20-23, 2020 in Deadwood, SD. Motion carried.

**DONATION FOR SEARCH/RESCUE DOGS:** Moved by Tobin, seconded by James to approve a donation of \$300.00 for the search and rescue dogs with a company out of Brookings that were used in Day County on September 18, 2019. Motion carried.

**PART-TIME STAFF LIST:** Sheriff Rucktaeschel presented to the board a list of part-time dispatchers/ jailers/transport staff that he could use periodically when needed. Moved by James, seconded by Sinner to approve the list as presented. Motion carried.

**VEHICLE REPAIR:** Sheriff Rucktaeschel informed the board the 2011 Dodge pickup needs major repairs. He recommends to park it and have Deputy Schreur use the 2011 Chevy Tahoe for the time being.

**OEM-LEPC ROSTER:** OEM Director Anderson presented to the board the LEPC Roster.

**LAKE LEVEL MONITORING:** OEM Director Anderson presented to the board information and the cost for getting lake level readings.

**ABATEMENTS:** Auditor Fosheim presented abatements for Commission approval.

**ABATEMENT #2020-01:** Moved by Walters, seconded by James to abate \$12.50 on parcel #71.11.03021 for City of Bristol due to being tax exempt. Motion carried.

**ABATEMENTS #2020-02 through 2020-04** are the 2019 Advance Mobile Home taxes. Moved by Walters, seconded by James to abate \$965.56. Motion carried.

**ABATEMENT #2020-05:** Moved by James, seconded by Tobin to abate \$4,355.51 on parcel #78.26.0070 for Tabor Church due to being tax exempt. Motion carried.

**ABATEMENT #2020-06:** Moved by Sinner, seconded by James to abate \$203.92 on parcel #78.03.0301 for Ron Block due to house torn down. Motion carried.

**TRAVEL REQUEST:** Moved by Walters, seconded by Sinner to approve travel expenses for the following: 1) Annual Report Workshop in Mitchell, SD on January 29, 2020 for Auditor's Staff to attend; 2) SD Supreme Court oral arguments hearing on the Pickerel Lake Tax Appeal in Pierre, SD at 9 AM on February 12, 2020 for States Attorney and DOE to attend; 3) Co. Commissioners/Welfare Officials Spring Workshop in Pierre, SD on March 11-12, 2020 for Commissioners and county employees to attend; 4) SDACO Spring Workshop in Pierre, SD on May 12-13, 2020 for county employees to attend; 5) SDACO Deputy Workshop in Pierre, SD on June 10, 2020 for county employees to attend; 6) SD County Convention in Sioux Falls, SD on September 14-15, 2020 for Commissioners and county employees to attend; 7) States Attorney to travel to Marty, SD on January 23, 2020 to meet with a victim on a pending criminal case. Motion carried.

**PERSONNEL POLICY HANDBOOK CHANGES:** Moved by Sinner, seconded by James to approve the changes as presented and update the Personnel Policy Handbook. Motion carried.

**DOE EMPLOYEE:** During the January 7, 2020 commissioner meeting, when the Planning, Zoning and Drainage secretary was changed from Barbra Block to Stephanie Williams (making her full-time), Barbra Block should have been listed as a full-time assessor in the DOE office. Moved by Walters, seconded by Tobin to have Barbra Block as a full-time assessor in the DOE office. Motion carried.

**EXECUTIVE SESSION:** Moved by Sinner, seconded by Walters to enter Executive Session at 11:08 AM for personnel matters as per SDCL 1-25-2. Motion carried. Chairman Tompkins reconvened the regular session at 11:39AM.

**ADJOURNMENT:** Moved by Sinner, seconded by Walters to adjourn until 9:00 AM, Tuesday February 4, 2020 to convene in the Commissioners Chambers in the Day County Courthouse. Motion carried.

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James Tompkins  
Chairman

ATTEST:

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Bonnie Fosheim  
Day County Auditor

Day County does not discriminate on the basis of color, national origin, sex, religion, age, or disability in employment or the provision of service.