

**DAY COUNTY COMMISSION**  
**WEBSTER, SOUTH DAKOTA**  
**June 4, 2020**  
**(unapproved)**

The Day County Board of Commissioners convened in regular session at 9:00 AM, Thursday June 4, 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: Auditor Fosheim and Amanda Fanger-R&F.

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

**CANVASS JUNE 2, 2020 PRIMARY ELECTION:** Chairman Tompkins recessed the regular session at 9:01 AM to convene as a Canvassing Board for the purpose of canvassing the June 2, 2020 Primary Election as authorized by SDCL12-20-36. Commission members present: Chairman Jim Tompkins, Frank James, Rick Tobin, Derek Sinner and Linda Walters. Also present were Auditor Fosheim, Deputy Auditor Marx and Amanda Fanger-R&F. Chairman Tompkins reconvened the regular session at 9:22 AM. Results as follows: No Provisional Ballots. 1009 Voters.

**Republican ballot:** United States Senator: Mike Rounds 373, Scyller J. Borglum 136. United States Representative: Liz Marty May 103, Dusty Johnson 400. **Democrat ballot:** President: Bernie Sanders 61, Joseph R. Biden 416. Moved by James, seconded by Walters to accept the results of the June 2, 2020 Primary Election. Motion carried.

**CORRESPONDENCE:** Day County Audit Report, Thank you's from Jen Moos and Shirley Naessig & family.

**PUBLIC COMMENTS:** None.

**MINUTES:** Moved by Sinner, seconded by Walters to approve the minutes for May 19, 2020 regular commission meeting. Motion carried.

**PAYROLL:** Moved by Walters, seconded by Tobin to approve and authorize the chairman to sign the payroll period ending May 23, 2020. Motion carried.

Auditor's Office 4,752.20; Treasurer's Office 5,047.20; Register of Deeds 3,287.20; State's Attorney 2,096.00; Sheriff's Office 8,823.25; Jailors 6,535.50; Assessor's Office 4,969.70; Commissioners 2,706.92; Home Health 365.75; WIC 385.00; Veteran's Service 2,019.35; Maintenance 1,733.60; Extension 1,106.00; Welfare 395.00; Drainage 98.08; Planning & Zoning 295.58; OEM 730.00; 911 365.00; Weed 670.15; Highway 20,124.51; Social Security 4,082.63; Medicare 954.81; SD Retirement 3,469.34 for a total of 75,292.77.

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

**SERVICES:** AlertSense, Inc. 1,200.00, Aramark Uniform Services 348.36, Century Business Products 126.41, Christensen Ambulance 3,250.00, Clark Engineering Corp. 10,816.55, Corelogic/Marshall & Swift 1,209.95, Delaney Nielsen & Sannes 4,000.00, Dependable Sanitation 7.00, Mitchell A Vilhouer 1,755.06, Lois Opitz 2,632.51, Scott Kuck 1,163.40, SD DOT 735.34, SDACC-Clerp 3,977.00, Xerox Corp. 237.23, Yankton Co. Treasurer 50.00,

**SUPPLIES:** ACE 643.76, All Flags LLC 143.85, Cardmember Service 2,637.49, Colonial Research 146.64, CWD 922.41, Day Co. Treasurer 792.01, Dollar General 128.70, Election Systems & Software 1,796.48, Farm & Home Publishers 1,250.00, Bonnie Fosheim 20.39, Glacial Lakes Technology Service 4,020.00, Scott Gruby 100.00, Johnson Lumber 17.16, Kelly Printing Supplies 141.95, McLeod's 511.80, Mid-American Research 516.14, Mike's Jack & Jill 194.37, Minn-Kota Communications, Inc. 857.30, Opitz Gravel 14,525.04, Power Plan 1,238.72, Satellite Tracking of People 87.75, Jerred Schreur 213.41, Spot On Printing 42.00, Team Laboratory Chemical, LLC 92,275.00, TrueNorth Steel 2,149.28, Twin Valley Tire 3,329.93, Valley Office Products 2.35, Webster Tire Inc. 648.95,

REPAIRS: Dave Hahler Automotive 133.61, Jeffrey Kwasniewski 9.57, Northside Implement 73.08, Sinner Auto 67.29, Snaza Implement LLC 584.40, Sturdevant's Auto Parts 265.78, Webster Auto Care Inc. 65.70,

UTILITIES: AT&T-FirstNet 65.37, City of Webster 231.96, ITC 1,374.53, Midcontinent Communications 288.86, Northwestern Energy 60.74, RC Technologies 50.00, Reliance Telephone Inc. 400.00,

DONATION: Webster Area Development Corp. 11,000.00,

INSURANCE: Louise Baumgarn 914.83, Law Office of Danny R Smeins 2,000.00,

PER DIEM: Frank James 59.40, Rick Tobin 41.40,

PUBLICATIONS: Reporter and Farmer 2,057.79, Waubay Clipper 2,180.13,

MANUAL CHECKS: Day County Treasurer 22.02, Day Co Conservation Dist. 525.00.

**CO. HEALTH NURSE:** County Health Nurse Brianna Aadland gave an updated report on COVID-19.

**HIRE REPLACEMENT FOR DEPUTY SHERIFF:** Sheriff Rucktaeschel informed the board that Deputy Jones could be leaving soon to become a Highway Patrolman. Moved by James, seconded by Tobin to authorize the Sheriff to hire a deputy replacement at \$18.00/hour with full benefits starting around June 15, 2020. Motion carried

**80% EMPLOYEE:** Sheriff Rucktaeschel will decide by June 15, 2020 who will be his 80% jailer/dispatcher employee.

**REPLACE TOILETS IN JAIL:** Moved by Sinner, seconded by Walters to approve replacing one or two (if necessary) toilets in the jail at an estimated cost of \$6,475.00 per toilet. Motion carried.

**ELEVATION LEVELS:** Discussion on elevation differentials between Day County lakes. Frank James will discuss the issue with States Attorney Smeins.

**PART-TIME HIRE:** Moved by James, seconded by Tobin to approve the Hwy. Dept. to hire Leo German for part-time work, as needed, at \$20.23/hour starting in June 2020. Motion carried.

**RECESS:** Chairman Tompkins declared a recess at 10:11 AM. Chairman Tompkins reconvened the regular session at 10:14 AM.

**PIERPONT TOWN PROPERTY:** Per States Attorney Smeins, the deed has not been received yet to transfer the property.

**COVID-19 COURTHOUSE GUIDELINES:** Moved by Sinner, seconded by Tompkins to open the courthouse to the public on Monday June 8, 2020 with the following guidelines: 1) masks are required when entering the courthouse, 2) practice social distancing, 3) the courthouse will not be open to the public for walking inside, use of the community rooms or use of the bathrooms or drinking fountains, 4) be mindful that only the people who need to do business in the courthouse should enter. Motion carried by the following votes: four yes-Sinner, Walters, Tompkins and Tobin; one no-James.

**SD JOBS GRANT PROGRAM:** Moved by James, seconded by Tobin to adopt the following resolution. Motion carried.

#### RESOLUTION #2020-13

#### SOUTH DAKOTA JOBS PROGRAM GRANT

WHEREAS, Jake Zimmerman-Zimmerman Livestock, LLC has been approved for a South Dakota Jobs Grant pursuant to SDCL 1-16G-48(5), et. seq. and ARSD Chapter 68:02:10 for construction of a Concentrated Animal Feeding Operation on April 21, 2020; and

WHEREAS, the Day County Planning & Zoning Commission had the first Review Hearing of a Conditional Use Permit to operate a 1,200-animal unit Concentrated Animal Feeding Operation in the Agriculture District on March 17, 2020. The property is legally described as the NENESW of Section 25, T 121 N, R 58 W of the 5<sup>th</sup> P.M., Day County, South Dakota; and

WHEREAS, the Day County Board of Adjustment approved the Conditional Use Permit for the Concentrated Animal Feeding Operation on April 21, 2020; and

WHEREAS, assignment of payment is required to be signed by Day County, South Dakota.

NOW, THEREFORE, BE IT RESOLVED that the Day County Commission authorizes the County Auditor, Bonnie Fosheim to sign assignment of payment for South Dakota Jobs Program Grant Agreement No: SD Jobs 20-10.

Adopted this 4<sup>th</sup> day of June, 2020 at Webster, SD.

James Tompkins, Chairman

ATTEST: Bonnie Fosheim, Auditor

**EXECUTIVE SESSION:** Moved by Sinner, seconded by Walters to enter Executive Session at 10:15 AM for personnel matters as per SDCL 1-25-2. Motion carried. Chairman Tompkins reconvened the regular session at 10:48 AM.

**ADJOURNMENT:** Moved by James, seconded by Sinner to adjourn until 9:00 AM, Tuesday June 16, 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.