

DAY COUNTY COMMISSION
WEBSTER, SOUTH DAKOTA
June 16, 2020
(unapproved)

The Day County Board of Commissioners convened in regular session at 9:00 AM, Tuesday June 16, 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, Sheriff Rucktaeschel, States Attorney Smeins and Amanda Fanger -R&F.

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

CORRESPONDENCE: Kyle Brown.

PUBLIC COMMENTS: None.

MINUTES: Moved by Sinner, seconded by Walters to approve the minutes for June 4, 2020 regular commissioner meeting. Motion carried.

PAYROLL: Moved by Tobin, seconded by Sinner to approve and authorize the chairman to sign the payroll period ending June 6, 2020. Motion carried.

Auditor's Office 5,231.14; Treasurer's Office 6,047.20; Register of Deeds 3,667.20; State's Attorney 2,096.00; Sheriff's Office 9,874.65; Jailors 6,549.75 Assessor's Office 4,969.71; Commissioners 2,706.92; Home Health 408.10; WIC 290.68; Veteran's Service 1,951.59; Maintenance 1,779.65; Extension 1,106.00; Welfare 553.00; Drainage 98.08; Planning & Zoning 295.58; OEM 730.00; 911 365.00; Weed 670.15; Highway 19,488.13; Social Security 4,171.22; Medicare 975.52; Life Insurance 295.84; SD Retirement 3,571.37 for a total of 77,892.48.

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

SERVICES: A&B Business Inc. 188.60, Aramark Uniform Services/Ameripride Services Inc. 177.80, Bullert Automotive LLC 425.00, Century Business Products 80.11, City of Watertown 4,694.49, Judy Cleveland 203.00, Dakota Counseling Group, LLC 1,500.00, Ameripride 225.35, Microfilm Imaging Systems Inc. 80.00, Scantron Corp. 443.00, SDACO M&P Fund 280.00, Tyler Technologies Inc. 2,552.56,

SUPPLIES: 3-D Specialties Inc. 444.64, American Solutions for Business 27.25, BPRO Inc. 450.00, Colonial Research 137.04, Josh Hoven 168.95, Kriech Const. 30,993.21, Loiseau Const. Inc. 6,354.17, Phoenix Supply 90.00, SD Federal Property Agency 750.00, Sioux Valley Cooperative 7,894.17, Skeide Graveling 1,200.00, Sturdevant's Auto Parts 833.20, Valley Office Products 482.15,

REPAIRS: Butler Machinery 1,579.62, Dave Hahler Automotive 256.44, Lycox Enterprises Inc. 1,144.60, Rumpza Repair, Inc. 108.75, Transource Trucking Equipment Inc. 47.69,

UTILITIES: Northwestern Energy 2,931.86, Ottetail Power Co. 29.36,

MANUAL CHECKS: Day County Treasurer 239.44, Danny Smeins 2000.00, SD Dept. of Revenue 109,361.46.

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 June 1, 2020. Total amount of deposits in bank 139,329.06. Total amount of actual cash 435.07. Total amount of deposits and drafts in treasurer's possession not exceeding three days 11,547.10. 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 7,514,579.36; Postage 792.01; Register of Deeds petty cash 200.00; Credit cards 2,573.68 for a total of \$8,259,456.28. Cash Balances: General Fund 2,857,474.28; Highway 4,534,845.87; E911 -1,358.11; OEM 1,009.80; Domestic Abuse 169.00; 24/7 Fund 27,377.45 M & P Fund 43,856.94; 700 Accounts 780,497.77 equals \$8,243,873.00.

In compliance with the law, I, Jodi Berger hereby report the fees of the Office of Register of Deeds for the month of May 2020. Births (2) 30.00; Deaths (13) 195.00; Marriages (2) 80.00; Transfer fees 1,664.00; Recordings 4,325.00; Copies 385.00; Sales Tax .20 for a total of 6,679.20.

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 May 2020: Accident Reports 4.00; Phone cards 647.91; Phone Commission 42.82; Remote Breath Tests 168.00; Remote Breath Activation 80.00; Sheriff's Fees 632.52; Finger Prints 28.17; PBT's 120.00; Pistol Permits 68.00; Prisoners-Out of Co. 3,670.00; UA Fees 10.00; Work Release 35.00; GPS Monitoring 60.00; Sales Tax 43.92 for a total of 5,610.34.

SHERIFF'S VEST: Moved by Sinner, seconded by James to approve Sheriff Rucktaeschel to order a vest from Life Safe at an estimated cost of \$609.00 with delivery in 4-6 weeks. Motion carried.

APPLICATIONS FOR DEPUTY SHERIFF: Sheriff Rucktaeschel said he has not heard yet if Deputy Jones got accepted as a Highway Patrolman. When he hears when she is leaving, he will inform the board who he hired as her replacement as Deputy Sheriff.

PLANNING/ZONING: Moved by Tobin, seconded by James to recess the regular session at 9:17 AM, to convene as Planning, Zoning and Drainage Board. Motion carried. Chairman Tompkins reconvened the regular session at 9:37 AM.

PLAT: Upon recommendation of the Planning & Zoning Board, moved by James, seconded by Tobin to approve the following plat: Merlyn Drake-Lots T1, U1 & X located in Lots 6 & SESE 12.123.53. Motion carried.

RACINE TWP. CONCERNED CITIZENS: Justin Niles and Kermit Knapp appeared before the board asking for county assistance with a road in Racine Township that is getting washed away and it is the only access for several families. Moved James, seconded by Sinner to be consistent with a prior agreement between the county and Racine Township, the Hwy. Supt. and Racine Township Supervisors will work together. Motion carried.

RACINE TWP. ROAD: OEM Director Anderson informed the board about a 911 addressing problem on 438th Ave. between Section 32 & 33 in Racine Twp. Moved by James, seconded by Walters to correct the minutes of April 8, 1997 in reference to the Resolution concerning Scott Langager for property described as Section 33, Township 122N, Range 53, West of the 5th Principal Meridan should be corrected to Section 33, Township 122N, Range 55, West of the 5th Principal Meridan. This correction is retroactive to April 8, 1997 and to correct the minutes of March 3, 2009 for property describes as Section 32, Township 122N, Range 55, West of the 5th Principal Meridan should be corrected to Section 33, Township 122N, Range 55, West of the 5th Principal Meridan. This correction is retroactive to April 8, 1997. Motion carried.

LETTING AUTHORIZATION FOR PROJECT ER6191(28): Moved by James, seconded by Tobin to approve Letting Authorization for Project ER6191(28) (Co #17 Fort Sisseton Rd) and to authorize the chairman and auditor to sign it. Motion carried. Moved by James, seconded by Tobin to seal written authorization until bids are received. Motion carried.

GRADE RAISE: Moved by Sinner, seconded by James to approve the grade raise on Bierschbach's Grade with the bid letting on July 7, 2020 at 10:30 AM. Motion carried.

SD DOT AND COUNTY AGREEMENT FOR ER PROJECTS IN 2020: Moved by Walters, seconded by James to approve an Agreement (once the Hwy Supt. receives it) between SD DOT and Day County for five ER Projects in 2020. Motion carried.

NOTICE OF AWARD FOR ER GRADE RAISE SITES: Moved by Walters, seconded Sinner to approve a Notice of Award for ER Grade Raise Sites to Webster Scale Inc. and to authorize the chairman to sign it. Motion carried.

RECESS: Chairman Tompkins declared a recess at 10:43 AM. Chairman Tompkins reconvened the regular session at 10:53 AM.

ABATEMENT: Auditor Fosheim presented the following abatement for Commission approval. ABATEMENT #2020-15: Moved by Walters, seconded by Sinner to abate \$133.86 on parcel #77.34.0310 for Barry & Teri Nagel due to garage was assessed on the wrong parcel. Motion carried.

NATURAL HAZARD MITIGATION PLAN: Moved by Walters, seconded by James to adopt the following resolution. Motion carried.

RESOLUTION #2020#14

RESOLUTION TO ADOPT THE DAY COUNTY NATURAL HAZARD MITIGATION PLAN

WHEREAS Day County has experienced severe damage from strong winds, flooding, hail, heavy snow, heavy rain, and tornadoes on many occasions in the past century, resulting in property loss, loss of life, economic hardship, and threats to public health and safety;

WHEREAS a Hazard Mitigation Plan has been developed after more than one year of research and work by Day County Emergency Management, NECOG, and the Natural Hazard Mitigation Committee;

WHEREAS the Plan recommends hazard mitigation actions that will protect the people and property affected by the natural hazards that face the County;

WHEREAS a public meeting was held to review the Plan as required by law;

NOW THEREFORE BE IT RESLOVED by the Chairman and the Day County Commission that:

1. The Hazard Mitigation Plan is hereby adopted as an official plan of Day County,
2. The respective County official identified in the strategy of the Plan is hereby directed to implement the recommended action assigned to them. This official will report annually on the activities, accomplishments, and progress to Day County Commission, and
3. The Day County Emergency Manager will provide annual progress reports on the status of implementation of the plan to the County Commission. This report shall be submitted to the Commission by November 1st of each year.

PASSED by the Day County Commission this 16TH day of June, 2020.

James Tompkins, Chairman

ATTESTED and FILED this 16th day of June, 2020.

Bonnie Fosheim Day County Auditor

LETTER TO REPRESENTATIVE DUSTY JOHNSON-FLOODING: OEM Director Anderson presented a letter for Representative Dusty Johnson about the flooding in Day County. Moved by Walters, seconded by James to authorize the chairman to sign the letter to be sent to Representative Johnson. Motion carried.

COURTHOUSE CLOSED FOR HOLIDAY: The Day County Courthouse will be closed on Friday July 3, 2020 for the 4th of July Holiday.

COVID-19 COURTHOUSE GUIDELINES: The commissioners discussed with the department heads how the guidelines are working out. The guidelines will stay the same as the June 4th meeting emphasizing people entering the courthouse must wear a mask.

ADJOURNMENT: At 11:17 AM, moved by James, seconded by Tobin to adjourn until 9:00 AM, Tuesday June 30, 2020 to convene in the Commissioners Chambers in the Day County Courthouse. Motion carried.

James Tompkins
Chairman

ATTEST:

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.