

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

The Day County Board of Commissioners convened in regular session at 9:00 AM, Tuesday April 21, 2020 in the Commissioners Chambers in the Day County Courthouse. Meeting called to order by Chairman Tompkins. Members present: Commissioners James, Tobin, Sinner. Walters was present by teleconference. Others: Deputy Auditor Zimmerman, States Attorney Smeins and Amanda Fanger - R&F.

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

**CORRESPONDENCE:** None

**PUBLIC COMMENTS:** None.

**MINUTES:** Moved by Sinner, seconded by James to approve the minutes for April 7 & 14, 2020 regular commissioner meeting. Motion carried. Moved by Walters, seconded by Sinner to approve the minutes for April 14, 2020 equalization meeting. Motion carried.

**PAYROLL:** Moved by Tobin, seconded by James to approve and authorize the chairman to sign the payroll period ending March 28, 2020. Motion carried.

Auditor's Office 4,832.98; Treasurer's Office 5,047.20; Register of Deeds 3,567.20; State's Attorney 2,096.00; Sheriff's Office 9,386.63; Jailors 6,759.00; Assessor's Office 4,969.70; Commissioners 2,706.92; Home Health 524.56; WIC 346.50; Veteran's Service 1,742.14; Maintenance 2,040.87; Extension 1,106.00; Welfare 252.41; Drainage 98.08; Planning & Zoning 295.58; OEM 730.00; 911 365.00; Weed 670.15; Highway 18,744.27; Social Security 4,010.07; Medicare 937.84; Life Insurance 302.72; SD Retirement 3,536.46 for a total of 75,068.28.

Moved by Tobin, seconded by James to approve and authorize the chairman to sign the payroll period ending April 11, 2020. Motion carried.

Auditor's Office 4,831.20; Treasurer's Office 5,047.20; Register of Deeds 3,567.20; State's Attorney 2,096.00; Sheriff's Office 9,296.95; Jailors 5,900.60; Assessor's Office 5,319.70; Commissioners 2,706.92; Home Health 475.48; WIC 350.35; Veteran's Service 1,999.60; Maintenance 1,966.55; Extension 1,106.00; Welfare 316.00; Drainage 98.08; Planning & Zoning 295.58; OEM 784.75; 911 365.00; Weed 670.15; Highway 19,636.95; Social Security 3,966.11; Medicare 927.54; Health Insurance 28,521.10; SD Retirement 3,560.01 for a total of 103,805.02.

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

**SERVICES:** Aramark Uniform Services/Ameripride Services Inc. 220.64 , Business Radio Licensing 120.00, Butler Machinery 1,274.00, Century Business Products 100.63, Dean Schaefer Court Reporting 48.00, Fox Youngberg & Lewno 197.32, Ameripride 284.70, Joni Wileman 2,200.00, Joshua Finer 3,889.90, Kone Inc 230.88, Law Office of Danny Smeins 4,872.88, Jessica Martinez Perez 2,600.00, Calleen Misterek 152.00, Sanford Health 606.00, SDACO M&P Fund 256.00,

**SUPPLIES:** 3-D Specialties Inc 1,334.76, Colonial Research 565.47, Kwasniewski Enterprises Inc.-Cornwell Drug 76.37, Fron Lutheran Church 75.00, Lyle Signs Inc 551.03, Mid American Research 101.42, Myron's Welding 88.49, National 4-H Council Shop 100.81, Newman Traffic Signs 428.00, Phoenix Supply 195.00, Satellite Tracking of People LLC 386.75, Sioux Valley Cooperative 748.73,

**REPAIRS:** Northstar Mechanical Inc. 3,541.85,

**UTILITIES:** Dependable Sanitation 146.48, ITC Telecom 51.68, James Valley Telecommunication 139.40, Northwestern Energy 3,824.81, Ottertail Power Co. 31.12, Venture Communication Inc. 264.69,

**PUBLICATION:** Reporter & Farmer 415.02, Waubay Clipper 786.87,

**RENT:** Hanlon Bros. 4,603.99, Kriech Construction 3,060.31

**MANUAL CHECKS:** SD Dept. of Revenue 116,534.00, Avera 703.00

**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 April 1, 2020. Total amount of deposits in bank 881,235.32. Total amount of actual cash 934.46. Total amount of deposits and drafts in treasurer's possession not exceeding three days 71,590.43. 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 4,983,068.78; Postage 357.30; Register of Deeds petty cash 200.00; Credit cards 187.60 for a total of \$6,527,573.89. Cash Balances: General Fund 2,412,993.70; Highway 3,141,326.96; E911 449.93; OEM 4,524.72; Domestic Abuse 379.00; 24/7 Fund 26,706.45; M & P Fund 43,332.94; 700 Accounts 897,660.19; equals \$6,527,373.89.

In compliance with the law, I, Jodi Berger hereby report the fees of the Office of Register of Deeds for the month of March 2020. Births (15) 225.00; Deaths (12) 180.00; Marriages (0) ; Transfer fees 3,756.00; Recordings 5,910.00; Copies 2,673.85; Sales Tax .19 for a total of 12,745.04.

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 March 2020: Accident Reports 4.00; Phone cards 150.24; Phone Commission 145.11; Remote Breath Tests 56.00, Sheriff's Fees 931.82; Finger Prints 37.56; PBT's 178.00; Pistol Permits 59.00; UA Fees 140.00; Work Release 105.00; GPS Monitoring 490.00; Sales Tax 12.20 for a total of 2,308.93.

**SUMMER ASSISTANT:** Melissa Waldner-Executive Director for Webster Area Development introduced Emma Kröll as their summer assistant.

**PLANNING/ZONING:** Moved by James, seconded by Sinner to recess the regular session at 9:15 AM, to convene as Planning, Zoning and Drainage Board. Motion carried. Chairman Tompkins reconvened the regular session at 9:37 AM.

**WEED BOARD:** Moved by James, seconded by Sinner to recess and convene as a Weed Board at 10:00 AM. Motion carried. Chairman Tompkins reconvened the regular meeting at 10:07 AM. Next Weed Board meeting will be the first meeting in July 2020 at 10:00 AM.

**BUTLER BRIDGE AGREEMENT:** Moved by Sinner seconded by Tobin to table the Butler Bridge Agreement per recommendation from States Attorney Smeins. Smeins will review agreement further in depth. Motion carried.

**SDDOT PROPOSED FUNCTIONAL CLASSIFICATION RESOLUTION:** Moved by James, seconded by Tobin to adopt the following Resolution # 2020-10

#### **DAY COUNTY**

#### **RESOLUTION 2020-10**

#### **APPROVING THE SOUTH DAKOTA DEPARTMENT OF TRANSPORTATION PROPOSED FUNCTIONAL CLASSIFICATION**

**WHEREAS,** there are identified specific types of roads and corresponding functions of those roads, some of which have not been updated for several years; and

**WHEREAS,** the Federal Highway Administration (FHWA), has prescribed rules governing the functional classification of roadways within Day County; and

**WHEREAS,** the South Dakota Department of Transportation (SDDOT) has verified all roadway mileage for Day County; and

**WHEREAS,** SDDOT has recommended that changes be made to specific roadways based upon functional classification standards as prescribed by FHWA.

**NOW, THEREFORE, BE IT RESOLVED,** that the Board of County Commissioners hereby approve changing the following functional classifications in Day County:

**Rural Minor Collector to a Rural Local Road**

143<sup>rd</sup> St: From 446<sup>th</sup> Ave. west approximately 0.133 miles.

429<sup>th</sup> Ave: From 126<sup>th</sup> St. south approximately 4.112 miles to 130<sup>th</sup> St.

**Rural Local Road to a Rural Minor Collector**

427<sup>th</sup> Ave: From 130<sup>th</sup> north approximately 4.043 miles to 126<sup>th</sup> St.

**Rural Local Road to a Rural Major Collector**

Railroad Ave: From Finch St. west approximately 0.260 miles to Main St. in Andover.

Main St: From Railroad Ave. north approximately 0.148 miles to US 12 in Andover.

Adopted this 21<sup>st</sup> Day of April, 2020.

James Tompkins, Chairman Board of County Commissioners

ATTEST: Karli Zimmerman, Day County Deputy Auditor

**CONSTRUCTION AND MAINTENANCE GRAVEL MATERIAL BID:** Bids received for Construction and Maintenance Gravel Material: Behnke Sand & Gravel, Carlson Crushing & Excavating LLC, Hanlon Brothers., Holscher Pit, HF Jacobs & Son Construction, Inc., Kriech Construction, Opitz Gravel, CT Sibson Gravel and Benthin Blading. Moved by James, seconded by Sinner to accept all bids on availability and location as needed. Motion carried.

**AUDIT CLOSING:** Dave Schlosser with Legislative Audit discussed the Management Representation Letter of their findings during the audit for 2017-2018. Moved by James, seconded by Sinner to approve the management letter. Motion carried.

**SHERIFF TO ADVERTISE:** Moved by James, seconded by Walters for Sheriff Rucktaeschel to advertise and hire an 80% Jailer/Dispatcher. Motion carried.

**ABSENTEE VOTING:** Deputy Auditor Zimmerman updated the Commission that absentee voting began on Friday the 17<sup>th</sup>. Clarified that the SOS office will be sending every registered voter an absentee application.

**PIERPONT TOWN PROPERTY:** Commissioners received a letter from the Town of Pierpont along with photographs showing the deteriorated condition of a residence/lots in the Town of Pierpont and discussed the ownership status and tax liability. Town President Audrey Johnson also appeared by telephone. Commissioners discussed with Sate's Attorney, County Treasurer's office and Director of Equalization regarding options available. The property was on tax sale, however, was removed based upon agreement with owner regarding payment of accumulated taxes. One of the options considered was County accepting a Deed in Lieu of Taxes and a sale of property by owner for taxes. Commissioners requested that County discuss with owner or his agents regarding an appropriate solution to the problem.

**ADJOURNMENT:** Moved by James, seconded by Sinner to adjourn until 9:00 AM, Tuesday May 5, 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.